

HERTFORDSHIRE COUNTY COUNCIL

THE HERTFORDSHIRE (HITCHIN TOWN CENTRE) (RESTRICTED PARKING ZONE) ORDER 2023

THE HERTFORDSHIRE (HIGH STREET, MARKET PLACE AND CHURCHYARD, HITCHIN) (PEDESTRIAN ZONE) ORDER 2023

NOTICE is given that the Hertfordshire County Council has made Orders under the Road Traffic Regulation Act 1984 to introduce a Restricted Parking Zone and a Pedestrian Zone in part of Hitchin Town Centre as specified in the Schedules to this Notice. The Orders make permanent the previous experimental restrictions introduced in February 2022 and will come into effect on Friday 18 August 2023.

Documents giving more detailed particulars of the Orders are held on deposit and may be viewed from 17 August 2023 to 28 September 2023 during normal office hours at Main Reception, Hertfordshire County Council, County Hall, Pegs Lane, Hertford or may also be viewed online from 17 August 2023 at www.hertfordshire.gov.uk/trafficorders by selecting North Herts and looking at Ref: NH01121.

Enquiries relating to the Order should be referred to the Highways Engineer concerned Ross Corben tel: 07818 019847 or ross.corben@hertfordshire.gov.uk

Any person wishing to question the validity of the Orders, or of any provision contained in them, on the grounds that it is not within the powers conferred by the Road Traffic Regulation Act 1984, or on the grounds that any requirement of the Act or any Instrument made under it has not been complied with in relation to the Orders, may within 6 weeks from the date of this Notice apply to the High Court for this purpose.

SCHEDULE 1: Restricted Parking Zone affecting High Street, Market Place, Churchyard and Sun Street and as set out in the Order and accompanying plan - and will introduce:

- No waiting / no loading at any time throughout the zone except where signed in marked bays. Marked bays will include -
- Disabled persons parking bays effective Monday to Saturday - timings as set out within the Order.
- Goods vehicle loading bays effective Monday to Saturday - timings as set out within the Order.
- Loading bays effective Monday to Saturday - timings as set out within the Order.
- Taxi Clearway / Loading Bays - timings as set out within the Order.
- Permit Holder Parking Bays effective Monday to Saturday – timings as set out within the Order.

SCHEDULE 2: Pedestrian Zone affecting High Street, Market Place and Churchyard (in part) and as set out in the Order and accompanying plan – operating between 10:00am and 4:00pm Monday to Saturday, which will prohibit all motor vehicles entering the Pedestrian Zone during that period, except for Permit Holders, Postal deliveries, Funeral Directors vehicles for access to St Mary's Church during the course of a funeral, emergency service vehicles, and vehicles engaged in highway maintenance or for statutory highway duties. Pedal Cyclist access will be unaffected.

County Hall
Hertford
Herts SG13 8DN

17 August 2023
Scott Crudgington
Deputy Chief Executive & Executive Director (Resources)

HERTFORDSHIRE COUNTY COUNCIL

ROAD TRAFFIC REGULATION ACT 1984

Date of Order: 07/08/2023

Order No: 8567

THE HERTFORDSHIRE (HIGH STREET, MARKET PLACE AND CHURCHYARD, HITCHIN) (PEDESTRIAN ZONE) ORDER 2023

The Hertfordshire County Council in exercise of their powers under Sections 1, 2, 3 and 4 of the Road Traffic Regulation Act 1984 (which said Act of 1984 is hereinafter referred to as “the Act of 1984”), and Part IV of Schedule 9 of the Act of 1984 and of all other enabling powers and after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 of the Act of 1984, hereby make the following Order:-

1. (a) This Order may be cited as “The Hertfordshire (High Street, Market Place and Churchyard, Hitchin) (Pedestrian Zone) Order 2023” shall come into effect on Friday 18 August 2023.
- (b) The Hertfordshire (High Street, Market Place and Churchyard, Hitchin) (Pedestrian Zone) Order 2023 plan numbered **NH01121P2P** inclusive of the key therein (hereinafter referred to as the “Pedestrian Zone Plan”) is incorporated into this Order and its schedule.
2. **Interpretation**
In this Order –
 - (a) ‘motor vehicle’ shall have the meaning as given in Section 136(1) Road Traffic Regulation Act 1984.
 - (b) ‘pedal cycle’ shall have the meaning as given in The Traffic Signs Regulations and General Directions 2016 – Part 2, Schedule 1.
 - (c) “Pedestrian Zone” means those lengths of High Street, Market Place and Churchyard, Hitchin as particularised on the “Pedestrian Zone Plan” and in its key therein, which is incorporated into this Order.
 - (d) the “Pedestrian Zone Plan” means plan number **NH01121P2P** including the Key therein, which is incorporated into this Order pursuant to Article 1(b) hereof;
 - (e) “Permit holder” shall have the meaning as any person who is the holder of a permit issued by North Hertfordshire District Council which entitles a motor vehicle being used by the holder to enter or be in the “Pedestrian Zone” during restricted hours.
 - (f) “Permit” shall have the meaning as a written permit in a form prescribed by North Hertfordshire District Council issued by an Authorised Officer of that Council, which entitles a motor vehicle being used by a permit holder to enter or be in the “Pedestrian Zone” during “Restricted hours”.
 - (g) “Restricted hours” shall have the meaning as 10:00am to 4:00pm Monday to Saturday inclusive as particularised in the “Pedestrian Zone Plan” and its key therein.
 - (h) “universal service provider”, “provision of a universal postal Service” and “postal packet” shall bear the same meanings as in Section 65 of the Postal Services Act 2011.
 - (i) "relevant position" means: A vehicle displays a Permit in the relevant position if:

- (i) in the case of a vehicle fitted with a dashboard or fascia panel, the Permit is exhibited thereon so that it is legible from outside the vehicle; or
 - (ii) in the case of vehicle not fitted with a dashboard or fascia panel, the Permit is exhibited in a conspicuous position on the vehicle so that it is legible from outside the vehicle.
3. Save as provided in Article 4 to this Order no person shall cause or permit any motor vehicle to enter or be in the "Pedestrian Zone" as defined within Article 2(c) during the "Restricted hours".
4. Nothing in Article 3 of this Order applies in relation to –
 - (a) a vehicle being used by Permit Holder on which is displayed in the relevant position a valid Permit.
 - (b) a vehicle being used for Fire and Rescue, Ambulance or Police purposes.
 - (c) anything done with the permission of or at the direction of a Police Constable in uniform.
 - (d) a vehicle which is being used for one or more of the following purposes and which cannot reasonably be used for such a purpose without entering or being in the "Pedestrian Zone";
 - (i) any operation involving building, demolition or excavation;
 - (ii) the removal of any obstruction to traffic;
 - (iii) the maintenance (including winter maintenance), improvement or reconstruction of a road;
 - (iv) constructing, improving, maintaining, or cleaning of any street furniture; or
 - (v) the laying, erection, alteration, repair or cleaning of any sewer or of any main pipe or apparatus for the supply of gas, water or electricity, or of any telecommunications apparatus kept or installed for the purposes of a telecommunications code system or of any other telecommunications apparatus lawfully kept installed in any position.
 - (e) a marked vehicle which, whilst used by a universal service provider in the course of the provision of a universal postal service, is required to enter or be in the "Pedestrian Zone" to enable postal packets to be delivered or collected.
 - (f) a Hearse or other official vehicle owned and operated by a Funeral Director entering the "Pedestrian Zone" for the purpose of gaining access to St Mary's Church, Churchyard in connection with the holding of a funeral at that Church.
 - (g) a pedal cycle.
5. The Hertfordshire County Council in making this Order are satisfied that this Order is required to avoid the likelihood of danger to persons using those lengths of road specified in Article 2(c) of this Order.
6. The provisions of the following Orders are hereby revoked, but only in so far as they are affected by the restrictions imposed by this Order:

The Hertfordshire (High Street, Hitchin) (Prohibition of Driving, Except for Permit Holders and Pedal Cycles) Order 2002

The Hertfordshire (High Street, Hitchin) (Prohibition of Driving, Except for Permit Holders and Pedal Cycles) Order 2002 (Amendment) Order 2017

7. In accordance with Section 92 of the said Act of 1984 upon the coming into effect of this Order, gates will be placed at the entrance to the "Pedestrian Zone" as specified in Article 2(c) of this Order.
8. The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.
9. The restrictions imposed by this Order shall be in addition to and not in derogation from any restriction or requirement imposed by any other regulations made or having effect as if made under the Act of 1984 or by or under any other enactment.

SCHEDULE

Pedestrian Zone Plan

Plan number - **NH01121P2P**

Signed:

Charlotte McKay

Charlotte McKay
Assistant Chief Legal Officer

Dated: 07/08/2023

HERTFORDSHIRE COUNTY COUNCIL

ROAD TRAFFIC REGULATION ACT 1984

TRAFFIC REGULATION ORDER

Date: 07/08/2023

Order No: 8566

**THE HERTFORDSHIRE (HITCHIN TOWN CENTRE) (RESTRICTED PARKING ZONE)
ORDER 2023**

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The Hertfordshire County Council, in exercise of their powers under Sections 1, 2, 3, 4, 32 and 35 of the Road Traffic Regulation Act 1984 (which said act of 1984 is hereinafter referred to as the Act of 1984) and Part 1V of Schedule 9 of the Act of 1984 and of all other enabling powers, and after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 to the 1984 Act, hereby makes the following Order:

PART I - PRELIMINARY

Citation and commencement

1. (a) This Order may be cited as “The Hertfordshire (Hitchin Town Centre) (Restricted Parking Zone) Order 2023” shall come into effect on Friday 18 August 2023.

(b) The Hertfordshire (Hitchin Town Centre) (Restricted Parking Zone) Order 2023 plan numbered **NH01121P1P** (hereinafter referred to as the “Restricted Parking Zone plan”) is incorporated into this Order.

Interpretation

2.(1) In this Order, except where the context otherwise requires, the following expressions have the meaning hereby respectively assigned to them:

“civil enforcement officer” has the meaning as given in the Traffic Management Act.

“County Council” means the Council of the County of Hertfordshire.

“Council” means North Hertfordshire District Council and includes any parking services contractors or authorised agent appointed by and acting on behalf of the Council for the purposes of any function under the provisions of this Order;

“designated officer” means an officer nominated by North Hertfordshire District Council to carry out Council functions associated with the provisions of this Order;

“disabled person’s badge” and “disabled person’s vehicle” have the same meaning as in the Local Authorities’ Traffic Orders (Exemptions for Disabled Persons) (England and Wales) Regulations 1986 and the Disabled Persons (Badges for Motor Vehicles) Amendment Regulations 1992 and as amended by the Local Authorities Traffic Orders (Exemption for Disabled Persons) (England) Regulations 2000;

“driver”, in relation to a vehicle waiting in a parking place, parking bay or the Restricted Parking Zone, means the person driving the vehicle at the time it was left in the parking place, parking bay, or Restricted Parking Zone;

“enactment” means any enactment, whether public general or local, and includes any order, byelaw, rule, regulation, scheme or other instrument having effect by virtue of an enactment;

“goods” means goods of any kind whether animate or inanimate and includes postal packets of any description; and “delivering” and “collecting” in relation to any goods includes checking the goods for the purpose of their delivery or collection;

“goods vehicle” means a motor vehicle which is constructed or adapted for use for the carriage of goods or burden of any description and is not drawing a trailer;

“loading bay” means an area contained within the Restricted Parking Zone indicated by contrasting surfacing or bay markings to show the position in which a vehicle may be parked for the purpose of loading and unloading goods, as shown on the “Restricted Parking Zone plan” and identified in the key to that plan.

“Motor-cycle” has the same meaning as that in the Road Vehicles (Construction and Use) Regulations 1986;

“owner”, in relation to a vehicle, means the person by whom such vehicle is kept and used;

“parking disc” means a disc, issued by a local authority, complying with the requirements of the British Standard Specifications for Parking Discs (BS No. 4631: 1970), coloured orange or blue, and capable of showing the quarter hour period during which a period of waiting begins;

“parking place / parking bay” means an area contained within the Restricted Parking Zone indicated by contrasting road surfacing or markings to show the position in which a vehicle or vehicle of a particular class may be parked as set out Articles 5, 6 and 7 of this Order and as shown on the “Restricted Parking Zone plan” and identified in the key to that plan;

“passenger vehicle” means a motor vehicle (other than a motor-cycle or invalid carriage) constructed or adapted solely for the carriage of not more than twelve passengers (exclusive of the driver) and their effects and not drawing a trailer;

“penalty charge” has the same meaning as a charge set by the Council in accordance with The Civil Enforcement of Road Traffic Contraventions (Approved Devices, Charging Guidelines and General Provisions) (England) Regulations 2022 and the provisions of Part 6 and Schedule 9 of the Traffic Management Act 2004.

“Permit holder” shall have the meaning as any person who is the holder of a permit issued by North Hertfordshire District Council under the terms of The Hertfordshire (High Street, Market Place and Churchyard, Hitchin) (Pedestrian Zone) Order 2023.

“Permit” shall have the meaning as a written permit in a form prescribed by North Hertfordshire District Council issued by an Authorised Officer of that Council, under the terms of The Hertfordshire (High Street, Market Place and Churchyard, Hitchin) (Pedestrian Zone) Order 2023.

“Permit holder parking bay” means an area contained within the Restricted Parking Zone indicated by contrasting road surfacing or markings to show the position in which a Permit holders vehicle may be parked as set out Articles 5 and 7 of this Order and as shown on the “Restricted Parking Zone plan” and identified in the key to that plan;

“permitted hours” means the hours and days of the week as particularised on “the Restricted Parking Zone plan” and key thereof;

“Prohibited waiting area” shall have the meaning as described in Article 3(1) of this Order.

“Restricted Parking Zone” or “RZ” is an area in which all the streets are subject to waiting restrictions other than lengths of road where parking bays are designated, whether these parking bays bear road markings or not;

“Restricted Parking Zone plan” means The Hertfordshire (Hitchin Town Centre) (Restricted Parking Zone) Order 2023 plan numbered **NH01121P1P** including the Key therein, which is incorporated into this Order pursuant to Article 1(b) hereof;

“relevant position” means:

- i) A vehicle displays a disabled person’s badge in the relevant position if:
 - a. in the case of a vehicle fitted with a dashboard or fascia panel, the badge is exhibited thereon so that Part 1 of the badge is legible from outside the vehicle; or
 - b. in the case of vehicle not fitted with a dashboard or fascia panel, the badge is exhibited in a conspicuous position on the vehicle so that Part 1 of the badge is legible from outside the vehicle;
- ii) A vehicle displays a parking disc in the relevant position if:
 - a. in the case of a vehicle fitted with a dashboard or fascia panel, the disc is exhibited thereon so that the quarter hour period during which the period of waiting began is legible from outside the vehicle; or
 - b. in the case of a vehicle not so fitted, the disc is exhibited in a conspicuous position on the vehicle so that the quarter hour period during which the period of waiting began is legible from outside the vehicle.

“Taxi Clearway” means an area contained within the Restricted Parking Zone indicated by contrasting surfacing or bay markings to indicate the position in which a vehicle being a taxi may wait for the purpose of plying for hire, or the picking up or setting down passengers, as shown on the Restricted Parking Zone plan and identified in the key to that plan.

“Taxi” shall have the meaning as given in Schedule 1 of The Traffic Signs Regulations and General Directions 2016 (SI 2016/362)

“telecommunication system” has the same meaning as in the Telecommunications Act 1984 (c.12);

- (2) Any reference in this Order to a numbered Article or Schedule shall, unless the context otherwise requires, be construed as a reference to the Article or Schedule bearing that number in this Order.
- (3) Any reference in this Order to any enactment shall be construed as a reference to that enactment as amended, applied, consolidated, re-enacted by or as having effect by virtue of any subsequent enactment.
- (4) For the purposes of this Order a vehicle shall be regarded as displaying a disabled person’s badge in the relevant position when it is so regarded for the purposes of Regulation 4 of The Local Authorities’ Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000.

PART II - RESTRICTIONS AND PARKING PLACES / BAYS

Section 1 – Provisions of the Order

Prohibited Waiting Areas

3. (1) Save as provided in Article 4 of this Order no person shall cause or permit any vehicle to stop or wait on areas of Road or sides of the Road where stopping, waiting loading or unloading is not allowed as shown on the “Restricted Parking Zone plan” and identified in the Key to that plan.
 - (2) Where a person contravenes any provision contained within this Order and any restriction or provision as shown on the “Restricted Parking Zone plan” and detailed on the key to that plan; and the vehicle does not fall into any one of the exemptions contained within Article 4 of this Order, the owner or driver of the vehicle in question shall be deemed to have committed a contravention of this Order.
 - (3) Where a person contravenes the provisions set out in Article 3(1) of this Order, the Owner of the Vehicle in question shall incur a penalty charge.
4. The following Vehicles are exempt from the General Prohibition as set out in Article 3:
 - (a) A vehicle, necessarily required for use in connection with any of the following operations, namely:-
 - (i) the removal of any obstruction to traffic,
 - (ii) the maintenance, improvement or reconstruction on the areas of Road or sides of Road, and
 - (iii) the laying, erection, alteration or repair in or on land adjacent to the Roads, lengths of Road or sides of Road of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any telegraphic line by a utility organisation while attending to their apparatus;
 - (b) a vehicle in the service of the Council or any other Local Authority whilst necessarily required for use in connection with highway works, highways and parking enforcement, waste collection or street cleansing activities;
 - (c) a vehicle which is:
 - (i) required by law to stop; or
 - (ii) obliged to stop so as to prevent an accident; or
 - (iii) prevented from proceeding by circumstances outside his control; or
 - (iv) caused or permitted to stop or wait upon the direction or with the permission of a police constable in uniform.

- (d) a Public Service Vehicle whilst waiting at an authorised stopping place;
- (e) a vehicle being used for:
 - (i) fire and rescue, ambulance or police purposes; or
 - (ii) attending an emergency by a Doctor, a District Nurse or Midwife.
The Council may require evidence to show that there was a genuine emergency.
- (f) a vehicle authorised by virtue of any special written dispensation by North Hertfordshire District Council.
- (g) a vehicle in the service of a Universal Service Provider being used for the purpose of Delivering or Collecting postal packets, save for the areas of Road and sides of the Road where loading or unloading are specifically regulated as identified and defined by the Key to the "Restricted Parking Zone plan".

Designation of Parking Places / Parking Bays

- 5. (1) Those sections of road identified on the "Restricted Parking Zone plan" and detailed in the key to that plan as Parking Places / Parking Bays are authorised to be used subject to the following provisions of this Order as Parking Places / Parking Bays for such classes of vehicles in such positions and on such days and during such hours and to such limitations as identified on the "Restricted Parking Zone plan" and detailed in the key to that plan.
- (2) Parking Places / Parking Bays as shown on the "Restricted Parking Zone plan" and identified in the key to that plan may be used for the leaving during the permitted hours of vehicles of the following class, that is to say, passenger vehicles (the overall height of which does not exceed 2.3 metres and the overall length of which does not exceed 5.25 metres) goods carrying vehicles (the overall height of which does not exceed 2.3 metres and the overall length of which does not exceed 5.25 metres) and motorcycles, subject to such limitations as specified within this Order and as shown on the "Restricted Parking Zone plan" and identified in the key to that plan ;

Leaving of vehicles in Parking Places / Parking Bays

- 6.(1) No person shall cause or permit any vehicle to wait in an area designated as a disabled persons parking bay, loading bay, goods vehicle loading bay, taxi clearway bay or permit holders parking bay during the permitted hours unless authorised by the provisions of this Order or with the permission of a Designated Officer or Civil Enforcement Officer.
- (2) Where a person contravenes the provisions set out in Article 6(1) of this Order, the Owner of the Vehicle in question shall incur a penalty charge.

Vehicles for which Parking Places / Parking Bays are designated

- 7. Subject to the provisions of this Order:-
 - (1) Disabled Persons Parking Bays as shown and identified on the "Restricted Parking Zone plan" and detailed in the key to that plan may be used for the leaving during the permitted hours of vehicles of the following class, that is to say, disabled persons vehicles (on which must be displayed in the relevant position a valid disabled persons badge and parking disc).
 - (2) Taxi Clearway Bays as identified and shown on the "Restricted Parking Zone plan" and detailed in the key to that plan as taxi clearway bays may only be used for the stopping and waiting of taxis during the hours of 6:00pm to 6:00am on any day for the purpose of plying for hire and dropping off or picking up of passengers.

- (3) Loading Bays as identified and shown on the “Restricted Parking Zone plan” and detailed in the key to that plan as loading bays may be used for the leaving during the permitted hours of vehicles for the purpose of loading and unloading goods.
- (4) Goods Vehicle Loading Bays as identified and shown on the “Restricted Parking Zone plan” and detailed in the key to that plan as goods vehicle loading bays may be used for the leaving during the permitted hours of goods vehicles for the purpose of loading and unloading goods.
- (5) Permit Holders Parking Bays as identified and shown on the “Restricted Parking Zone plan” and detailed in the key to that plan as permit holder parking bays may be used for the leaving during the permitted hours of vehicles on which is displayed in the relevant position a valid Permit issued by North Hertfordshire District Council under the terms of The Hertfordshire (High Street, Market Place and Churchyard, Hitchin) (Pedestrian Zone) Order 2023.

Alteration of position of a vehicle in a Parking Place / Parking Bay

8. Where any vehicle is standing in a disabled persons parking bay, loading bay, goods vehicle loading bay, taxi clearway bay, or permit holders parking bay in contravention of the provisions of Article 11 a Civil Enforcement Officer may cause to be altered the position of the vehicle in order that its position shall comply with those provisions.

Removal of a vehicle from a Parking Place / Parking Bay or Restricted Parking Zone

9. Where a Civil Enforcement Officer is of the opinion that any of the provisions contained in Articles 3 or 7 of this Order have been contravened or not complied with in respect of a vehicle left in any part of a parking place / parking bay or prohibited waiting area they may remove or cause to be removed the vehicle from the parking place / parking bay, or prohibited waiting area and, where it is so removed, shall provide for the safe custody of the vehicle and its contents.

Movement of a vehicle in a Parking Bay in an emergency

10. A Civil Enforcement Officer or Police Constable in uniform may move or cause to be moved, in case of emergency, to any place they think fit, any vehicle left in a parking place / parking bay or prohibited waiting area.

PART III - SUPPLEMENTARY PROVISIONS

Section 1 - General

Manner of standing in a Parking Place / Parking Bay

11. (1) Every vehicle left in a parking place / parking bay in accordance with the foregoing provisions of this Order shall so stand -
 - (a) that the left or near side of the vehicle is adjacent to the left-hand edge of the carriageway and the distance between the edge of the carriageway and the near side wheels of the vehicle is not more than 300 millimetres.
 - (b) that no part of the vehicle obstructs any vehicular means of ingress to or egress from premises adjacent to the side of the road on which the vehicle is waiting.

Power to suspend the use of a Parking Place / Parking Bay

12. (1) Any person duly authorised by the Council may suspend the use of a parking place / parking bay or any part thereof whenever they consider such suspension reasonably necessary:

- (a) for the purpose of facilitating the movement of traffic or promoting its safety;
 - (b) for the purpose of any building operation, demolition or excavation adjacent to the parking place, the maintenance, improvement or reconstruction of the highway or the cleansing of gullies in or adjacent to the parking place, the laying, erection, alteration or repair in or adjacent to the parking place of any sewer or of any main, pipe, or apparatus for the supply of gas, water or electricity or of any telecommunication system or the placing, maintenance or removal of any traffic sign;
 - (c) for the convenience of occupiers of premises adjacent to the parking place / parking bay on any occasion of the removal of furniture to or from one office or dwelling-house adjacent to the parking place from or to a depository, another office or dwelling-house;
 - (d) on any occasion on which it is likely by reason of some special attraction that any street will be thronged or obstructed; or
 - (e) for the convenience of occupiers of premises adjacent to the parking place / parking bay, at times of weddings or funerals, or on other special occasions.
- (2) Any person suspending the use of a parking place / parking bay or any part thereof in accordance with the provisions of paragraph (1) of this Article shall thereupon place or cause to be placed in or adjacent to that parking place / parking bay or part thereof a traffic sign indicating that waiting by vehicles is prohibited.
- (3) No person shall cause or permit a vehicle to wait in a parking place / parking bay or any part thereof during which such period as there is in or adjacent to that parking place / parking bay or part thereof a traffic sign placed in pursuance of paragraph (2) above provided that nothing in this paragraph shall apply -
- (a) in respect to any vehicle being used for fire and rescue, ambulance or police purposes or any vehicle which is waiting for any reason specified in Article 12(1)(b), (d) or (e); or
 - (b) to anything done with permission of the person suspending the use of the parking place or part thereof in pursuance of paragraph (1) of this Article.

Restriction on the use of a Parking Place / Parking Bay

13. During the permitted hours no person shall use any parking place / parking bay or any vehicle while it is in a parking place / parking bay in connection with the sale or offering or exposing for sale of any goods to any person in or near the parking place / parking place or in connection with the selling or offering for sale of their skill in handicraft or their services in any other capacity:

Provided that nothing in this Article shall prevent the sale of goods from a vehicle -

- (a) if the vehicle is a passenger vehicle, a goods carrying vehicle, a motor-cycle or an invalid carriage and the goods are immediately delivered at or taken into premises adjacent to the vehicle from which the sale is effected; or
- (b) if the vehicle is one to which the provisions of Article 14(1)(h) apply.

Restriction on waiting by a vehicle in a Parking Place / Parking Bay

- 14.(1) Notwithstanding the foregoing provisions of this Order any vehicle may wait during the permitted hours in any part of a parking place / parking bay if the use of that part has not been suspended and if:

- (a) the vehicle is waiting for so long as may be necessary for the purpose of enabling any person to board or alight from the vehicle or load thereon or unload therefrom their personal luggage, provided that the vehicle is within the marked limits of a parking bay;
 - (b) the vehicle is waiting owing to the driver being prevented from proceeding by circumstances beyond their control or to such waiting being necessary in order to avoid an accident;
 - (c) the vehicle is being used for fire and rescue, ambulance or police purposes, or not being a passenger vehicle, is being used in the service of a local authority in pursuance of statutory powers or duties provided that in all the circumstances it is reasonably necessary in the exercise of such powers or in the performance of such duties for the vehicle to wait in the place in which it is waiting;
 - (d) the vehicle is waiting for so long as may be necessary to enable it to be used in connection with the removal of any obstruction to traffic;
 - (e) the vehicle is waiting -
 - (i) while postal packets addressed to premises within the 'Restricted Parking Zone' are being unloaded from the vehicle or, having been unloaded therefrom, are being delivered; or
 - (ii) while postal packets are being collected for the loading on the vehicle from premises or posting boxes within the 'Restricted Parking Zone' in which the vehicle is waiting or, having been so collected, are being unloaded thereon;
 - (f) the vehicle not being a passenger vehicle is waiting only for as long as may be reasonably necessary to enable it to be used for the purpose specified in Article 12(1)(b);
 - (g) the vehicle is in actual use in connection with the removal of furniture to or from one office to a dwelling-house adjacent to the parking bay from or to a depository, another office or dwelling-house;
 - (h) in any other case the vehicle is waiting within the marked limits of a parking place / parking bay for the purpose of delivering or collecting goods or loading or unloading the vehicle at premises adjacent to the parking place / parking bay in which the vehicle is waiting.
- (2) Except as provided by this Order, the driver or person in charge of a vehicle shall not cause or permit a vehicle to wait in a parking place / parking bay during the permitted hours.

Placing of traffic signs, etc.

15. The Council shall:

- (a) place and maintain traffic signs indicating the limits of each parking bay;
- (b) place and maintain in or in the vicinity of each parking Place traffic signs of a design approved by the Secretary of State for the Department for Transport indicating that the parking Place may be used during the permitted hours for the leaving only of the vehicles specified in Articles 6 and 7; and
- (c) carry out such other work as is reasonably required for the purposes of the satisfactory operation of a parking place.

Section 2 – Penalty Charge Notices

Penalty Charge Notices

- 16 (1) Where a person contravenes any of the provisions of this Order, or restrictions specified therein as shown on the “Restricted Parking Zone plan” and detailed on the key to that plan, the Owner of the vehicle in question shall incur a penalty charge.
- (2) That charge shall be payable to North Hertfordshire District Council in accordance with the instructions contained on the Penalty Charge Notice.

Period for which a vehicle may be left after a Penalty Charge has been incurred

- 17 The period for which a vehicle may be left in a parking bay during permitted hours after a penalty charge has been incurred shall not exceed one hour.

Restriction on the removal of Penalty Charge notices

- 18 (1) Where a penalty charge notice has been issued in accordance with the provisions of Article 16 and attached to a vehicle no person not being the driver of the vehicle shall remove the notice from the vehicle unless authorised to do so by the driver of that vehicle.
- (2) Provided that nothing herein shall apply to a Civil Enforcement Officer or Police Constable in uniform or person removing the vehicle in pursuance of an arrangement made by the police constable in uniform or under the regulations in pursuance of powers contained in Sections 99,100, 101 and 102 of the Act of 1984.

Section 3 – Order Revocations

List of Orders revoked

19. The provisions of the following Order are hereby revoked, but only in so far as those parts of High Street, Market Place, Churchyard and Sun Street are affected by the restrictions imposed by this Order: -

The Hertfordshire (Bucklersbury, High Street, Market Place and Sun Street, Hitchin)
(Restricted Parking Zone) Order 2017

Section 4 – Schedule

SCHEDULE

the “Restricted Parking Zone Plan”

Plan number **NH01121P1P**

Signed:

Charlotte McKay

Charlotte McKay
Assistant Chief Legal Officer

Dated: 07/08/2023

STATEMENT OF REASONS

THE HERTFORDSHIRE (HITCHIN TOWN CENTRE) (RESTRICTED PARKING ZONE) ORDER 2023

THE HERTFORDSHIRE (HIGH STREET, MARKET PLACE AND CHURCHYARD, HITCHIN) (PEDESTRIAN ZONE) ORDER 2023

Hertfordshire County Council have trialled, for the purpose of carrying out an experimental scheme of traffic control (Experimental Traffic Regulation Order) and, under the Road Traffic Regulation Act 1984, introduced an experimental Restricted Parking Zone and an experimental Pedestrian Zone in part of Hitchin Town Centre. The trial comprised and included –

- A Restricted Parking Zone affecting High Street, Market Place, Churchyard and Sun Street – implementing No waiting / no loading at anytime throughout the zone, except where signed in marked bays.

Bays will be provided commensurate with and subject to the Pedestrian Zone constraints, for Disabled Persons Parking, Loading, Goods Vehicle Loading, Taxi's and Permit Holders.

Permits and their acquisition will be under the direct control of North Hertfordshire District Council.

- A Pedestrian Zone affecting High Street, Market Place and Churchyard (in part) operating between 10:00am and 4:00pm Monday to Saturday, which will prohibit all motor vehicles entering the Pedestrian Zone during that period, except for Permit Holders, Postal deliveries, Funeral Directors vehicles for access to St Mary's Church during the course of a funeral, emergency service vehicles, and vehicles engaged in highway maintenance or for statutory highway duties. Pedal Cyclist access will be unaffected.

The general purpose of the trial, was to enable the Authority to ascertain and evaluate the effectiveness of new restrictions in reducing the number of vehicle movements in Hitchin Town Centre, providing support and improve environment for users (noise, air quality, amenity) and making the street safer and more conducive to walking and cycling and –

1. Manage parking in the town centre area including measures to prevent vehicle parking extending onto pedestrian footways that are particularly narrow and which impedes use of the footway by pedestrians and causes a danger to pedestrian using the road,
2. Prioritise provision of parking space to Disabled persons and for the purposes of loading.
3. Through the addition of no waiting / no loading restrictions, preventing vehicles waiting or loading from the road outside of specified bays, which would encumber the passage of other road users.

Access is allowed between 4pm and 10am to High Street. Market Place may still be accessed via Bucklersbury and exit via Sun Street. Access in exceptional circumstances may be granted via a permit through North Hertfordshire District Council.

The restrictions provide for commercial and delivery activities in the High Street in a balanced way, as prohibition does not apply between 4pm and 10am or on Sundays and loading bays have been provided that are accessible via High Street outside of the restricted time and some being available and accessible via Bucklersbury and Sun Street at all times.

The experimental restrictions trialled a reduction in motor vehicle movements through the prohibition of vehicles, restriction of parking and prevention of waiting and loading, bringing benefits in reducing air pollution caused by vehicles accessing and / or idling in the town centre area. The proposals also support objectives to increase walking and cycling as an alternative to motor vehicle trips.

Hertfordshire County Council considered that an experimental scheme of traffic control, effective for a period of up to 18 months, was required to evaluate the effectiveness of the introduction of a new pedestrian zone and restricted parking zone and will monitor the effects of the experimental restrictions.

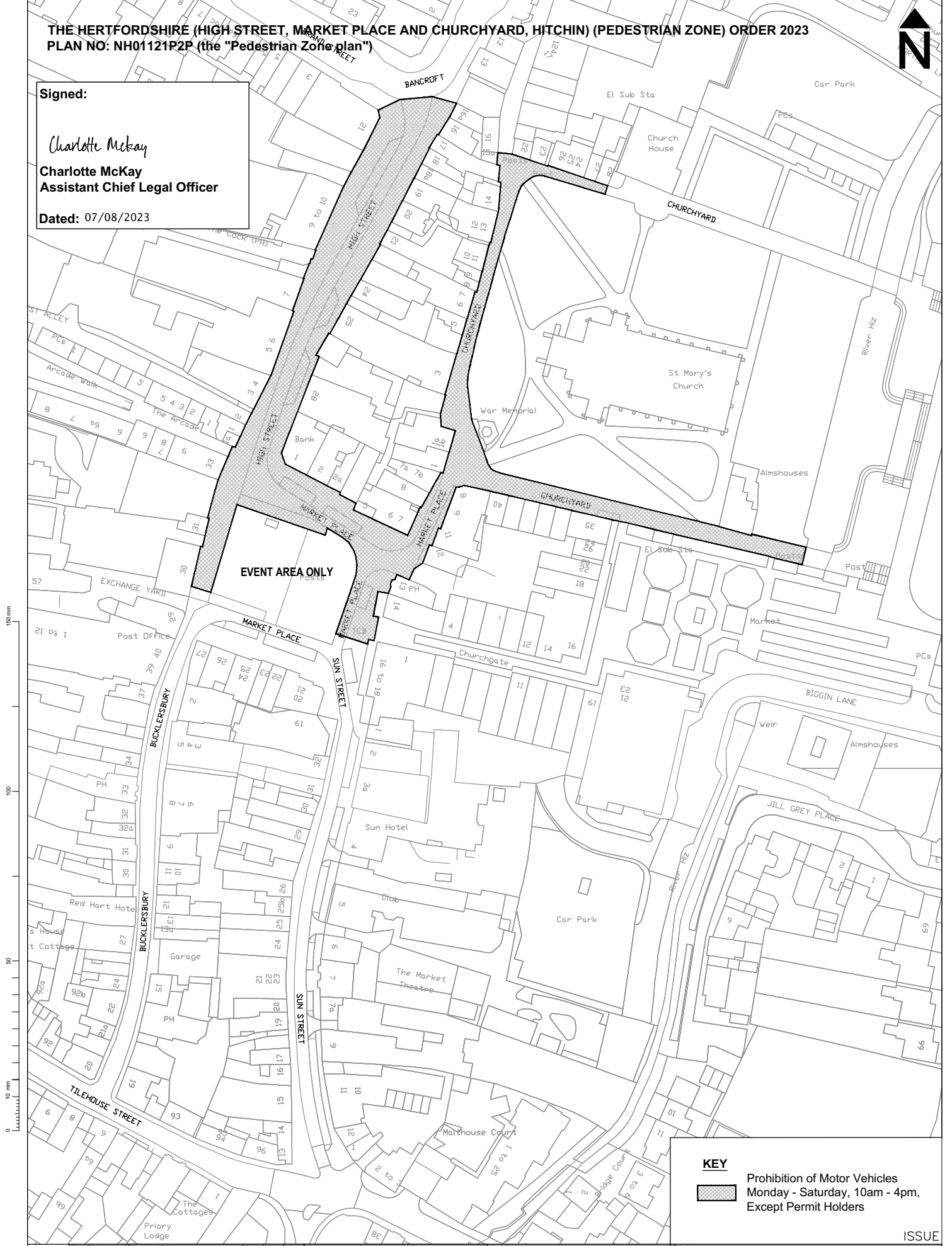
The experimental status now having been completed and, an assessment of the effect of the trial reviewed, the Highways Authority has decided to make the the Pedestrian Zone and Restricted Parking Zone permanent.

All the proposed measures have been subject to consultation with local and County Councillors representing the area and North Hertfordshire District Council. The local Police, Ambulance, Fire & Rescue Services, Hertfordshire County Council Passenger Transport Unit Council, local businesses and residents have also been consulted.

THE HERTFORDSHIRE (HIGH STREET, MARKET PLACE AND CHURCHYARD, HITCHIN) (PEDESTRIAN ZONE) ORDER 2023
PLAN NO: NH01121P2P (the "Pedestrian Zone plan")



Signed:
Charlotte McKay
Charlotte McKay
Assistant Chief Legal Officer
Dated: 07/08/2023



KEY
 Prohibition of Motor Vehicles
 Monday - Saturday, 10am - 4pm,
 Except Permit Holders

ISSUE

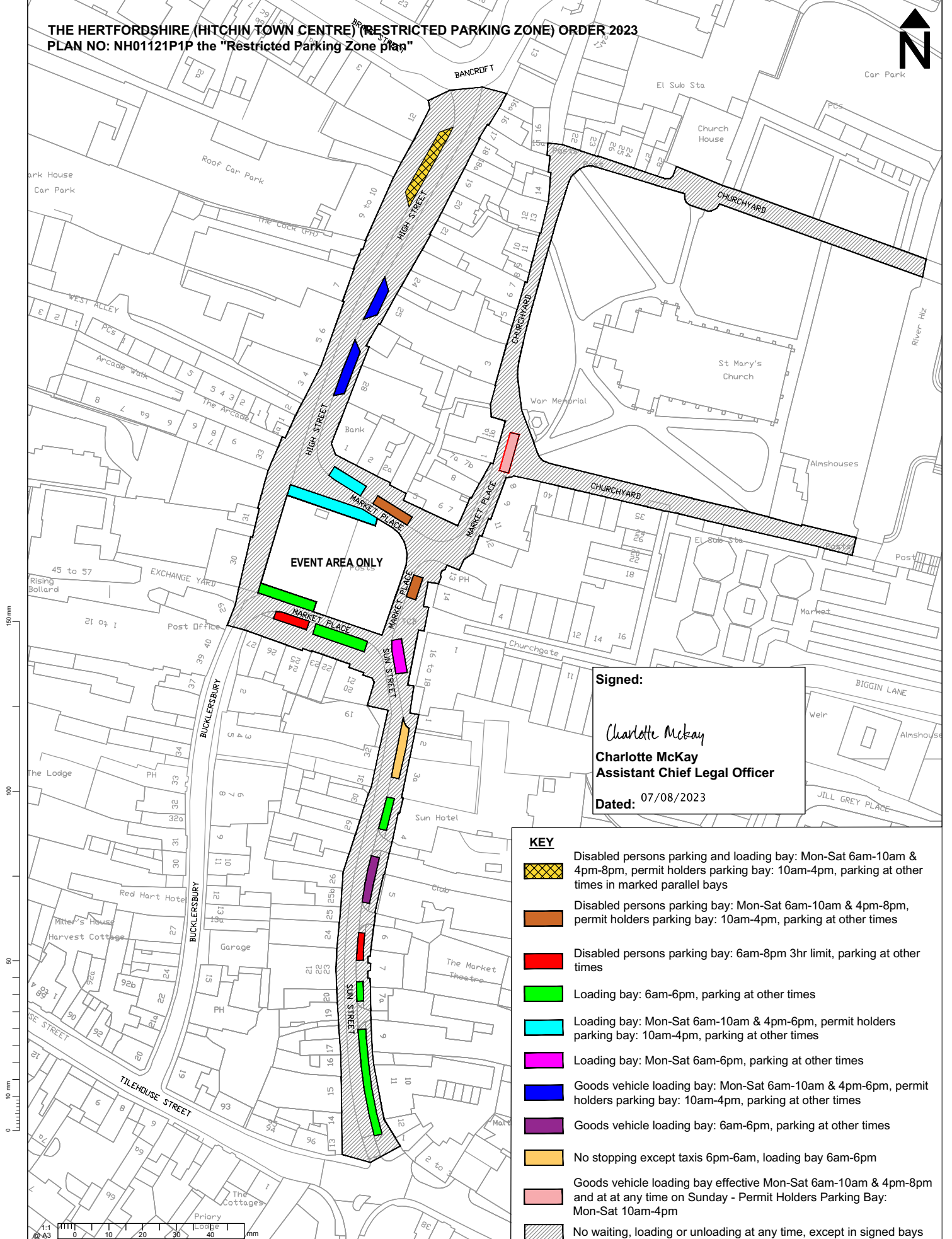
Rev	Date	Description of Revisions	Drawn	Chkd	Appr



Drawn	Designed	Checked	Approved	Approved Date
RC	RC	JC	JC	27.07.23
Signature	Signature	Signature	Signature	27.07.23
				1:1000

Project	Sheet	Project No.	Sheet No.	Revision
THE HERTFORDSHIRE (HIGH STREET, MARKET PLACE AND CHURCHYARD, HITCHIN) (PEDESTRIAN ZONE) ORDER 2023	THE HERTFORDSHIRE (HIGH STREET, MARKET PLACE AND CHURCHYARD, HITCHIN) (PEDESTRIAN ZONE) ORDER 2023	NH01121P2P	01	-

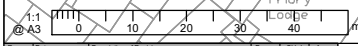
THE HERTFORDSHIRE (HITCHIN TOWN CENTRE) (RESTRICTED PARKING ZONE) ORDER 2023
PLAN NO: NH01121P1P the "Restricted Parking Zone plan"



Signed:
Charlotte McKay
Charlotte McKay
Assistant Chief Legal Officer
Dated: 07/08/2023

- KEY**
- Disabled persons parking and loading bay: Mon-Sat 6am-10am & 4pm-8pm, permit holders parking bay: 10am-4pm, parking at other times in marked parallel bays
 - Disabled persons parking bay: Mon-Sat 6am-10am & 4pm-8pm, permit holders parking bay: 10am-4pm, parking at other times
 - Disabled persons parking bay: 6am-8pm 3hr limit, parking at other times
 - Loading bay: 6am-6pm, parking at other times
 - Loading bay: Mon-Sat 6am-10am & 4pm-6pm, permit holders parking bay: 10am-4pm, parking at other times
 - Loading bay: Mon-Sat 6am-6pm, parking at other times
 - Goods vehicle loading bay: Mon-Sat 6am-10am & 4pm-6pm, permit holders parking bay: 10am-4pm, parking at other times
 - Goods vehicle loading bay: 6am-6pm, parking at other times
 - No stopping except taxis 6pm-6am, loading bay 6am-6pm
 - Goods vehicle loading bay effective Mon-Sat 6am-10am & 4pm-8pm and at any time on Sunday - Permit Holders Parking Bay: Mon-Sat 10am-4pm
 - No waiting, loading or unloading at any time, except in signed bays

150mm
100
50
10mm
0



Rev	Date	Description of Revision	Drawn	Checked	Appr



Drawn	Designed	Checked	Approved	Approved Date
RC	RC	JC	JC	27.07.23
Signature	Signature	Signature	Signature	Scale(s)
				1:1000

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Project	Sheet	Sheet No.	Revision
THE HERTFORDSHIRE (HITCHIN TOWN CENTRE) (RESTRICTED PARKING ZONE) ORDER 2023	THE HERTFORDSHIRE (HITCHIN TOWN CENTRE) (RESTRICTED PARKING ZONE) ORDER 2023	-	-