

## HERTFORDSHIRE COUNTY COUNCIL

### THE HERTFORDSHIRE (PIXMORE AVENUE, BROUGHTON HILL, JACKMANS PLACE, BIDWELL CLOSE AND PEARSALL CLOSE, LETCHWORTH GARDEN CITY) (RESTRICTION OF WAITING) ORDER 2021

NOTICE is given that the Hertfordshire County Council has made an Order under the Road Traffic Regulation Act 1984 to introduce waiting restrictions in those lengths of Pixmore Avenue, Broughton Hill, Jacksons Place, Bidwell Close and Pearsall Close, Letchworth Garden City as specified in the Schedules to this Notice. The Order makes permanent the previous experimental waiting restrictions introduced in May 2020 and will come into effect on Monday 26 July 2021.

Documents giving more detailed particulars of the Order are held on deposit and may be viewed from 22 July 2021 to 2 September 2021 during normal office hours, at Main Reception, Hertfordshire County Council, County Hall, Pegs Lane, Hertford. The documents may also be viewed online from 22 July 2021 at [www.hertfordshire.gov.uk/trafficorders](http://www.hertfordshire.gov.uk/trafficorders) by selecting North Herts and looking at Ref: NH00320.

Enquiries relating to the Order should be referred to the Highways Engineer concerned Philip Camp tel: 01992 658314 or [philip.camp@hertfordshire.gov.uk](mailto:philip.camp@hertfordshire.gov.uk)

Any person wishing to question the validity of the Order, or of any provision contained in it, 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 Order, may within 6 weeks from the date of this Notice apply to the High Court for this purpose.

**SCHEDULE 1:** No waiting at any time – effecting those sections of road herein listed and as set out in the Order and accompanying plan - Jackmans Place and Broughton Hill at their junction with Pixmore Avenue; Pixmore Avenue at its junctions with Jackmans Place, Bidwell Close and Pearsall Close,

**SCHEDULE 2:** No waiting 8.30am to 6.30pm Monday to Saturday – effecting that section of road herein listed and as set out in the Order and accompanying plan - Pixmore Avenue, opposite No's 90 to 100 (at the rear of The White House Nursing Home).

County Hall  
Hertford  
Herts SG13 8DN

22 July 2021  
Mark Kemp  
Director of Environment and Infrastructure

# HERTFORDSHIRE COUNTY COUNCIL

## ROAD TRAFFIC REGULATION ACT 1984

Date of Order: 14/07/2021

Order No: 8449

### **THE HERTFORDSHIRE (PIXMORE AVENUE, BROUGHTON HILL, JACKMANS PLACE, BIDWELL CLOSE AND PEARSALL CLOSE, LETCHWORTH GARDEN CITY) (RESTRICTION OF WAITING) ORDER 2021**

The Hertfordshire County Council in exercise of their powers under Sections 1, 2 and 3 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. This Order may be cited as “The Hertfordshire (Pixmore Avenue, Broughton Hill, Jackmans Place, Bidwell Close and Pearsall Close, Letchworth Garden City) (Restriction of Waiting) Order 2021” shall come into effect on Monday 26 July 2021.
2. Save as provided in Articles 4, 5 and 6 of this Order no person shall cause or permit any vehicle to wait at any time in those lengths of Pixmore Avenue, Broughton Hill, Jackmans Place, Bidwell Close and Pearsall Close, Letchworth Garden City as specified in Schedule 1 to this Order.
3. Save as provided in Articles 4, 5 and 6 of this Order no person shall cause or permit any vehicle to wait between the hours of 8.30am to 6.30pm Monday to Saturday inclusive in that length of Pixmore Avenue, Letchworth Garden City as specified in Schedule 2 to this Order.
4. (1) Nothing in Articles 2 and 3 of this Order applies to the lengths of road restricted by those Articles (which said lengths of road are referred to in this Article as “the restricted area”) in relation to –
  - (a) a vehicle being used for Fire and Rescue, Ambulance or Police purposes.
  - (b) anything done with the permission of or at the direction of a Police Constable in uniform; or with permission of a Civil Enforcement Officer as defined by the Traffic Management Act 2004 and appointed by North Hertfordshire County Council.
  - (c) a vehicle which is prevented from proceeding by circumstances beyond the drivers control or which has stopped in order to avoid injury or damage to persons or property or when required to do so by law;
  - (d) a vehicle which is stationary in order that it may be used for one or more of the purposes specified in sub-Article (2) of this Article and which cannot reasonably be used for such a purpose without stopping in the restricted area;
  - (e) a marked vehicle which, whilst used by a universal service provider in the course of the provision of a universal postal service, is stationary only for so long as may be reasonably necessary for postal packets to be delivered or collected;

In this Article -

The expressions “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.

- (2) The “purposes” referred to in sub-Article (1)(d) of this Article are –
  - (a) any operation involving building, demolition or excavation;
  - (b) the removal of any obstruction to traffic;
  - (c) the maintenance, improvement or reconstruction of a road;
  - (d) constructing, improving, maintaining, or cleaning of any street furniture; or
  - (e) 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.
5. Nothing in Articles 2 or 3 of this Order applies to the lengths of road restricted by those Articles (which said lengths of road are referred to in this Article as “the restricted area”) so as to render it unlawful to cause or permit any vehicle to wait only for so long as may be reasonably necessary –

- (a) to enable goods to be loaded on or unloaded from the vehicle from or to premises adjacent to the restricted area; or
  - (b) to enable a passenger to board or alight and to load and unload any luggage.
6. (1) Nothing in Articles 2 or 3 of this Order shall render it unlawful to cause or permit a disabled person's vehicle which displays in the relevant position a disabled person's badge and a parking disc, to wait at any time in the lengths of road specified in the Schedules of this Order for a period not exceeding 3 hours (not being a period separated by an interval of less than 1 hour from a previous period of waiting by the same vehicle in the same length of road).
- (2) In this Article -
- "disabled person's vehicle" has the same meaning as in Section 142(1) of the Act of 1984;
  - "disabled person's badge" has the same meaning as given in Regulation 3(1) of The Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000
  - "parking disc" has the same meaning as given in Regulation 8(5) of The Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000; and
  - "relevant position" has the same meaning as given in Regulation 4 of The Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000
7. The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.
8. The provisions of the following Order are hereby revoked:
- The Hertfordshire (Pixmore Avenue, Broughton Hill, Jackmans Place, Bidwell Close and Pearsall Close, Letchworth Garden City) (Restriction of Waiting) (Experimental) Order 2020
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 1**

#### lengths of Pixmore Avenue, Broughton Hill, Jackmans Place, Bidwell Close and Pearsall Close, Letchworth Garden City – no waiting at any time

- |                                  |  |
|----------------------------------|--|
| Pixmore Avenue (south west side) | (a) from a point in line with the projected south east kerbline of Broughton Hill south eastwards for approximately 8 metres to a point 8 metres north west of a point in line with the boundary between 34 and 36 Pixmore Avenue.       |
|                                  | (b) from a point in line with the projected south east kerbline of Bidwell Close south eastwards for approximately 11 metres to a point 3 metres north west of a point in line with the boundary between 68 and 70 Pixmore Avenue.       |
|                                  | (c) from a point in line with the projected north west kerbline of Pearsall Close north westwards for approximately 5 metres to a point 4 metres south east of a point in line with the boundary between 76 and 78 Pixmore Avenue.       |
|                                  | (d) from a point in line with the projected south east kerbline of Pearsall Close south eastwards for approximately 12 metres to a point 4 metres north west of a point in line with the boundary between 86 and 88 Pixmore Avenue.      |
| (north east side)                | from a point in line with the projected south west kerbline of Jackman's Place south westwards for approximately 18 metres to a point 1 metre south east of a point in line with the boundary between 34 and 36 Pixmore Avenue.          |
| Broughton Hill (south east side) | from a point in line with the projected south west kerbline of Pixmore Avenue south westwards for approximately 18 metres to a point 11 metres north east of a point in line with the boundary between 44 and 46 Broughton Hill.         |
| Jackmans Place (south east side) | from a point in line with the projected north east kerbline of Pixmore Avenue north eastwards for approximately 20 metres to a point 2 metres south west of a point in line with the boundary between Hanby and Allonby, Jackmans Place. |

Bidwell Close (south east side) from a point in line with the projected south west kerbline of Pixmore Avenue south westwards for approximately 6 metres to a point 6 metres north east of a point in line with the north east facia wall of 97 Pixmore Avenue.

Pearsall Close (both sides) from a point in line with the projected south west kerbline of Pixmore Avenue south westwards for approximately 8 metres to a point 4 metres south west of a point in line with the north east facia wall of 105 Pixmore Avenue.

**SCHEDULE 2**

length of Pixmore Avenue, Letchworth Garden City – no waiting 8.30am to 6.30pm  
Monday to Saturday inclusive

Pixmore Avenue (south west side) from a point 7 metres south east of a point in line with the boundary between 86 and 88 Pixmore Avenue south eastwards for approximately 46 metres to a point in line with the boundary between 100 and 102 Pixmore Avenue.

**Signed:**



**Quentin Baker**  
**Chief Legal Officer**

**Dated:** 14/07/2021

## STATEMENT OF REASONS

### **THE HERTFORDSHIRE (PIXMORE AVENUE, BROUGHTON HILL, JACKMANS PLACE, BIDWELL CLOSE AND PEARSALL CLOSE, LETCHWORTH GARDEN CITY) (RESTRICTION OF WAITING) ORDER 2021**

The Hertfordshire County Council is making permanent an Experimental Traffic Regulation Order which came into effect in May 2020, which introduced an experimental scheme of waiting restrictions in parts of Letchworth Garden City.

The Order will make permanent the restrictions originally introduced on an experimental basis as follows:

- 'no waiting at any time' restrictions in parts of Pixmore Avenue, Broughton Hill, Jackmans Place, Bidwell Close and Pearsall Close.
- 'no waiting 8.30am to 6.30pm Monday to Saturday' restrictions in part of Pixmore Avenue.

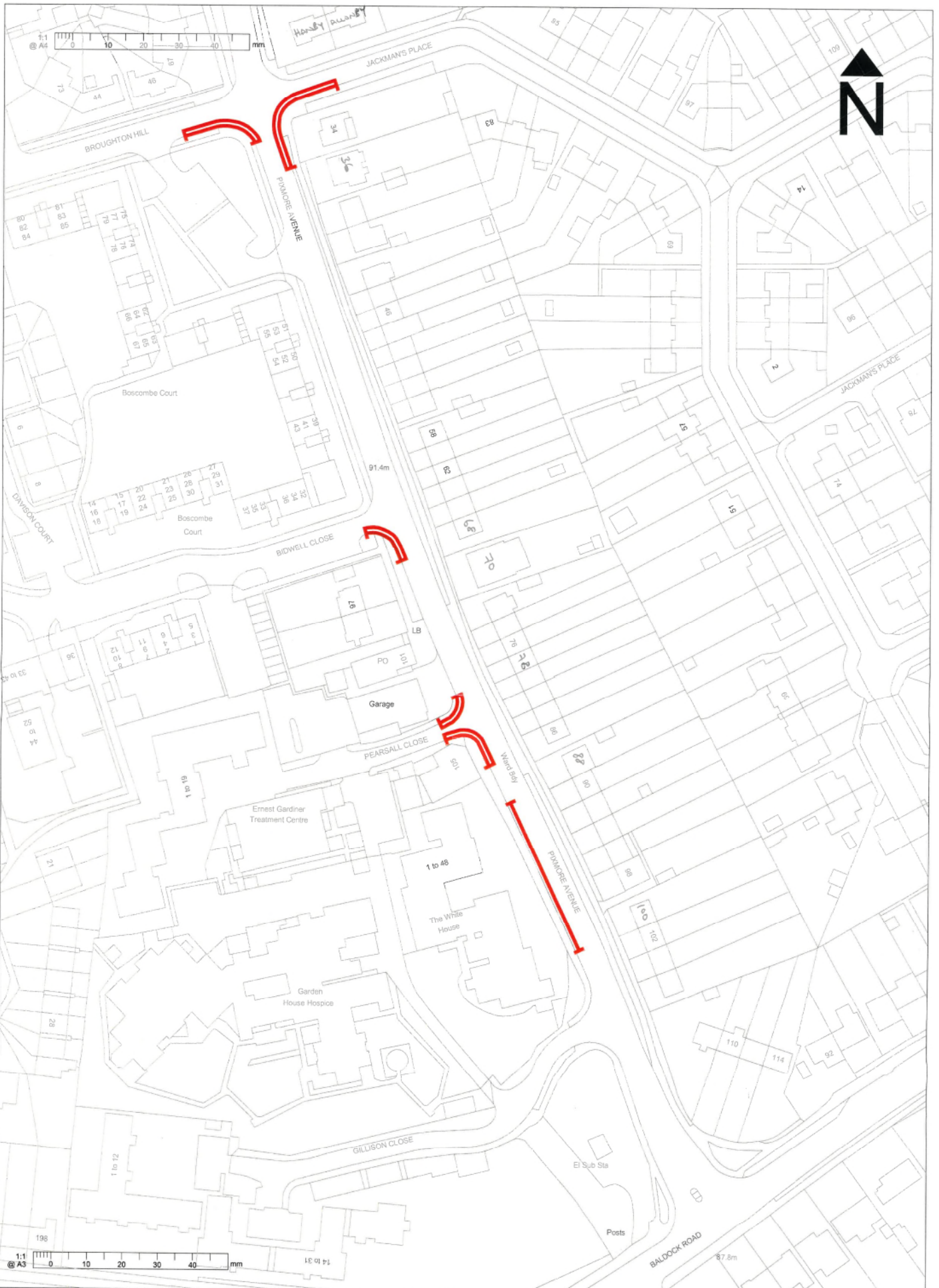
The experimental restrictions enabled evaluation of their effectiveness in preventing vehicles parking in such a manner that currently has an adverse effect on visibility and free flow of traffic, at and on, approach to a number of junctions, whilst establishing the effect on residential and commercial parking.

An earlier public engagement exercise has been unable to determine the effect of loss parking to residents and commercial premises, so an experimental Order is proposed, as the desire remains to ease congestion in Pixmore Avenue which, in addition to residential vehicles, is used by buses and commercial vehicles.


The experimental status now having been completed and an assessment of the effect of the trial reviewed, the Highway Authority has decided to make the waiting restrictions permanent.


Therefore, it appears to the Highway Authority, having also considered the duty imposed by Section 122 Road Traffic Regulation Act 1984, that it is necessary and expedient to make an Order for the purposes of avoiding danger to persons or other traffic using the road or any other road or for preventing the likelihood of any such danger arising.

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



**KEY:**

Proposed 'No Waiting 8:30am-6:30pm Monday to Saturday': 

Proposed 'No Waiting at Any Time': 



**Notes:**

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**Project:** Highways Locality Budget 2019/20 Letchworth East & Baldock Experimental Traffic Regulation Order

**Sheet:** Proposed Waiting Restrictions Pixmore Avenue (South Section) Letchworth Garden City

Rev	Date	Description of Revisions	Drawn	Chkd	Appr	Drawn	Designed	Checked	Approved	Approved Date
XXX	XXX	XXX	XXX	XXX	XXX	PAC	PAC	GH	GH	Jan 2020
						Signature	Signature	Signature	Signature	Scale/100

Scale: 1:1000

Sheet No: 002

Revision: R0

Project No: HC\_77000011\_34\_001