

# HERTFORDSHIRE COUNTY COUNCIL

## ROAD TRAFFIC REGULATION ACT 1984

Date of Order: 9 March 2018

Order No: 8138

### THE HERTFORDSHIRE (STRATHMORE AVENUE AND PERIWINKLE LANE, HITCHIN) (RESTRICTION OF WAITING) ORDER 2017

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 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 (Strathmore Avenue and Periwinkle Lane, Hitchin) (Restriction of Waiting) Order 2017" and shall come into effect on Monday 2 April 2018.
2. Save as provided in Articles 3, 4 and 5 of this Order no person shall cause or permit any vehicle to wait at any time in those lengths of Strathmore Avenue and Periwinkle Lane, Hitchin as specified in the Schedule to this Order.
3. (1) Nothing in Article 2 of this Order applies to the lengths of road restricted by that Article (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 Herts District 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.

4. Nothing in Article 2 of this Order applies to the lengths of road restricted by that Article (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.

5. (1) Nothing in Article 2 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 Schedule 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

6. The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.
7. 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**

##### **lengths of Strathmore Avenue and Periwinkle Lane, Hitchin – no waiting at any time**

|  |  |
|--|--|
| Strathmore Avenue<br>(south west side) | from a point in line with the projected north kerbline of Periwinkle Lane north westwards for approximately 37 metres to a point 0.5 metres north west of a point in line with the north west fascia wall of 65 Periwinkle Lane.     |
| (north east side)                      | from a point in line with the projected north west kerbline of Periwinkle Lane north westwards for approximately 45 metres to a point 0.5 metre north west of a point in line with the north west fascia wall of 65 Periwinkle Lane. |
| Periwinkle Lane<br>(north side)        | from a point in line with the projected south west kerbline of Strathmore Avenue westwards for approximately 13 metres to a point 1 metre east of a point in line with the boundary between 24 and 25 Periwinkle Lane.               |
| (north west side)                      | from a point in line with the projected north east kerbline of Strathmore Avenue north eastwards for approximately 13 metres to a point in line with the boundary between 16a and 17 Periwinkle Lane.                                |

IN WITNESS whereof the Common Seal of the Hertfordshire County Council was hereunto affixed this 9<sup>th</sup> day of March 2018.

The Common Seal of  
Hertfordshire County Council  
was hereunto affixed  
in the presence of:-

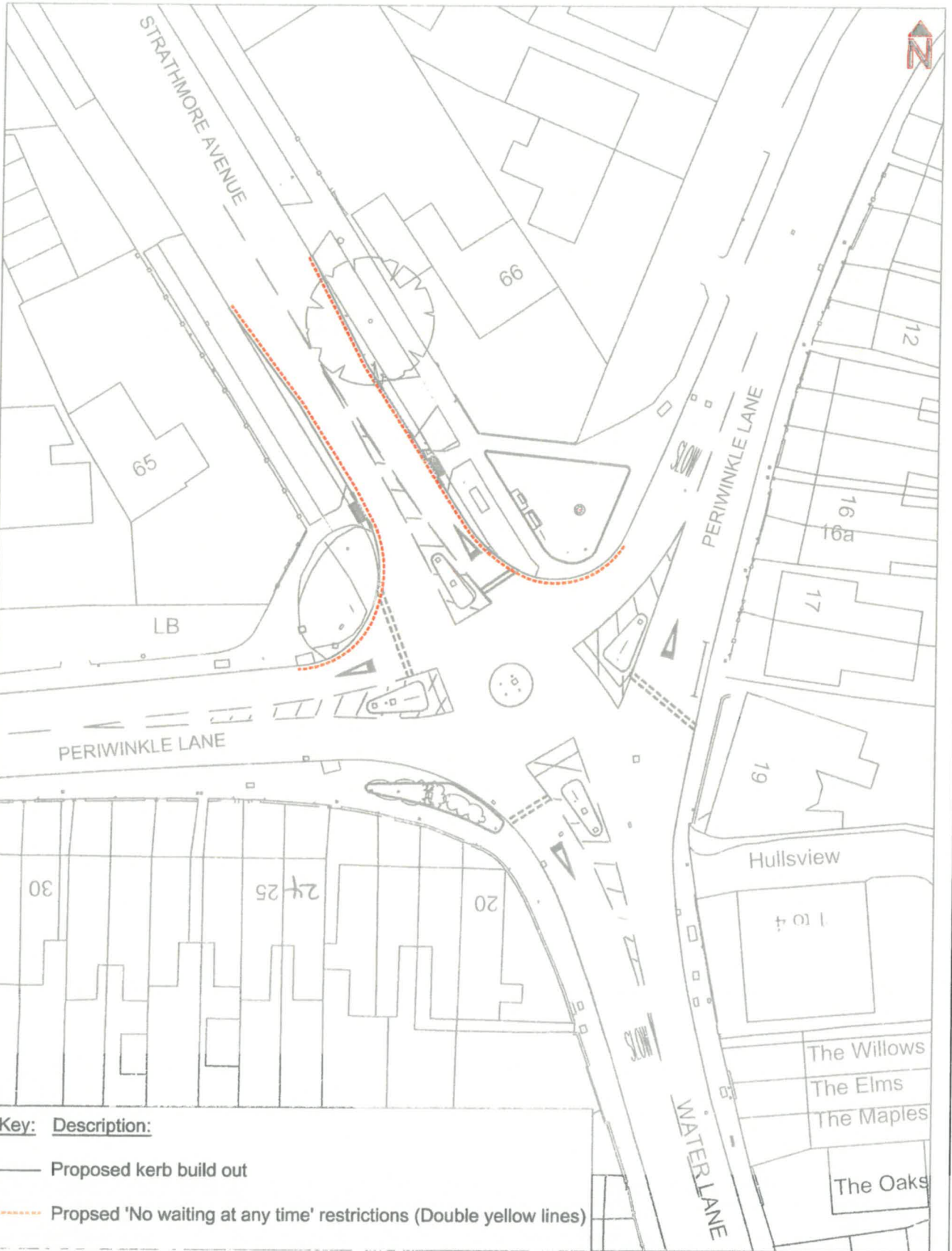


**Chief Legal Officer**

*K P Pettit*

Kathryn Pettit  
Chief Legal Officer

1:500  
@ A4



**Key: Description:**

— Proposed kerb build out

----- Proposed 'No waiting at any time' restrictions (Double yellow lines)



COUNTY HALL  
Pige Lane  
Hertford, Herts  
SG13 8DN  
Phone: 01992 555555

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SAR17002

Periwinkle Lane j/w Strathmore Avenue Casualty Reduction Measures  
Hitchin

TRO Request for Services  
Sheet 1 of 1

HCC G-S1700.25 TRO

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## HERTFORDSHIRE COUNTY COUNCIL

### THE HERTFORDSHIRE (STRATHMORE AVENUE AND PERIWINKLE LANE, HITCHIN) (RESTRICTION OF WAITING) ORDER 2017

NOTICE is given that the Hertfordshire County Council has made an Order under the Road Traffic Regulation Act 1984 to introduce waiting restrictions in parts of Hitchin as specified in the Schedule to this Notice. The Order will come into effect on Monday 2 April 2018.

Documents giving more detailed particulars of the Order may be inspected from 15 March 2018 to 26 April 2018 during normal office hours, at the offices of North Hertfordshire District Council, Council Offices, Gernon Road, Letchworth and at Main Reception, Hertfordshire County Council, County Hall, Pegs Lane, Hertford or may be viewed online at [www.hertfordshire.gov.uk/trafficorders](http://www.hertfordshire.gov.uk/trafficorders) by selecting North Herts and looking at Ref: NH00617

Enquiries relating to the Order should be referred to the Highways Engineer concerned Luke Roddy tel: 01992 658283 or [luke.rodny@hertfordshire.gov.uk](mailto:luke.rodny@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:** No waiting at any time – effecting those sections of road herein listed and as set out in the Order and accompanying plan - Parts of Strathmore Avenue and Periwinkle Lane.

County Hall  
Hertford  
Herts SG13 8DN

15 March 2018  
John Wood  
Chief Executive & Director of Environment

## STATEMENT OF REASONS

### THE HERTFORDSHIRE (STRATHMORE AVENUE AND PERIWINKLE LANE, HITCHIN) (RESTRICTION OF WAITING) ORDER 2017

The Hertfordshire County Council is proposing to introduce waiting restrictions in order to improve road safety in part of Hitchin.

The proposals comprise of:

- 'No waiting at any time' restrictions on parts of Strathmore Avenue and Periwinkle Lane.

Due to the introduction of kerb build outs the 'No waiting at any time' restrictions are required to ensure that a safe available carriageway width is maintained at all times.

In addition to this, by restricting parking at this location, the visibility for both pedestrians and road users within the vicinity of the roundabout will be less obstructed. This will allow people more time to spot hazards and act in a safe manner.

The introduction of parking restrictions will ensure that road carriageway width is maintained. This will allow vehicles to use this route with the adequate available road space.

Therefore, it appears to the Highway Authority that it is necessary and expedient to make an Order in the interests 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 Hertfordshire District Council. The local Police, Ambulance, Fire and Rescue Services, Hertfordshire County Council Passenger Transport Unit, Cyclist Touring Club, Sustrans, Ramblers Association, Hertfordshire Society for the Blind and Hertfordshire Action of Disability have also been consulted.