

HERTFORDSHIRE COUNTY COUNCIL
ROAD TRAFFIC REGULATION ACT 1984

Date of Order: 7 October 2016
Order No: 8034

THE HERTFORDSHIRE (DRAKES DRIVE, PARKWAY COURT, ADMIRALS WALK AND NELSON AVENUE, ST ALBANS) (RESTRICTION OF WAITING) ORDER 2016

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 (Drakes Drive, Parkway Court, Admirals Walk and Nelson Avenue, St Albans) (Restriction of Waiting) Order 2016" and shall come into effect on Monday 17 October 2016.
2. Save as provided in Articles 4, 5 and 6(1) of this Order no person shall cause or permit any vehicle to wait at any time in those lengths of Drakes Drive, Parkway Court, Admirals Walk and Nelson Avenue, St Albans as specified in Schedule 1 to this Order.
3. Save as provided in Articles 4, 5 and 6(2) of this Order no person shall cause or permit any vehicle to wait between the hours of 8.00am to 9.00am and 3.00pm to 4.00pm Monday to Friday in those lengths of Drakes Drive, St Albans 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 St Albans City & 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.

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 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 those lengths of road specified in Schedule 1 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) Nothing in Article 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, to wait at any time in those lengths of road specified in Schedule 2 of this Order.
- (3) 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 following Order is hereby revoked – ‘The Hertfordshire (Drakes Drive, Parkway Court, Admirals Walk and Nelson Avenue, St Albans) (Restriction of Waiting) (Experimental) Order 2015’
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 1

lengths of Drakes Drive, Parkway Court, Admirals Walk and Nelson Avenue, St Albans – no waiting at any time

- | | |
|-----------------------------------|---|
| Drakes Drive
(north west side) | <ol style="list-style-type: none"> (a) from a point in line with the projected south west kerbline of Admirals Walk south westwards for approximately 14 metres to a point 25.5 metres north east of a point in line with the north east kerbline of A1081 London Road. (b) from a point in line with the projected north east kerbline of Admirals Walk north eastwards for approximately 14 metres to a point 19.5 metres south west of a point in line with the boundary between 190 and 192 Drakes Drive. |
| (south east side) | <ol style="list-style-type: none"> (a) from a point in line with the projected south west kerbline of Parkway Court south westwards for approximately 33 metres to a point 26 metres north east of a point in line with the north east kerbline of A1081 London Road. (b) from a point in line with the projected north east kerbline of Parkway Court north eastwards for approximately 10 metres to a point 4 metres south west of a point in line with the boundary between 190 and 192 Drakes Drive. |
| Parkway Court
(both sides) | from its junction with the south east kerbline of Drakes Drive south eastwards for 7.5 metres. |

- Admirals Walk (north east side) (a) from its junction with the north west kerbline of Drakes Drive north westwards for approximately 14 metres to a point 7 metres south east of a point in line with the boundary between 23 Admirals Walk and 192 Drakes Drive.
- (b) from a point in line with the projected south east kerbline of Nelson Avenue south eastwards for approximately 12 metres to a point 15 metres north west of a point in line with the boundary between 18 and 19 Admirals Walk.
- (c) from a point in line with the projected north west kerbline of Nelson Avenue north westwards for approximately 10 metres to a point 7.5 metres south east of a point in line with the boundary between 17 and 17a Admirals Walk.
- (south west side) from its junction with the north west kerbline of Drakes Drive north westwards for approximately 11 metres to a point 7.5 metres south east of a point in line with the boundary between 23 Admirals Walk and 192 Drakes Drive.
- Nelson Avenue (both sides) from its junction with the north east kerbline of Admirals Walk north eastwards for approximately 12 metres to a point 16.5 metres south west of a point in line with the boundary between 18 Admirals Walk and 2 Nelson Avenue.

SCHEDULE 2

lengths of Drakes Drive, St Albans – no waiting 8.00am to 9.00am and 3.00pm to 4.00pm
Monday to Friday

- Drakes Drive (north west side) (a) from a point 14 metres north east of a point in line with the projected north east kerbline of Admirals Walk north eastwards for approximately 116 metres to a point 5 metres north east of a point in line with the boundary between 172 and 174 Drakes Drive.
- (b) from a point 6.5 metres north east of a point in line with the boundary between 150 and 152 Drakes Drive north eastwards for approximately 32.5 metres to a point 0.5 metre south west of a point in line with the boundary between 138 and 140 Drakes Drive.
- (c) from a point 6 metres north east of a point in line with the boundary between 134 and 136 Drakes Drive north eastwards for approximately 32.5 metres to a point 8.5 metres north east of a point in line with the north east boundary of 130 Drakes Drive.
- (south east side) (a) from a point 5 metres south west of a point in line with the boundary between 150 and 152 Drakes Drive north eastwards for approximately 58 metres to a point 4 metres south west of a point in line with the boundary between 134 and 136 Drakes Drive.
- (b) from a point 27 metres north east of a point in line with the boundary between 132 and 130 Drakes Drive north eastwards for 10 metres.

IN WITNESS whereof the Common Seal of the Hertfordshire County Council was hereunto affixed this 7th day of October 2016.

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

1424/116

Chief Legal Officer

K Pettitt

Kathryn Pettitt
 Chief Legal Officer



