

T013

HERTFORDSHIRE COUNTY COUNCIL
ROAD TRAFFIC REGULATION ACT 1984

Date of Order: 30 November 2001
Order No.: 6211

**THE HERTFORDSHIRE (VARIOUS ROADS, CENTRAL AREA, CHORLEYWOOD)
(PARKING PLACES) ORDER 2001**

The Hertfordshire County Council in exercise of their powers under Sections 1, 2, 4, 35, 45, 49, 51, 53 and 95 and Part IV of Schedule 9 of the Road Traffic Regulation Act 1984 (hereinafter referred to as 'the Act of 1984') as amended by the Road Traffic Act 1991 and of all other enabling powers and after consultation with the Chief Constable of Police in accordance with Part III of Schedule 9 to the Act of 1984 hereby makes the following Order:-

1. This Order may be cited as "The Hertfordshire (Various Roads, Central Area, Chorleywood) (Parking Places) Order 2001 and shall come into operation on Monday 10 December 2001.

PART 1 – PRELIMINARY

Interpretation

PART II – PARKING PLACES

Designation of on-street parking places

Vehicles for which on-street parking places are designated

Exemptions from charges under this Order

Restriction on the removal of parking discs

Intervals before a vehicle may again be left in a parking place

Waiting restrictions revoked

Manner of standing in on-street parking places

Power to suspend the use of on-street parking places

Restriction on the use of on-street parking places

Exemption on waiting by a vehicle in on-street parking places

Manner of waiting in on-street parking places

Placing of traffic signs etc. in relation to on-street parking places

PART III - SUPPLEMENTARY PROVISIONS

Section 1 - Residents' Permits

Residents' permits to be displayed on vehicles left in on-street parking places

Qualifying address for entitlement to a residents' permit

Application for and issue of residents' permits

Refund of charge paid in respect of residents' permits

Surrender, withdrawal and validity of residents' permits

Application for and issue of duplicate residents' permits

Restriction on the removal of residents' permits

Form of residents' permits

Section 2 - Parking Discs

Parking discs displayed on vehicles left in parking places

Maximum duration of stay when parking discs are displayed

Parking discs to be treated as evidence

Restrictions on the alteration of parking discs

Section 3 - Special Permits

Terms and effects of special parking permits

Special parking permits to be displayed on vehicles left in parking places

Refund of charge in respect of a special parking permits

Withdrawal and validity of special parking permits

Application for and issue of duplicate special parking permits

Restrictions on the removal of special parking permits

Form of special parking permits

Section 4 – Residents' Visitor's Permits

Residents' Visitor's Permits to be displayed on vehicles left in parking places

Application for and issue of residents' visitor's permits

Surrender, withdrawal and validity of residents' visitor's permits

Exchange of unused residents' visitor's permits

Interpretation

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

“ Council” means Three Rivers District Council 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 of Three Rivers District Council nominated by the Director of Planning and Leisure or equivalent 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;

“ driver” in relation to a vehicle waiting in a parking place or restricted waiting area means the person driving the vehicle at the time it was left in the parking place or restricted waiting area;

“ 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 carrying vehicle” means a motor vehicle or trailer which is constructed or adapted for use for the carriage of goods or burden of any description;

“household” means a dwelling with a separate entry on the Council's Council Tax Register;

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

“one-way street” means a highway in which the driving of vehicles otherwise than in one direction is prohibited;

“operational vehicle” means a vehicle operated by the entitled business user for the purposes of making deliveries or collections or servicing or such other business purposes as the Council shall approve;

“owner” in relation to a vehicle means the person by whom such vehicle is registered or to whom the vehicle is hired under a hire purchase agreement or hire agreement;

“parking bay” means a parking area within the parking place as defined in Article 3(2);

“parking disc” means a disc issued by Three Rivers District Council and capable of showing the quarter hour period during which a period of waiting commences;

“parking place” means any area on a highway as defined in Article 3(1) designated as a parking place by this Order;

“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;

“registered keeper” in relation to a vehicle means the person registered to use the vehicle with the consent of the owner at the time of the contravention or non-compliance notwithstanding that the person was not the driver of the vehicle at the time of the contravention or non-compliance;

“resident” means a person whose usual place of abode is at premises the postal address of which is in any street or part of any street described in Part 4 of Schedule 1;

“residents’ permit” means a permit issued under the provisions of Article 18(3);

“residents’ permit holder” means a person to whom a permit has been issued under the provisions of Article 18(3);

“Special parking permit” means a permit issued under the provisions of Articles 29 and 30;

“Special parking permit holder” means a person to whom a permit has been issued under the provisions of Articles 29 and 30;

“residents’ visitor’s permit” means a permit issued under the provisions of Article 38 (3);

“traffic warden” means a person authorised by or on behalf of the Chief Constable of Hertfordshire Constabulary to enforce any parking place;

(2) Any reference in this Order to a numbered Article shall unless the context otherwise requires be construed as a reference to the Article 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 3 of 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.

(5) For the purpose of defining the expression "relevant position" in this Order a vehicle shall be regarded as displaying:

- (a) A disabled person's badge in the relevant position if in the case of a vehicle fitted with a front windscreen the badge is exhibited thereon on the side of the vehicle nearest the kerb and immediately behind the windscreen and with its front facing forward so as to be legible from outside the vehicle.
 - (b) A disabled person's badge in the relevant position if in the case of a vehicle fitted with a dashboard or facia panel the badge is exhibited thereon so that Part 1 of the badge is legible from outside the vehicle.
- (6) For the purposes of this Order any reference to a length of road shall be construed as a reference to the length specified in column 3 of the Schedules to this Order of the side or sides of road specified in respect of that length in column 2 thereof in relation to the road named in respect of that side or those sides in column 1 of those Schedules.

PART II – PARKING PLACES

Designation of on-street parking places

- 3 (1) Each area on a highway comprising the length of road specified in column 3 of Schedules 1, 2 and 3 hereto unless otherwise so specified bounded on one side of that length by the edge of the carriageway and having a minimum width throughout of 1.8 metres is hereby designated as a parking place.

Each area on a highway comprised within a parking place and marked out for the purposes of parking in accordance with the provisions of this Order and not comprised within a restricted waiting area is hereby designated as a parking bay.

- 4 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 an on-street parking place during the prescribed hours.

Vehicles for which on-street parking places are designated

- 5 (1) Subject to the provisions of this Order on-street parking places may be used for the leaving during the permitted hours of vehicles of the following class that is to say passenger vehicles and 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 motor cycles and invalid carriages.
- (2) Subject to the provisions of this Order parking places referred to in Schedule 1 hereto may be used for the leaving during the prescribed hours of such vehicles of the class specified in paragraph (1) above:
- (a) as displayed in the manner specified in Article 16 a valid residents' permit issued in respect of that vehicle; or
 - (b) as displayed in the manner specified in Article 31 a valid special parking permit issued in respect of that vehicle and that parking place.
 - (c) as displayed in the manner specified in Article 37 a valid resident's visitor parking permit.

(3) Subject to the provisions of this Order parking places referred to in Schedule 2 hereto may be used for the leaving during the prescribed hours of such vehicles of the class specified in paragraph (1) above:

(a) as display in the manner specified in Article 25 (1) a valid parking disc for no longer than a period of 2 hours; or

(b) as display in the manner specified in Article 31 a valid special parking permit issued in respect of that vehicle and that parking place.

(4) Subject to the provisions of this Order parking places referred to in Schedule 3 hereto may only be used for the leaving at any time of such disabled person's vehicles of the class specified in paragraph (1) above which display in the relevant position a disabled person's badge.

Exemptions from charges under this Order

6 (1) A disabled person's vehicle which displays in the relevant position a disabled person's badge issued by any Local Authority may be left in a parking place referred to in Schedule 2 hereto provided that the use of that parking place in which the vehicle is left has not been suspended.

(2) A motor cycle may be left in a parking place referred to in Schedule 2 hereto provided that the use of that parking place in which the motor cycle is left has not been suspended.

(3) Without prejudice to the generality of this Article and notwithstanding the provisions of this Order a vehicle to which this Article applies shall stand in a parking place in accordance with the provisions of Article 10(a) or (b) and wholly within the limits of that parking place.

Restriction on the removal of parking discs

7 Where a parking disc has been displayed on a vehicle in accordance with the provisions of Article 25 no person not being the driver of the vehicle shall remove any parking disc from the vehicle unless authorised to do so by the driver of the vehicle.

Interval before a vehicle may again be left in a parking place

8 When a vehicle which has been taken away from parking places on the lengths of roads specified in Schedule 2 hereto during the prescribed hours after a parking disc has been displayed the driver thereof shall not until the expiration of two hours from the time of leaving permit it to wait again in any parking place on the lengths of road specified in Schedule 2 hereto during the prescribed hours.

Waiting Restrictions Revoked

9 The waiting restrictions hereby revoked are set out in Schedule 4 of this Order.

Manner of standing in on-street parking places

10 Every vehicle left in a parking place in accordance with the foregoing provisions of this Order shall so stand:

(a) in the case of a parking place in relation to which special provisions as to the manner of standing of a vehicle in that parking place are specified in column 3 of Schedules 1, 2 and 3 hereto as to be in accordance with those provisions;

(b) in the case of any other parking place the distance between the edge of the carriageway and the nearest wheel of the vehicle is not more than 300 millimetres.

Power to suspend the use of on-street parking places

- 11 (1) Any person duly authorised by the Council or the Chief Officer of Police or his representative may suspend the use of a parking place 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; or
 - (b) for the purpose of any building operation or demolition or excavation adjacent to the parking place or maintenance or improvement or reconstruction of the highway or the cleansing of gullies in or adjacent to the parking place or the laying or erection or alteration or repair in or adjacent to the parking place of any sewer or of any main or pipe or apparatus for the supply of gas or water or electricity or of any telecommunication system or the placing or maintenance or removal of any traffic sign; or
 - (c) for the convenience of occupiers of premises adjacent to the parking place 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 or another office or dwelling-house; or
 - (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 at times of weddings or funerals or on other special occasions.
- (2) A police constable in uniform or traffic warden may suspend for not longer than twenty-four hours the use of a parking place or any part thereof whenever they consider such suspension reasonably necessary for the purpose of facilitating the movement of traffic or promoting its safety.
- (3) A police constable in uniform or a traffic warden suspending the use of a parking place or any part thereof in accordance with the provisions of paragraph (1) or as the case may be paragraph (2) of this Article shall thereupon place or cause to be placed in or adjacent to that parking place or part thereof a traffic sign indicating that waiting by vehicles is prohibited.
- (4) No person shall cause or permit a vehicle to be waiting in a parking place or any part thereof during which such period as there is in or adjacent to that parking place or part thereof a traffic sign placed in pursuance of paragraph (3) above provided that nothing in this paragraph shall apply -
- (a) in respect to any vehicle being used for fire brigade, ambulance or police purposes or any vehicle which is waiting for any reason specified in Article 13(1)(b), (d) and (e); or
 - (b) to anything done with permission of the police constable in uniform or a traffic warden in pursuance of paragraph (1) of this Article.

Restrictions on the use of on-street parking places

- 12 During the prescribed hours no person shall use any parking place or any vehicle while it is in a parking place in connection with the sale or offering or exposing for sale of any goods to any person in or near the 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 13(1)(g) apply.

13

Exemptions on waiting by a vehicle in on-street parking places

(1) Notwithstanding the foregoing provisions of this Order any vehicle may wait during the prescribed hours in any part of a restricted area or on-street parking place 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;
 - (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 brigade or 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 during the delivery or collection falling within the terms of Section 87 of The Post Office Act 1953 of postal packets at or from premises or posting boxes fronting any length of road referred to in Schedules 1, 2 and 3 hereto.
 - (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 11(1)(b);
 - (g) in any other case the vehicle is waiting for the purpose of delivering or collecting goods or loading or unloading the vehicle at premises adjacent to the waiting vehicle and the vehicle does not wait for a period exceeding twenty minutes or for such longer period as a police constable in uniform or a traffic warden may approve.
- (2) No initial charge or charge specified in the provisions of this Order shall be payable in respect of any vehicle waiting in an on-street parking place in accordance with the foregoing provisions of this Article.
- (3) Nothing in the provisions of this Order shall be taken as authorising anything which would be a contravention of any regulations made or having effect as if made under Section 25 of the Act of 1984.

Manner of waiting in on-street parking places

14 No person shall cause or permit a vehicle to wait in a parking place by virtue of the provisions of paragraph (1)(e) or (f) or (g) of the last preceding Article otherwise than:

- (a) in the case of a parking place in relation to which special provisions as to the manner of standing of a vehicle in that parking place are so specified in column 3 of Schedules 1, 2 and 3 hereto so that the vehicle shall stand:
 - (i) unless the length of the vehicle precludes compliance with this sub-paragraph in accordance with those provisions and so that every part of the vehicle is within the limits of the parking place; or
 - (ii) if the length of the vehicle does preclude compliance with the last preceding sub-paragraph so that the longitudinal axis of the vehicle is parallel to the edge of the carriageway nearest to the vehicle and the distance between the said edge and the nearest wheel of the vehicle is not more than 300 millimetres; and

- (b) in the case of any other parking place so that the longitudinal axis of the vehicle is parallel to the edge of the carriageway nearest to the vehicle and the distance between the said edge and the nearest wheel of the vehicle is not more than 300 millimetres; and
- (c) so 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.

For the purposes of the last preceding sub-paragraph the expression "premises" shall not include any premises to or from which goods are being delivered or collected by virtue of the provision of paragraph (1)(g) of that Article.

Placing of traffic signs etc. in relation to on-street parking places

15 The Council shall:

- (a) place and maintain traffic signs indicating the limits of each parking place;
- (b) place and maintain in or in the vicinity of each parking place traffic signs of a design approved by the Secretary of State indicating that such parking places may be used during the prescribed hours for the leaving only of the vehicles specified in Article 5 (1); and
- (c) carry out such other work as it reasonably required for the purposes of the satisfactory operation of a parking place.

PART III – SUPPLEMENTARY PROVISIONS

Section 1 – Residents' permits

Residents' permits displayed on vehicles left in on-street parking places

- 16 At all times during which a vehicle (other than a vehicle otherwise exempted by this Order) is left in a parking place referred to in Schedule 1 to this Order during the prescribed hours the driver thereof shall cause to be displayed on the front or near side of the vehicle a valid residents' permit issued in respect of that vehicle so that all the particulars referred to in Article 24 are readily visible from the front or near side of the vehicle.

Qualifying address for entitlement to a residents' permit

- 17 Only those residents whose usual place of abode is at premises the postal address of which is in any street or part of any street described in Part 4 of Schedule 1 hereto shall be entitled to apply for a residents' permit in the manner specified in Article 18.

Application for and issue of residents' permits

- 18 (1) Any resident entitled to apply who is the owner or keeper of a vehicle of the class specified in Article 5(1) may apply to the Council for the issue of a residents' permit in respect of that vehicle and any such application shall be made on a form issued by and obtainable from the Council and shall include the particulars and information required by such form to be supplied.
- (2) The Council may at any time require an applicant for a residents' permit or a residents' permit holder to produce to an officer of the Council or authorised agent such evidence in respect of an application for a residents' permit made to them as they may reasonably call to verify any particulars or information given to them or in respect of any residents' permit issued by them as they may reasonably call for to verify that the residents' permit is valid.
- (3) Upon receipt of an application duly made under the foregoing provisions of this Article and upon receipt of the charge specified in Part 2 of Schedule 1 hereto the Council upon being satisfied that the applicant is a qualifying resident and is the owner or keeper of a vehicle of the class specified in Article 5 (1) shall issue to the applicant therefore a residents' permit for the leaving during the prescribed hours in a parking place of the vehicle to which such residents' permit relates by the owner or keeper of such vehicle or by any person using such vehicle with the consent of the owner other than a person to whom such vehicle has been let for hire or reward.

- 19 The Council shall not issue a residents' permit during a period of one year to a resident in any household in respect of which 2 other residents' permits have been issued and remain valid during that period subject to the provision of Article 21.

Refund of charge paid in respect of a residents' permit

- 20 (1) A residents' permit holder who surrenders a residents' permit to the Council before it becomes valid shall be entitled to a refund of the charge paid in respect thereof.
- (2) A residents' permit holder who surrenders a resident permit to the Council after it has become valid shall be entitled to a refund of part of the charge paid in respect thereof in accordance with the provisions of the next following paragraph.
- (3) The part of the charge which refundable under the provisions of the last foregoing paragraph shall be calculated as a sum in respect of each complete month of the period specified thereon as the period during which it shall be valid which remains unexpired at the time when the residents permit is surrendered to the Council or authorised agent.
- (4) The sum referred to in the last foregoing paragraph shall be fixed by the Council from time to time.

Surrender, withdrawal and validity of residents' permits

- 21 (1) A residents' permit holder may surrender a residents' permit to the Council at any time and shall surrender a residents' permit to the Council on the occurrence of any one of the events set out in paragraph (3) of this Article or in accordance with the provisions of paragraph (5) of this Article.
- (2) The Council or authorised agent may by notice in writing served on the residents' permit holder by sending the same by the recorded delivery service to the residents' permit holder at the address shown by that person on the application for the residents' permit or at any other address believed to be that person's place of abode withdraw a residents' permit if it appears to the Council or authorised agent that any of the events set out in paragraph (3)(a), (b) or (d) of this Article has occurred and the residents' permit holder shall surrender the permit to the Council or authorised agent within 48 hours of the receipt of the aforementioned notice.
- (3) The events referred to in the foregoing provisions of this Article are -
- (a) the residents' permit holder ceasing to be a resident at premises in respect of which the residents' permit was issued;
 - (b) the residents' permit holder ceasing to be the owner of the vehicle in respect of which the residents' permit was issued;
 - (c) the withdrawal of such residents' permit by the Council under the provisions of paragraph (2) of this Article;
 - (d) the vehicle in respect of which such residents' permit was issued being adapted or used in such a manner that it is not a vehicle of the class specified in Article 5 (1);
 - (e) the issue of a duplicate residents' permit by the Council under the provisions of Article 22;
 - (f) the residents' permit ceasing to be valid pursuant to the provisions of paragraph (4) of this Article.
- (4) Without prejudice to the foregoing provisions of this Article and the provisions of the next following paragraph a residents' permit shall cease to be valid at the expiration of the period specified thereon or on the occurrence of any one of the events set out in paragraph (3)(a), (b), (c), (d) or (e) of this Article whichever is the earlier.
- (5) Where a residents' permit is issued to any person upon receipt of a cheque or credit card and the payment is subsequently dishonoured the residents' permit shall cease to be of any effect and the Council shall by notice in writing served on the person to whom such

residents' permit was issued by sending the same by recorded delivery service to the residents' permit holder at an address shown by that person on the application for the residents' permit or at any other address believed to be that person's place of abode require that person to surrender the residents' permit to the Council within 48 hours of the receipt of the aforementioned notice.

Application for and issue of duplicate residents' permits

- 22 (1) If a residents' permit is mutilated or accidentally defaced or the figures or particulars thereon have become illegible or the colour of the residents' permit has become altered by fading or otherwise the residents' permit holder shall either surrender it to the Council or apply to the Council for the issue to them of a duplicate residents' permit and the Council upon receipt of the residents' permit shall issue a duplicate residents' permit so marked. Upon such issue the residents' permit shall become invalid.
- (2) If a residents' permit is lost or destroyed the residents' permit holder may apply to the Council for the issue to them of a duplicate residents' permit and the Council upon being satisfied as to such loss or destruction shall issue a duplicate residents' permit so marked and upon such issue the residents' permit shall become invalid.
- (3) The provisions of this Order shall apply to a duplicate residents' permit and an application therefor as if it were a residents' permit or as the case may be an application therefor.

Restriction on the removal of residents' permits

- 23 Where a residents' permit has been displayed in accordance with the provisions of Article 16 no person not being the driver of the vehicle shall remove the residents' permit unless authorised to do so by the driver of the vehicle.

Form of residents' permits

- 24 A residents' permit shall be in writing and shall include the following particulars:
- (a) the registration mark of the vehicle in respect of which the residents' permit has been issued unless at the discretion of the Council's Designated Officer the permit has been issued as an open permit;
 - (b) the period during which subject to the provisions of Article 21 the residents' permit shall remain valid;
 - (c) an indication that the residents' permit has been issued by the Council;
 - (d) an indication of the locality within which the use of the residents' permit is valid.

Section 2 – Parking Discs

Parking discs displayed on vehicles left in parking places

- 25 (1) When a vehicle (other than a vehicle otherwise exempted by this Order) is left in a parking place referred to in Schedule 2 hereto during the prescribed hours the driver thereof before leaving the vehicle may cause to be displayed a valid parking disc so that all the particulars referred to in Paragraph (2) of this Article are readily visible from the front or nearside of the vehicle.
- (2) A valid parking disc shall indicate on the obverse face in accordance with the instructions on the reverse face the quarter hour period during which the vehicle arrived at the parking place.

Maximum duration of stay when parking discs are displayed

- 26 The driver of a vehicle shall not permit it to wait continuously in a parking place longer than 2 hours, such period being calculated as commencing from the arrival time indicated on the parking disc set in accordance with the provisions of the last preceding article.

Parking discs to be treated as evidence

- 27 (1) When a parking disc is exhibited in pursuance of this Order the indicated time referred to in Paragraph (a) and (b) of this Article as the case may be shall be treated as evidence that the vehicle has been waiting in that parking place since the later time in any proceedings for an offence under Article 25:
- (a) an exact quarter hour then that time; or
 - (b) where the indicated time of arrival is not shown as an exact quarter hour then the next quarter hour period indicated on the parking disc.
- (2) Where in any proceedings for an offence under Article 26 it is not proved that the offence had been committed but it is proved that the parking disc had not been set in accordance with the last preceding Article that defendant may be convicted of an offence under that Article.
- (3) In any proceedings for an offence under Articles 25(2) or 26 it shall be assumed unless the contrary is shown that the parking disc mentioned in that paragraph is an approved device.

Restrictions on the alteration of parking discs

28 No person shall:

- (a) after the parking disc exhibited on a vehicle has been set in accordance with Article 25(2) alter the indications given by that parking disc whilst the said vehicle remains in the parking place; or
- (b) knowingly exhibit on any vehicle any parking disc which has been altered defaced mutilated or added to or upon which the figures or particulars have become illegible.

Section 3 - Special Permits

Application for and issue of special parking permits

- 29 (1) Any person (or any person acting on behalf of a resident) may at any time apply to the Council for the issue of a special parking permit in respect of a vehicle of the class specified in Article 5(1) identifying the user of the vehicle. The decision to issue a special parking permit is at the discretion of the Council's Designated Officer. Without prejudice to the generality of the Council's Designated Officer's discretion the following circumstances may be relevant to an application:
- (a) the applicant's exceptional medical needs;
 - (b) the applicant's exceptional social needs;
 - (c) any exceptional difficulty experienced by a carer for any resident;
 - (d) the applicant's exceptional employment situation which requires that the applicant's vehicle be parked of necessity for business purposes near the applicant's home.
- (2) The Council may at any time require an applicant for a special parking permit or a special parking permit holder to produce to an officer of the Council or authorised agent such evidence in respect of an application for a special parking permit made to them as they may reasonably call for to verify any particulars or information given to them or in respect of any special parking permit issued by them as they may reasonably call for to verify that the special parking permit is valid.

Terms and effect of special parking permits

- 30 (1) A special parking permit shall be issued subject to such terms and conditions as the Council's Designated Officer shall think fit.

- (2) A special parking permit shall authorise the user of the vehicle identified by the applicant to leave the vehicle specified therein:
 - (a) in any parking place or part thereof; and
 - (b) on such day or days during such periods and at such times during the prescribed hours; and
 - (c) subject to such conditions or limitations as shall be indicated on the permit.
- (3) A special parking permit shall be valid for such a period as the Council's Designated Officer shall think fit but in any event no longer than a period of twelve months from the date the permit first becomes valid.
- (4) The Council's Designated Officer may issue any special parking permit free of charge or may make such a charge as appears to be reasonable in the circumstances of each application having due regard to the charges for residents' permits.

Special parking permits to be displayed on vehicles left in parking places

- 31 At all times during which a vehicle (other than a vehicle otherwise exempted by this Order) is left in a parking place during the prescribed hours the driver thereof shall cause to be displayed on the front or near side of the vehicle the valid special parking permit issued in respect of that vehicle so that all the particulars referred to in Article 36 are readily visible from the front or near side of the vehicle.

Refund of charge paid in respect of special parking permit

- 32 (1) A special parking permit holder who surrenders a special parking permit to the Council before it becomes valid shall be entitled to a refund of any charge paid in respect thereof.
- (2) A special parking permit holder who surrenders a special parking permit to the Council after it becomes valid shall be entitled to a refund of any charge paid in respect thereof but the amount of the refund (if any) shall be at the discretion of the Council's Designated Officer.

Withdrawal and validity of special parking permits

- 33 (1) The Council may by notice in writing served on the special parking permit holder by sending the same by the recorded delivery service to the special parking permit holder at the address shown by that person on the application for the special person's place of abode withdraw a special parking permit if it appears to the Council's Designated Officer that there are sufficient reasons to justify withdrawal of the special parking permit having regard to the circumstances of the permit holder so far as they may be known and the permit holder shall surrender the permit to the Council within 48 hours of receipt of the aforementioned notice.
- (2) Without prejudice to the foregoing provisions of this Article a special parking permit shall cease to be valid at the expiration of the period specified thereon or on the occurrence of the events set out in paragraph (1) of this Article whichever is the earlier.
- (3) Where a special parking permit is issued to any person upon receipt of a cheque or credit card and the payment is subsequently dishonoured the special parking permit shall cease to be of any effect and the Council shall be notice in writing served on the person to whom such permit was issued by sending the same by recorded delivery service to the permit holder at the address shown by that person on the application for the special parking permit or at any other address believed to be that person's place of abode require that person to surrender the special parking permit to the Council within 48 hours of the receipt of the aforementioned notice.

Application for an issue of duplicate special parking permits

- 34 (1) If a special parking permit is mutilated or accidentally defaced or the figures or particulars thereon have become illegible or the colour of the special parking permit has become altered by fading or otherwise the special parking permit holder shall either

surrender it to the Council or apply to the Council for the issue to them of a duplicate special parking permit and the Council upon receipt of the special parking permit shall issue a duplicate special parking permit so marked and upon such issue the original special parking permit shall become invalid.

- (2) If a special parking permit is lost or destroyed the special parking permit holder may apply to the Council or authorised agent for the issue to them of a duplicate special parking permit and the Council upon being satisfied as to such loss or destruction shall issue a duplicate special parking permit so marked and upon such issue the original special parking permit shall become invalid.
- (3) The provisions of this Order shall apply to a duplicate special parking permit and an application therefor as if it were a special parking permit or as the case may be an application therefor.

Restriction on the removal of special parking permits

- 35 Where a special parking permit has been displayed on a vehicle in accordance with the provisions of Article 31 no person not being the driver of the vehicle shall remove the special parking permit unless authorised to do so by the driver of the vehicle.

Form of special parking permit

- 36 A special parking permit shall be in writing and shall include the following particulars:
- (a) the registration mark of the vehicle in respect of which the special parking permit is being issued;
 - (b) the period during which subject to the provisions of Article 40 the special parking permit shall remain valid;
 - (c) an indication that the special parking permit has been issued by the Council;
 - (d) an indication of the parking place within which the special parking permit is valid.
- 37 The provisions of the following Traffic Regulation Orders are hereby revoked :-
- a) The County of Hertford (Various Roads, Chorleywood) (Prohibition of Waiting) Order 1971.
 - b) The County of Hertford (Various Roads, Chorleywood) (Prohibition and Restriction of Waiting (No. 2) Order 1974.
 - c) Three Rivers (Lower Road and Berks Hill, Chorleywood) Prohibition and Restriction of Waiting) Order 1976.
 - d) Three Rivers (Lower Road, Chorleywood) (Restriction of Waiting) Order 1982.
 - e) Three Rivers (Lower Road and Adjacent Roads, Chorleywood) (Restriction of Waiting) Order 1993.
 - f) Three Rivers (Lower Road and Adjacent Roads, Chorleywood) (Restriction of Waiting) Order 1996.
 - g) The Buckinghamshire County Council (Traffic Regulation) (Chorleywood) Order 1970.
 - h) The Buckinghamshire County Council (Prohibition and Restriction of Waiting) (Chorleywood) Order 1976.
 - i) Three Rivers (Station Approach, Chorleywood) (Prohibition of Waiting) Order, 1980.
 - j) Three Rivers (Station Approach, Chorleywood) (Restriction of Waiting) Order, 1981.
 - k) Three Rivers (Station Approach, Chorleywood) (Parking Places) Order, 1981.

SCHEDULE 1

Part 1 - Lengths of roads in Chorleywood – Residents Permit Parking Areas

COLUMN 1	COLUMN 2	COLUMN 3
Street Name	Side of Street	Location
Lower Road	East	Between points 116 metres and 123 metres north of its junction with North Road, a distance of approximately 7 metres
Lower Road	East	Between points 130 metres and 141 metres north of its junction with North Road, a distance of approximately 11 metres
Lower Road	East	Between points 149 metres and 155 metres north of its junction with North Road, a distance of approximately 6 metres
Lower Road	West	Between points 8 metres and 40 metres north of its junction with Ferry car park, a distance of approximately 32 metres
Lower Road	West	Between points 15 metres and 31 metres north of its junction with Quickley Lane, a distance of approximately 16 metres
Lower Road	West	Between points 52 metres and 120 metres north of its junction with Quickley Lane, a distance of approximately 68 metres
Lower Road	East	Between points 11 metres and 21 metres south of its junction with North Road, a distance of approximately 10 metres
Lower Road	East	Between points 20 metres and 87 metres north of its junction with North Road, a distance of approximately 67 metres
Lower Road	East	Between points 151 metres and 166 metres south of its junction with Shire Lane, a distance of approximately 15 metres
Lower Road	East	Between points 188 metres and 200 metres south of its junction with Shire Lane, a distance of approximately 12 metres
North Road	North	Between points 11 metres and 67 metres east of its junction with Lower Road, a distance of approximately 56 metres
North Road	South	Between points 9 metres and 68 metres east of its junction with Lower Road, a distance of approximately 59 metres
North Road	East	At its eastern end at a point 71 metres from its junction with Lower Road for a distance of approximately 5 metres between the north and south sides
Shire Lane – Service Road	North	Between point 6 metres and 25 metres east of a point opposite the western boundary of Swan Court, a distance of 19 metres.

Part 2 - Scale of Charges

- (a) In respect of a first residents' permit which shall be valid for a period of twelve months running from the date on which the residents' permit first becomes valid, thirty four pounds and seventy pence.
- (b) In respect of any one first residents' permit or second residents' permit issued to a disabled person holding a valid disabled person's badge issued by any Local Authority free of charge and any other residents' permit issued to a resident in the same household for any part of the same period shall be at the rate provided for in paragraph (a) above.

COLUMN 1	COLUMN 2	COLUMN 3
Street Name	Side of Street	Location
Station Approach	West	Between points 15 metres and 26 metres south of a point opposite the south-east corner of Chorleywood Station building, a distance of approximately 11 metres.
South Road	South	Between points 9 metres and 36 metres west of its junction with Lower Road, a distance of approximately 27 metres.
Berks Hill	South	Between points 48 metres and 62 metres west of its junction with Lower Road, a distance of approximately 14 metres.

Part 2 - Scale of Charges
Free

Parking Discs
Initial charge up to 2 hours Free
(on display of disc indicating the time of arrival)

Part 3 - Maximum Length of Stay
2 hours

Part 4 - Prescribed Hours
Times during which the above charges apply Monday to Saturday 9 am to 5 pm except Bank Holidays.

SCHEDULE 3 -

Lengths of roads in Chorleywood Parking Places for Authorised Disabled Person's Vehicles

COLUMN 1	COLUMN 2	COLUMN 3
Street Name	Side of Street	Location
Berks Hill	South	Between points 34 metres and 40 metres west of its junction with Lower Road, a distance of 6 metres
Station Approach	West	Between points 10 metres and 16 metres south of a point opposite the south-east corner of Chorleywood Station building, a distance of 6 metres.
Lower Road	East	Between points 53 metres and 59 metres south of its junction with Shire Lane, a distance of 6 metres.

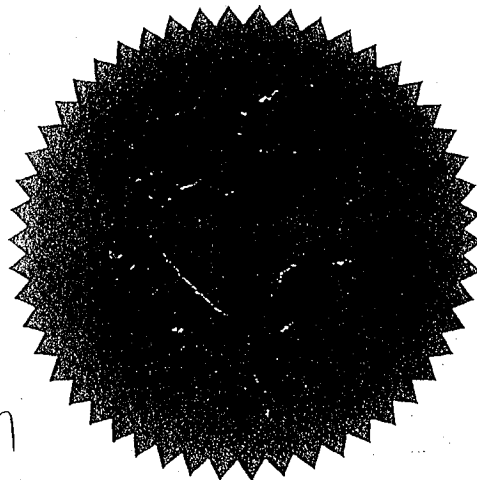
IN WITNESS whereof the Common Seal of the Hertfordshire County Council was hereunto affixed this 30 day of November 2001

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

van Zandvoort
Assistant

County Secretary

2317



- Part 3 - Prescribed Hours
Monday to Saturday 9 am to 5 pm except Bank Holidays
- Part 4 - Properties Qualifying for the Issue of Residents' Permits
- | | |
|--------------------|---------------------------|
| Street Name | Qualifying Address |
| Lower Road | All dwellings |
| Main Parade | All dwellings |
| New Parade | All dwellings |
| North Road | All dwellings |

Schedule 2 – Disc Parking

Lengths of roads in Chorleywood –Parking by vehicles displaying a valid permit

COLUMN 1	COLUMN 2	COLUMN 3
Street Name	Side of Street	Location
Berks Hill	South	Between points 11 metres and 34 metres west of its junction with Lower Road, a distance of approximately 23 metres
Blacketts Wood Drive	South	Between points 20 metres and 58 metres west of its junction with Whitelands Avenue, a distance of approximately 38 metres
Lower Road	East	Between points 164 metres and 190 metres north of its junction with North Road, a distance of approximately 26 metres
Lower Road	East	Between points 21 metres and 42 metres south of its junction with Shire Lane, a distance of approximately 21 metres
Lower Road	East	Between points 125 metres and 145 metres south of its junction with Shire Lane, a distance of approximately 20 metres
Lower Road	West	Between points 45 metres and 58 metres north of its junction with Ferry car park, a distance of approximately 13 metres
Lower Road	West	Between points 69 metres and 99 metres north of its junction with Ferry car park, a distance of approximately 30 metres
Lower Road	West	Between points 8 metres and 25 metres north of its junction with Berks Hill, a distance of approximately 17 metres
Lower Road	West	Between points 41 metres and 82 metres north of its junction with Berks Hill, a distance of approximately 41 metres
Lower Road	West	Between points 9 metres and 20 metres north of its junction with South Road, a distance of approximately 11 metres
Lower Road	West	Between points 30 metres and 36 metres north of its junction with South Road, a distance of approximately 6 metres
Lower Road	West	Between points 45 metres and 55 metres north of its junction with South Road, a distance of approximately 10 metres
Main Parade	East	Between points 6 metres and 59 metres south of its junction with its rear car park, a distance of approximately 53 metres
Main Parade	West	Between points 4 metres and 50 metres south of its junction with Whitelands Avenue, a distance of approximately 46 metres
New Parade – Service Rd	East	Between points 4 metres and 52 metres south of its junction with Stag Court rear access, a distance of approximately 48 metres
New Parade – Service Rd	West	Between points 6 metres and 55 metres south of its junction with Whitelands Avenue, a distance of approximately 49 metres
Shire Lane – Service Rd	North	Between points 25 metres and 50 metres east of a point opposite the western boundary of Swan Court, a distance of approximately 25 metres