

# **THREE RIVERS DISTRICT COUNCIL**

## **THREE RIVERS (OFF-STREET PARKING PLACES)**

**ORDER 1994**

THREE RIVERS DISTRICT COUNCIL

THREE RIVERS (OFF-STREET PARKING PLACES) ORDER 1994

The Council of the District of Three Rivers ("the Council") in exercise of its powers under Section 35(1) and (3) of the Road Traffic Regulation Act 1984 ("the Act") and Part IV of Schedule 9 to the Act and of all other enabling powers with the consent of the County Council of Hertford in accordance with Section 39(3) of the Act and after consulting their chief officer of police in accordance with Part III of Schedule 9 to the Act hereby makes the following order:-

Part I - General

1. (1) This Order shall come into operation on the sixth day of June 1994 and may be cited as the "Three Rivers (Off-Street Parking Places) Order 1994"

(2) The Three Rivers (Off-Street Parking Places) Order 1983 the Three Rivers (Off-Street Parking Places) (Amendment No 1) Order 1987 the Three Rivers (Off-Street Parking Places) (Amendment No 2) Order 1987 and the Three Rivers (Off-Street Parking Places) (Three Rivers House) Order 1991 are hereby revoked

2. In this Order except where the context otherwise requires the following expressions have the meanings hereby respectively assigned to them:-

"driver" in relation to a vehicle waiting in a parking place means the person driving the vehicle at the time it was left in the parking place

"owner" in relation to a vehicle means the person by whom such vehicle is kept and used and includes the registered keeper of such vehicle shown in the records maintained by the Secretary of State for Transport

"parking place" means any building or area of land specified in column 1 of the Schedule to this Order and provided by the Council under Section 32(1) of the Act for use as a parking place or a place designated by the Council as being subject to the provisions of this Order

"parking bay" means any space within a parking place for the time being marked out as a space for the parking or leaving of a vehicle thereon

"reserved area" means any space within a parking place for the time being marked out as a space solely for parking or leaving of such vehicles as are referred to in Article 4(3)

"the unladen weight" shall be the weight ascribed to that vehicle in the registration document belonging to the vehicle or the actual weight of the vehicle if it shall exceed the registered weight

"disabled person's vehicle" has the same meaning as in the Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England and Wales) Regulations 1986 as amended by the Local Authorities Traffic Orders (Exemptions for Disabled Persons) (England and Wales) (Amendment) Regulations 1991

"Disabled Person's Badge" has the same meaning as in the Disabled Persons (Badges for Motor Vehicles) Regulations 1982, as amended by the Disabled Persons (Badges for Motor Vehicles) (Amendment) Regulations 1992;

"relevant position means

(i) in the case of a Disabled Person's Badge issued before 2 May 1992:-

(a) in the case of vehicle fitted with a front windscreen, the badge is exhibited thereon on the near side of and immediately behind the windscreen and with its front facing forward so as to be legible from outside the vehicle; or

(b) in the case of a vehicle not fitted with a front windscreen the badge is exhibited in a conspicuous position on the vehicle.

(ii) In the case of a Disabled Persons' Badge issued on or after 2 March 1992:-

(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 a 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.

"person in charge" means any person whether driving the vehicle or not who is in charge of any vehicle whilst any such vehicle is in or upon any parking place

"any person" or "person" shall include any driver or owner or person in charge of or any passenger in any vehicle for the time being in or upon any parking place

and words importing only the masculine gender shall include the feminine gender and the singular shall include the plural

#### Part II - Use of Parking Places

3. The parking places hereinafter more particularly specified in the Schedule hereto may be used only subject to:-

- (a) the conditions provisions and regulations contained herein
- (b) any special conditions contained herein in respect of any particular parking place described in the said Schedule

4. (1) Each parking place specified by name in column 1 of the said Schedule may be used subject to the following provisions of this Order as a parking place only for such classes of vehicles in such positions and subject to the limitations restrictions and exemptions as to days and hours and other matters as are specified in relation to that parking place in columns 2, 3 and 4 of the said Schedule

- (2) Where in the said Schedule a parking place is described as available for vehicles of a specified class or in a specified position the driver of a vehicle shall not permit it to wait in that parking place unless it is of the class and in the position so specified
- (3) Where within a parking place there is a sign or surface marking which indicates that a parking bay is available only for a disabled person's vehicle the driver of a vehicle shall not permit it to wait in that parking bay unless it is a disabled person's vehicle bearing a disabled person's badge in the relevant position
- (4) The driver of a vehicle shall not permit it to wait in any parking bay designated for the time being for use (a) by the Chairman and Members of the Council (b) by staff employed by the Council (c) by staff employed by the Hertfordshire County Council in its Library (adjoining Basing House) (d) by staff of the Citizens' Advice Bureau (e) by authorised visitors (f) by the Council's Computer Facilities Contractor or (g) as an emergency bay unless a valid identification disc issued by the Council is displayed on the front windscreen of the vehicle or if the vehicle has no front windscreen in a conspicuous position on the vehicle
- (5) The driver of a vehicle shall not permit it to wait in any area designated for use for loading or unloading unless a valid identification disc issued by the Council is displayed on the front windscreen of the vehicle or if the vehicle has no windscreen in a conspicuous position on the vehicle

5. When a vehicle other than (1) a disabled person's vehicle or (2) a vehicle authorised to wait in a parking bay designated for use as mentioned in Article 4(4)(a)(b)(c)(d)(f) or (g) of this Order has left a parking place after waiting therein the driver shall not within one hour after its leaving permit it to wait again in that parking place during the times and on the days specified in the Schedule
6. The driver of a vehicle shall not permit it to wait in a parking place for longer than the maximum period permitted for waiting specified in Column 4 of the said Schedule
7. The driver of a vehicle shall not permit a vehicle to wait in a parking place in any position other than that indicated as a parking bay in the parking place
8. So soon as any vehicle shall be in position in a parking bay in a parking place the driver of such vehicle shall stop the engine thereof and any driver or any other person shall not start or re-start the engine thereof except for the purpose of departing from or leaving the parking place or of moving from one parking bay to another parking bay on the directions of an official of the Council
9. Any driver using a parking place shall if so directed park the vehicle of which he is for the time being the driver in such parking bay as he may be directed to by an official of the Council
10. Any driver or person in charge of a vehicle leaving his vehicle or entering any access road for the purpose of leaving his vehicle in a parking place shall if properly required to do so by an official of the Council provide

his name and address and/or the name and address of the owner and/or registered keeper of that vehicle to such official of the Council

11. The driver of a vehicle shall not permit that vehicle to wait in a parking place unless the vehicle is licensed in accordance with the provisions of Section 1 of the Vehicles (Excise) Act 1971 and unless there is in relation to the use of the vehicle by the driver such a policy of insurance as complies with the requirements of the Road Traffic Act 1988
12. No person using a parking place shall sound or operate or allow to be sounded or operated any horn or other similar instrument except when about to change the position of a vehicle using the parking place in or to depart from the parking place or in the event of an emergency
13. No person shall bring into or upon a parking place any vehicle which requires any works of maintenance or repair to be carried out thereto
14. No person shall carry out to any vehicle whilst it is in a parking place any works of maintenance repair alteration or dismantling of any part of a vehicle except so far as may be necessary to enable the vehicle to be removed from a parking place under its own power
15. No person shall except with the permission of an official of the Council drive any vehicle in a parking place other than for the purpose of leaving that vehicle in the parking place in accordance with the provisions of this Order or for the purpose of departing from the parking place
16. No person shall in a parking place wantonly shout or otherwise make any loud noise to the disturbance or annoyance of users of the parking place or



residents of premises in the neighbourhood

17. No person shall in a parking place use any threatening abusive or insulting language gesture or conduct with intent to put any person in fear or so as to occasion a breach of the peace or whereby a breach of the peace is likely to be occasioned
18. No person shall use any part of a parking place or any vehicle left in a parking place
  - (a) for sleeping or camping purposes
  - (b) for eating or cooking purposes
  - (c) for the purpose of servicing or washing any vehicle or part thereof other than is reasonably necessary to enable that vehicle to depart from the parking place
  - (d) for the sale of goods services or materials of any description
  - (e) for displaying advertisements of any description
19. In a parking place no person shall
  - (a) erect or permit to be erected any tent booth stall building or other structure without the written consent of the Council
  - (b) light or cause or permit to be lit any fire
20. No person shall bring a vehicle brought into or upon any parking place for the purpose of advertising
21. No person shall bring a vehicle into or upon any parking place or use or permit it to be used in connection with the sale or attempted sale of the vehicle or of any other vehicle or in connection with the sale or attempted

sale of any other object or thing or for or in connection with any offer of service for reward

22. No person shall use a parking place as a means of passage proceeding from one road to another road

23. Where in a parking place signs are erected or surface markings laid for the purpose of:-

- (a) indicating the entrance to or exit from the parking place or
- (b) indicating that a vehicle using the parking place shall proceed in a specified direction within the parking place

no person shall drive or cause or permit to be driven away any vehicle (i) so that it enters the parking place otherwise than by an entrance or leaves the parking place otherwise than by an exit so indicated or (ii) in a direction other than that specified as the case may be

24. (a) If any vehicle shall appear to the Council to have been abandoned in any parking place the Council shall be entitled to remove sell or otherwise dispose of any such vehicle PROVIDED THAT the power of disposal hereby conferred shall not be exercised unless such of the following steps as are applicable or appropriate to that vehicle shall have been taken and a period of not less than six weeks shall have elapsed beginning with the taking of the first of those steps

(b) Subject to the provisions of Article 24(h) of this Order where a vehicle carries a registration mark issued under the Vehicles (Excise) Act 1971 the Council shall apply in writing to the Secretary of State

with whom they have reason to believe the vehicle was last registered asking for the name and address of the owner of the vehicle and where the Council acts under this Article the first step for the purposes of Articles 24(a) and 24(c) shall be taken to be the sending of the notice mentioned in this Article

(c) The Council shall where they are by virtue of the last preceding Article aware of the name and address of a person who it appears may be the owner of a vehicle send a notice to that person at that address stating that it is the intention of the Council to sell or otherwise dispose of the vehicle (which shall be sufficiently described in the notice) on or after a specified date (which shall not be less than twenty-one days from the date of the notice and in any event not earlier than six weeks from the date of the first step taken by the Council) unless the vehicle is in the meantime removed (after payment of any charges prescribed by any Statute or Statutory Instrument for the time being in force) by or on behalf of that person from such place as is specified by the Council in the said notice or from such place as may be subsequently notified in writing by the Council to that person

(d) If any person to whom a notice is sent in accordance with the preceding Article informs the Council of the name and address of some other person who he alleges may be the owner of the vehicle a notice stating the particulars mentioned in the last preceding Article shall be sent to that other person and to any further person who the Council may in consequence of the sending of the notice to the said other person be led to believe may be the owner of the vehicle

- (e) Subject to the provisions of Article 24(h) of this Order where a vehicle does not carry a registration mark issued under the Vehicles (Excise) Act 1971 the first step to be taken by the Council shall be to apply in writing to the chief officer of the police force in whose area is the parking place from which the vehicle has been or could at any time be removed in pursuance of this Order enquiring who that officer considers is the owner of the vehicle and the address of that person
- (f) If after steps have been taken under the foregoing provisions vehicle is not claimed the Council may make such further enquiries as the Council may consider reasonable as to who may be the owner of the vehicle and the address of that person
- (g) Where by virtue of Article 24(e) or Article 24(f) of this Order the Council are informed of the name and address of a person who it is considered may be the owner of the vehicle Article 24(c) and Article 24(d) of this Order as respects the sending of notice shall apply in relation to that person at that address as they apply in relation to the person mentioned in Article 24(c)
- (h) Nothing in the foregoing provisions of this Order shall require the Council to take any such steps as are therein mentioned for the purpose of inquiring who is the owner of a vehicle to which Article 24(a) of this Order applies if they have found a person who satisfies the Council that he is in fact the owner of that vehicle and the Council have sent to him at his address a notice to the effect specified in Article 24(c) of this Order the sending of that notice being treated as the first step for the purposes of that article and Article 24(a)

25. Upon the sale of a vehicle by the Council the Council shall apply the proceeds of sale in or towards the satisfaction of any costs incurred by the Council in connection with the disposal thereof and of any charge or payment to which they are entitled as regards the vehicle under any statute or Statutory Instrument for the time being in force
26. In the event of any such costs incurred by the Council in connection with the disposal of the vehicle not being satisfied by virtue of the preceding Article the Council may recover the costs (so far as such costs are not satisfied) from the person who was the owner of the vehicle before it was disposed of under the power of disposal conferred by Article 24(a) of this Order PROVIDED that such person had been sent a notice by the Council under the foregoing provisions of this Order
27. Any sums received by the Council on a sale of a vehicle after deducting any sum which the Council is entitled to retain by virtue of Article 24 of this Order shall be payable within a period of twelve months from the date of sale of the vehicle to any person to whom but for the sale the vehicle would have belonged and if not so claimed shall be paid into the Collection Fund of the Council
28. Where in the foregoing provisions any notice shall or may be sent to a person such notice shall be sent by registered post or by the recorded delivery service
29. The Council may from time to time as and when the Council shall by Order so direct include any new or additional parking place in the said Schedule whereupon such new or additional parking place shall be subject to all the provisions of this Order and subject to such additional conditions as to

payment of any charge and to the performance of conditions as may be specified in any such Order

30. Any vehicle or vehicles referred to in Column 2 Class (iv) or (v) of the said Schedule hereof shall park only in any reserved area in any parking place provided nevertheless that if any reserved area in any parking place shall not for the time being be available for parking purposes then any such vehicle may be parked in any other parking bay other than such parking bays specified for use by the class of persons described in Article 4 subject to the maximum period of waiting for disabled persons' vehicles specified in the said Schedule
31. Subject to the proviso hereto when a vehicle is left in a parking place in contravention of any of the provisions of Article 4 Article 5 Article 6 Article 7 or Article 11 of this Order a person authorised in that behalf by the Council may remove the vehicle or arrange for it to be removed from that parking place Provided that when a vehicle is waiting in a parking place in contravention of the provisions of Article 7 of this Order a person authorised in that behalf by the Council may alter or cause to be altered the position of the vehicle in order that its position shall comply with those provisions
32. Any person removing or altering the position of a vehicle by virtue of Article 31 of this Order may do so by towing or driving the vehicle or in such other manner as he may think necessary and may take such measures in relation to the vehicle as he may think necessary to enable him to remove it or alter its position as the case may be For the purposes of meeting the requirements of an emergency a person authorised in that behalf by the Council or a police constable in uniform may alter or cause to be altered the position of a vehicle in a parking place or remove or arrange for the

removal of a vehicle from a parking place

33. When a person authorised by the Council removes or makes arrangements for the removal of a vehicle from a parking place by virtue of Article 24 of this Order he shall make such arrangements as may be reasonably necessary for the safe custody of the vehicle

34. If at any time a vehicle is left in a parking place in breach of any of the conditions provisions or regulations of this Order the driver or owner thereof shall pay to the Council on demand the standard charge of £25. In the event of payment being received by the Council within 14 days of the day on which the charge was incurred in the manner specified in the standard charge ticket issued in respect of that vehicle the amount of the charge shall be reduced to £15 and the said payment of the sum of £15 shall be accepted in full and final settlement of the charge payable under the terms hereof.

It shall be the duty of a car parking attendant employed by the Council to attach to the vehicle in a conspicuous position a standard charge ticket which shall include the following particulars: (a) the registration mark of the vehicle or, where the vehicle is being used under a trade licence, the number of the trade plate carried by the vehicle; and (b) a statement that it is an offence under section 35(A) of the Act for the person responsible to have contravened or failed to comply with any of the conditions provisions or regulations of this Order as specified in the standard charge ticket

35. When a standard charge ticket has been attached to a vehicle in accordance with the foregoing provisions of this Order no person other than a person authorised by the Council in that behalf or the driver or person authorised by the driver in that behalf shall remove the standard charge ticket from

the vehicle

36. (1) Any person duly authorised by the Council may suspend or restrict the use of any parking place specified in the said Schedule or any part thereof whenever he considers such suspension or restriction to be necessary

(2) Any person suspending or restricting the use of a parking place or any part thereof in accordance with paragraph (1) of this Article shall thereupon place or cause to be placed in or adjacent to that parking place or the part thereof the use of which is suspended or restricted a sign indicating that waiting by vehicles thereon is suspended or restricted

(3) No person shall cause or permit a vehicle to be left in any parking place or part thereof the use of which has been suspended or restricted in accordance with paragraph (1) of this Article contrary to such suspension or restriction

37. Nothing in this Order shall render it unlawful to cause or permit (a) any vehicle being used for fire brigade ambulance or police purposes to be left in any of the parking places specified in the said Schedule or (b) any vehicle being used in the service of the Royal Mail to be left in the parking place numbered 1 in the said Schedule whilst collecting and loading postal packets from or unloading and delivering postal packets to the Council



SCHEDULE

Name of Parking Place  1	Classes of Vehicle Permitted to Wait  2	Position in Which Vehicle May Wait  3	Maximum Period for Which Vehicles May Wait During the Hours of 0800 to 1800 Mondays to Saturdays 4 (Inclusive)
1. Three Rivers House as shown edged in red on plan attached	(i) Motor cars within the definition in Section 136(2)(a) of the Act other than Hackney Carriages and Private Hire Vehicles  (ii) Motor cycles as defined in Section 136(4) of the Act  (iii) Motor vehicles constructed or adapted for use for the conveyance of goods or burden the unladen weight of which do not exceed 1525 (30cwt)  (iv) Invalid carriages as defined by Section 136(5) of the Act  (v) Disabled persons' vehicles	(a) Classes (i) (ii) (iv) and (v) - Wholly within a parking bay  (b) Class (iii) - Wholly within a parking bay or, if so authorised, in an area designated for use for loading or unloading  (c) Class (vi) - In an area designated for use for loading or unloading (subject to authorisation)	(1) Classes (i) and (ii) - 2 hours. EXEMPTION for vehicles authorised to wait in parking bays designated for use as mentioned in Article 4(4) of this Order  (2) Classes (iv) and (v) - 3 hours  (3) Class (iii) - (a) 2 hours when in a parking bay EXEMPTION as in (1) above  (b) When in an area designated for use for loading or unloading for the period of authorisation

SCHEDULE

Name of Parking Place  1	Classes of Vehicle Permitted to Wait  2	Position in Which Vehicle May Wait  3	Maximum Period for Which Vehicles May Wait During the Hours of 0800 to 1800 Mondays to Saturdays 4 (Inclusive)
	(vi) Motor vehicles constructed or adapted for use for the conveyance of goods or burden the unladen weight of which exceed 1525kg (30cwt)		
2. Land at the rear of Nos: 117-185 New Road, Croxley Green	Classes (i) to (v) (inclusive)	Wholly within a parking bay	36 hours
3. Land to the rear of Nos: 1-11 Bury Lane, Rickmansworth	Classes (i) to (v) (inclusive)	Wholly within a parking bay	36 hours
4. Land at the junction of Park Road and High Street, Rickmansworth	Classes (i) to (v) (inclusive)	Wholly within a parking bay	36 hours
5. Land to the north of No 49 Talbot Road, Rickmansworth	Classes (i) to (v) (inclusive)	Wholly within a parking bay	36 hours
6. Land to the south- east of the Town Ditch at the bend in Talbot Road, Rickmansworth	Classes (i) to (v) (inclusive)	Wholly within a parking bay	36 hours

SCHEDULE

Name of Parking Place  1	Classes of Vehicle Permitted to Wait  2	Position in Which Vehicle May Wait  3	Maximum Period for Which Vehicles May Wait During the House of 0800 to 1800 Mondays to Saturdays 4 (Inclusive)
7. Land on the south side of Talbot Road (west of 18 Talbot Road), Rickmansworth	Classes (i) to (v) (inclusive)	Wholly within a parking bay	36 hours
8. Land at the junction of Talbot Road and High Street, Rickmansworth	Classes (i) to (v) (inclusive)	Wholly within a parking bay	36 hours
9. Ferry Car Park, Chorleywood	Classes (i) to (v) (inclusive)	Wholly within a parking bay	36 hours
10. Causeway House Car Park, Abbots Langley	Classes (i) to (v) (inclusive)	Wholly within a parking bay	36 hours
11. Bridlington Road Car Park, South Oxhey	Classes (i) to (v) (inclusive)	Wholly within a parking bay	36 hours
12. Station Approach Car Park, South Oxhey	Classes (i) to (v) (inclusive)	Wholly within a parking bay	36 hours
13. Land on the south side of High Street with entrance opposite Parsonage Road, Rickmansworth	Classes (i) to (v) (inclusive)	Wholly within a parking bay	(1) Classes (i) (ii) and (iii) - 2 hours  (2) Classes (iv) and (v) 3 hours
14. Land at the north side of Talbot Road (west of No 9 Talbot Road) Rickmansworth	Classes (i) to (v) (inclusive)	Wholly within a parking bay	(1) Classes (i) (ii) and (iii) - 2 hours  (2) Classes (iv) and (v) 3 hours

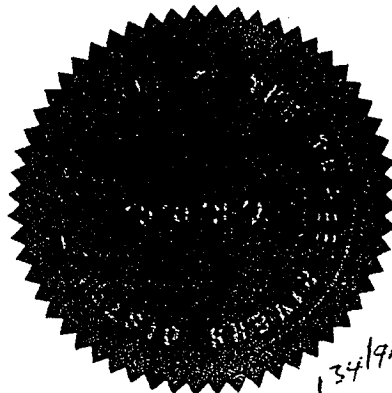
SCHEDULE

Name of Parking Place  1	Classes of Vehicle Permitted to Wait  2	Position in Which Vehicle May Wait  3	Maximum Period for Which Vehicles May Wait During the Hours of 0800 to 1800 Mondays to Saturdays 4 (Inclusive)
15. Land at the junction of Ebury Road and Bury Lane, Rickmansworth	Classes (i) to (v) (inclusive)	Wholly within a parking bay	(1) Classes (i) (ii) and (iii) - 2 hours  (2) Classes (iv) and (v) - 3 hours
16. Two storey car park in Northway, Rickmansworth	Classes (i) to (v) (inclusive)	Wholly within a parking bay	(1) Classes (i) (ii) and (iii) - 2 hours  (2) Classes (iv) and (v) - 3 hours
17. Land on the north side of Watford Road, between the "Red House Public House" and No 131 Watford Road	Classes (i) to (v) (inclusive)	Wholly within a parking bay	(1) Classes (i) (ii) and (iii) - 2 hours  (2) Classes (iv) and (v) - 3 hours
18. Whitelands Avenue Shire House Car Park, Chorleywood	Classes (i) to (v) (inclusive)	Wholly within a parking bay	(1) Classes (i) (ii) and (iii) - 2 hours  (2) Classes (iv) and (v) - 3 hours

SCHEDULE

Name of Parking Place  1	Classes of Vehicle Permitted to Wait  2	Position in Which Vehicle May Wait  3	Maximum Period for Which Vehicles May Wait During the Hours of 0800 to 1800 Mondays to Saturdays 4 (Inclusive)*
19. Land to the south of No 47 Talbot Road, Rickmansworth	Classes (i) to (v) (inclusive)	Wholly within a parking bay	<p>*(Not available to general public between 0800 and 1000 Mondays to Saturdays (inclusive)).</p> <p>(1) Classes (i) (ii) and (iii) - 2 hours</p> <p>EXEMPTION for vehicles authorised to wait in parking bays designated for use as mentioned in Article 4(4)(b) and (e)</p> <p>(2) Classes (iv) and (v) - 3 hours</p>

THE COMMON SEAL of THREE )  
RIVERS DISTRICT COUNCIL was)  
hereunto affixed this 27th )  
of May 1994 )  
in the presence of:- )



*[Handwritten signature]*

Director of Corporate Services