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**THREE RIVERS DISTRICT COUNCIL
ROAD TRAFFIC REGULATION ACT 1984**

Date of Order: 20 March 2006

Order No: CWD/5/2006

THE THREE RIVERS (VARIOUS ROADS, CENTRAL AREA, CHORLEYWOOD) (PARKING PLACES) (AMENDMENT NO.2) ORDER 2006

The Three Rivers District Council (hereinafter referred to as "the Council", pursuant to arrangements made under Section 101 of the Local Government Act 1972 with the Hertfordshire County Council in exercise of the powers of the said County Council under Section 1(1), 2(1), 2(2), 3, 4, 32, 35 and 25C of the Road Traffic Regulation Act 1984, ("the Act") and after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 of the Act, and all other enabling powers, hereby makes the following Order:-

1. This Order may be cited as "The Three Rivers (Various Roads, Central Area, Chorleywood) (Parking Places) (Amendment No.2) Order 2006" and shall come into operation on 20 March 2006.
2. The amendments to The Hertfordshire (Various Roads, Central Area, Chorleywood) (Parking Places) Order 2001 are referred to in this Order.
3. The restrictions imposed by this Order shall be in addition and not in derogation from any restriction or requirement imposed by any regulations made or having effect as if made under the Act or by or under any other enactment, save for where specifically stated.

SCHEDULE 1

Part 4 Properties Qualifying for the Issue of Residents' Permits

Street Name	Qualifying Address
Station Approach	All dwellings

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
Station Approach	West	between a point approximately 19 metres north of the southern end of the Chorleywood Station building, for a distance of 6 metres northwards

SCHEDULE 5

Taxi Rank for Licensed Hackney Carriage Taxis

COLUMN 1	COLUMN 2	COLUMN 3
Street Name	Side of Street	Location
Station Approach	West	from a point approximately 10 metres south of the southern end of Chorleywood Station building, southwards for a distance of approximately 17 metres

SCHEDULE 6

Business permit holders and Residents' permit holders parking place, Monday to Saturday 9am to 5pm

COLUMN 1	COLUMN 2	COLUMN 3
Street Name	Side of Street	Location
Station Approach	East	from the southern end of 5 Station Approach northwards for a distance of approximately 20 metres

SCHEDULE 7

Medium stay parking places maximum 4 hours parking, Residents' permit parking and Business permit parking, Monday to Saturday 9am to 5.00pm

COLUMN 1	COLUMN 2	COLUMN 3
Street Name	Side of Street	Location
Station Approach	East	from a point at the southern boundary of The Sportsman Hotel northwards for a distance of approximately 27 metres north

Part 1 - Location

Name of Parking Place

Address

a) Adjacent to 2-5 Station Approach

Station Approach, Chorleywood

b) Angled Parking Bays in Station Approach

Station Approach, Chorleywood

Part 2 - Scale of Charges for Business Permits

£240 per annum

Part 3 - Maximum Length of Stay

24 hours

Part 4 - Prescribed Hours

Times during which restrictions apply are Monday to Saturday 9.00am to 5.00pm

Part 5 - Qualifying Address for Entitlement to Permits

Permits will be allocated to businesses by the Council with a limit of one space per business

Part 6 - Penalty Charge Notice

£60 (reduced to £30 if payment received within 14 days)

Part 7 - Criteria for Qualification for Permits

Qualifying-businesses will have demonstrated that they have:

- no space to park vehicles within the curtilage of their premises,
- an operational vehicle(s) registered to the business, and
- are registered for business rates.

Operational Vehicles are vehicles that are essential to a business because they are needed for deliveries and collections on an intermittent daily basis. Vehicles that are simply used for getting to and from work do not qualify as operational vehicles.

Section 4 - Residents' Visitor's Permits

Residents' visitor's permits to be displayed on vehicles left in parking places

- 37 (1) At all times during which a vehicle (other than a vehicle otherwise exempted by this Order) is left in a parking place during the permitted hours, the driver thereof shall cause to be displayed -

- (a) in the case of a vehicle fitted with a front windscreen, a valid residents' visitor's permit so that the obverse face is directed outwards from immediately behind the window adjacent to the windscreen and nearest to the edge of the carriageway so that all the particulars referred to in paragraph (2) are readily visible from the front or near side of the vehicle;
 - (b) in the case of a vehicle not fitted with a front windscreen, a valid residents' visitor's permit so that the obverse face is directed outwards on the front or on the side nearest to the edge of the carriageway so that all the particulars referred to in paragraph (2) are readily visible from the front or near side of the vehicle.
- (2) A valid residents' visitor's permit shall indicate on the obverse face, in accordance with the instructions on the reverse face -
- (a) an indication of the Street as listed at Schedule 1 of this Order within which the residents' visitor's permit is valid;
 - (b) the date on which, subject to the provisions of Article 40, the residents' visitor's permit becomes invalid.
- (3) A valid one day residents' visitor's permit shall indicate on the obverse face, in accordance with the instructions on the reverse face -
- (a) the hour, indicating AM or PM, minute, day, month and date in which the vehicle was first left in a parking place;
 - (b) an indication of the Street as listed at Schedule 1 of this Order within which the residents' visitor's permit is valid.

Application for and issue of residents' visitor's permits

- 38 (1) Any resident, residing at a qualifying address as listed in Schedule 1, may apply to the Council for the issue of a residents' visitor's permit for a vehicle of the class referred to in Article 5(1) and any such application shall be made on a form issued by and obtainable from the Council and shall include particulars and information required by such form to be supplied.
- (2) The Council may at any time require an applicant for a residents' visitor's permit or a residents' visitor's permit holder to produce to an officer of the Council or authorised agent such evidence in respect of an application for a residents' visitor's permit made to them as they may reasonably call for to verify any particulars or information given to them or in respect of any residents' visitor's permit issued by them as they may reasonably call for to verify that the residents' visitor's permit is valid.

- (3) Upon receipt of an application duly made under the foregoing provisions of this Article, the Council upon being satisfied that the applicant is a resident and possesses a valid residents' permit shall issue to the applicant therefore a residents' visitor's permit for the leaving of a vehicle of the class specified in paragraph (1) above in a parking place during the permitted hours and subject to terms and conditions issued by the Council with the residents' visitor's permit.
- (4) For applications where a resident does not possess a valid resident's permit the applicant may apply for a special parking permit for visitors to use issued at the discretion of the Council.

One day residents' visitor's permits

- 39 (1) A one day residents' visitor's permit shall authorise parking for up to a maximum of 24 hours from the time and date indicated on the permit, subject to Article 40. The charge shall be one pound (but fifty pence if the applicant is aged 60 years or over) per permit.

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

- 40 (1) A residents' visitor's permit shall cease to be valid for use in accordance with Article 37 on the expiration of the date indicated on the permit.
- (2) A residents' visitor's permit holder may surrender a residents' visitor's permit to the Council at any time and shall surrender a residents' visitor's permit to the Council on the occurrence of the residents' visitor's permit holder ceasing to be a resident in the parking zone in respect of which the residents' visitor's permit was issued.
- (3) The Council may, by notice in writing served on the residents' visitor's permit holder by sending the same by the recorded delivery service to the residents' visitor's permit holder at the address shown by that person on the application for the residents' visitor's permit or at any other address believed to be that person's place of abode, withdraw a residents' visitor's permit if it appears to the Council that the residents' visitor's permit holder has ceased to be a resident and the residents' visitor's permit holder shall surrender the permit to the Council within 48 hours of the receipt of the aforementioned notice.

Exchange of unused residents' visitor's permits

- 41 A resident applying for residents' visitor's permits according to the provisions of Article 38 is not entitled to exchange unused residents' visitor's permits unless the Council in its discretion considers there are exceptional circumstances to justify an exchange in which case new residents' visitor's permits valid for the subsequent year will be supplied in exchange for the unused residents' visitor's permits.

Restrictions on removal of residents' visitor's permits

42 Where a residents' visitor's permit has been displayed in accordance with the provisions of Article 37, no person, not being the driver of the vehicle shall remove the residents' visitor's permit unless authorised to do so by the driver of the vehicle provided that:

- (1) Nothing herein shall apply to a parking attendant or police constable in uniform or a person removing the vehicle in pursuance of an arrangement made by the police constable by or under regulations in pursuance of powers contained in sections 99, 100, 101 and 102 of the Road Traffic Regulation Act 1984.

Part III supplementary provisions

Section 5 – Business permits

43. Each area of land specified by name in Schedule 7 hereto may be used as a parking place subject to the provisions of this Order and otherwise in accordance with the provisions of the Three Rivers (Off-Street Parking Places) Order 1994.

44. Parking places referred to in Schedule 7 hereto may be used for the leaving of vehicles during the hours prescribed therein with display of a valid business permit.

Premises qualifying for business permits

45. Only the owners or occupiers of business premises located in Station Approach referred to in Schedule 7 hereto shall be entitled to apply for a business permit in the manner specified in Article 47.

Business permits to be displayed on vehicles left in parking places

46 (1) At all times during which a vehicle (other than a vehicle otherwise exempted by this Order) is left in a parking place during the permitted hours, the driver thereof shall cause to be displayed –

- (a) in the case of a vehicle fitted with a front windscreen, a valid business permit so that the obverse face is directed outwards from immediately behind the window adjacent to the windscreen and nearest to the edge of the carriageway so that all the particulars referred to in paragraph (2) are readily visible from the front or near side of the vehicle;

- (b) in the case of a vehicle not fitted with a front windscreen, a valid business permit so that the obverse face is directed outwards on the front or on the side nearest to the

edge of the carriageway so that all the particulars referred to in paragraph (2) are readily visible from the front or near side of the vehicle.

- (2) A valid business permit shall indicate on the obverse face, in accordance with the instructions on the reverse face -
- (a) the hour, indicating AM or PM, minute, day, month and date in which the vehicle was first left in a parking place;
 - (b) an indication of the parking zone within which the business permit is valid;
 - (c) the date on which, subject to the provisions of Article 49, the business permit becomes invalid.

Application for and issue of business permits

47. (1) Any entitled business user may apply to the Council for the issue of one business permit in respect of no more than two such vehicles and any such application shall be made on a form issued by and obtainable from the Council and shall include the specified fee particulars and information required by such form to be supplied.
- (2) The Council may at any time require an applicant for a business permit or a business permit holder to produce to an officer of the Council or authorised agent such evidence in respect of an application for a business permit made to them as they may reasonably call for to verify any particulars or information given to them or in respect of any business permit issued by them as they may reasonably call for to verify that the business permit is valid.
- (3) Upon receipt of an application duly made under the foregoing provisions of this Article and upon receipt of the charge referred to in Part 2 of Schedule 7 hereto the Council upon being satisfied that the applicant is an entitled business user and is the owner of a vehicle or vehicles as specified in paragraph (1) of this Article shall issue to the applicant therefore one business permit for the leaving during the permitted hours in a designated parking place of the vehicle or either of the vehicles to which such business permit relates (but not both of them at the same time) by the owner 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:
- (a) A business permit shall be valid for a period of twelve months running from the date on which the business permit first becomes valid.
 - (b) The Council shall not issue a business permit to any business during the period of validity of any business permit previously issued in respect of the business subject to the provisions of Article 49.

Refund of charge paid in respect of business permits

48. (1) A business permit holder who surrenders a business permit to the Council before it becomes valid shall be entitled to a refund of the charge paid in respect thereof.

- (2) A business permit holder who surrenders a business permit to the Council after it has become valid shall be entitled to a refund of part of the charge paid in respect of thereof in accordance with the provisions of the next following paragraph.
- (3) The part of the charge which is 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 business permit is surrendered to the Council
- (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 business permits

49. (1) A business permit holder may surrender a business permit to the Council at any time and shall surrender a business 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 may by notice in writing served on the business permit holder by sending the same by the recorded delivery service to the business permit holder at the address shown by that person on the application for the business permit or at any other address believed to be that person's place of business withdraw a business permit if it appears to the Council that any of the events set out in paragraph (3) (a), (b) or (d) of this Article has occurred and the business 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 business permit holder ceasing to be an entitled business user at the address in respect of which the business permit was issued;
 - (b) the business permit holder ceasing to be the owner of the vehicle or vehicles in respect of which the business permit was issued;
 - (c) the withdrawal of such business permit by the Council under the provision of paragraph (2) of this Article;
 - (d) the vehicle or vehicles in respect of which such business permit was issued being adapted or used in such a manner that it is not as specified in Article 47(1);
 - (e) the issue of a duplicate business permit by the Council under the provisions of paragraph (4) of this Article.
- (4) Without prejudice to the foregoing provisions of this Article a business 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 business permit is issued to any person upon receipt of a cheque or credit card and the payment is subsequently dishonoured the business permit shall cease to be of any effect and the Council shall by notice in writing served on the person to whom such business permit was issued by sending the same by recorded delivery service to the business permit holder at the address shown by that person on the application for the business permit or at any other address believed to be that person's place of abode require that person to surrender the business permit to the Council within 48 hours of the receipt of the aforementioned notice.

Application for and issue of duplicate business permits

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

Restriction on the removal of business permits

51. Where a business permit has been displayed on a vehicle in accordance with the provisions of Article 46 no person not being the driver of the vehicle shall remove the business permit unless authorised to do so by the driver of the vehicle provided that:
- (1) Nothing herein shall apply to a parking attendant or police constable in uniform or a person removing the vehicle in pursuance of an arrangement made by the police constable by or under regulations in pursuance of powers contained in sections 99, 100, 101 and 102 of the Road Traffic Regulation Act 1984.

Form of business permits

52. A business permit shall be in writing and shall include the following particulars:
- (a) the registration marks of the vehicles in respect of which the business permit has been issued;
- (b) the period during which subject to the provisions of Article 49 (4) of the business permit shall remain valid;

- (c) an indication that the business permit has been issued by the Council;
- (d) an indication of the off street car park within which the business permit is valid.

4. This Order hereby revokes the following provision contained within Schedule 3 of The Hertfordshire (Various Roads, Central Area, Chorleywood) (Parking Places) Order 2001

Station Approach	West	between a point 10 metres and 16 metres south of a point opposite the south-east corner of Chorleywood Station building, a distance of 6 metres.
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5. This Order hereby revokes Section 4 of the Hertfordshire (Various Roads, Central Area, Chorleywood) (Parking Places) Order 2001.

IN WITNESS whereof the Common Seal of the Three Rivers District Council was hereunto affixed this 9th day of March 2006:

The Common Seal of)
 Three Rivers District Council)
 hereunto affixed)
 is authenticated by)

Dave G Morgan
 Director of Corporate Resources
SOLICITOR TO THE COUNCIL



87/06