

TV83

THREE RIVERS DISTRICT COUNCIL

ROAD TRAFFIC REGULATION ACT 1984

Date of Order:

Order No:

THE THREE RIVERS (DELTA GAIN, SOUTH OXHEY) (PARKING PLACES) ORDER 2007

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 all other enabling powers, and after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 of the Act hereby makes the following Order:-

Part 1 – General

1. This Order shall come into operation on 30 March 2007 and may be cited as "The Three Rivers (Delta Gain, South Oxhey) (Parking Places) Order 2007".
2. The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the interpretation of any Act of Parliament.

3. In this Order

"disabled person's badge" has the same meaning as in Section 142(1) of the Act

"disabled person's vehicle" has the same meaning as in Section 142(1) of the Act

"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

"parking bay" means a parking area within the parking place

"parking place" means any part of a road authorised by this Order to be used as a parking place

"relevant position" means

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

A vehicle displays a parking disc in the relevant position if:-

- (a) in the case of a vehicle fitted with a dashboard or facia panel, the disc is exhibited thereon so that the quarter hour period during which the period of waiting began is legible from outside the vehicle; or

- (b) in the case of a vehicle not so fitted, the disc is exhibited in a conspicuous position on the vehicle so that the quarter hour period during which the period of waiting began is legible from outside the vehicle.
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.

Part 2 – AUTHORISATION AND USE OF PARKING PLACES

- 4.
- a) Each of the parts of road specified in the Schedule to this Order is authorised to be used subject to the following provisions of this Order as a parking place for vehicles displaying a disabled person's badge, on such days and during such hours as are specified in relation to that part of the road in the said Schedule
- b) Nothing in paragraph (a) of this article shall restrict the power of the Council to close any parking place
5. Where in the Schedule to this Order a parking place is described as available for vehicles displaying a disabled person's badge, the driver of the vehicle shall not permit it to wait in that parking place:-
- a) Unless it is a disabled person's vehicle which displays in the relevant position a disabled person's badge issued by any local authority
- b) Unless it is positioned within a parking bay defined by white lines on the surface of the road and the distance between the edge of the carriageway and the nearest wheel of the vehicle is not more than twelve inches
6. A driver of a vehicle shall not use a parking place:-
- a) So as unreasonably to prevent access to any premises adjoining the road, or the use of the road by other persons, or so as to be a nuisance;
- b) When the Council has closed that parking place.
7. Subject to the provision hereto, when a vehicle is left in a parking place in contravention of any of the provisions contained in articles 4, 5 and 6 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 provision of article 5(b) 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 that provision
8. Any person removing a vehicle or altering its position by virtue of the last preceding article 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.
9. 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 7 of this Order, he shall make such arrangements as may be reasonably necessary for the safe custody of the vehicle.

PART 3 - REVOCATIONS

10. Schedule 7 of The Hertfordshire (Various Roads, Watford Rural Parish) (Waiting Restrictions) (Consolidation) Order 2001 prohibiting waiting Monday to Friday between the hours of

SCHEDULE

Proposed Parking Places for Vehicles Displaying a Disabled Person's Badge

Part 1

Situation of Parking Place	Days of operation of parking place	Hours of operation of parking place	Maximum period for which vehicle may wait
Those parts of road specified in Part 2 of this Schedule	All days	All hours	No Limit

Part 2

Street Name	Side of Road	Location
Delta Gain	East	Commencing from a point 82 metres north of its junction with The Mead for a distance of 20 metres north along Delta Gain