

THREE RIVERS DISTRICT COUNCIL
TRAFFIC REGULATION ORDER
2012 No. 06

**THE THREE RIVERS (VARIOUS ROADS) (PROHIBITION OF STOPPING ON
FOOTWAYS, CYCLE TRACKS AND VERGES) ORDER 2012**

The Three Rivers District Council ("the Council"), pursuant to arrangements made under Section 19 of the Local Government Act 2000 and the Local Government (Arrangements for Discharge of Functions) (England) Regulations 2000 with the Hertfordshire County Council, and in exercise of the powers conferred on that County Council under Sections 1, 2, 3 and 4 and Part IV of Schedule 9 to the Road Traffic Regulation Act 1984 ("the Act of 1984") and of all other enabling powers, and after consulting with the Chief Officer 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 Three Rivers District Council (Various Roads) (Prohibition of Stopping on Footways, Cycle Tracks and Verges) Order 2012 and shall come into operation on the **1st October 2012**.
2. In this Order the terms listed at column 1, of the table below, shall have the meanings assigned to them at column 2 of the same table.

| Column 1 | Column 2 |
|---------------------------------|--|
| the Council | means the Three Rivers District Council; |
| Civil Enforcement Officer (CEO) | means a Civil Enforcement Officer appointed by the Council under Section 76 of the Traffic Management Act 2004; |
| road | means all areas of road within its boundaries, that comprise the road, including its carriageways and any footways, cycle tracks or verges and made or unmade surfaces to which the public has access; |
| carriageway | has the meaning given in section 239 of the Highways Act 1980. That is to say "carriageway" means a way constituting or comprised in a highway, being a way (other than a cycle track) over which the public have a right of way for the passage of vehicles; |

| Column 1 | Column 2 |
|--|---|
| footway | has the same meaning as in section 239 of the Highways Act 1980. That is to say “footway” means a way comprised in a highway which also comprises a carriageway, being a way over which the public have a right of way on foot only; |
| cycle track | has the meaning given in section 239 of the Highways Act 1980. That is to say a “cycle track” means a way constituting or comprised in a highway, being a way over which the public have the following, but no other, rights of way, that is to say, a right of way on pedal cycles other than pedal cycles which are motor vehicles within the meaning of the Road Traffic Act 1988 with or without a right of way on foot; |
| verge | means any part of a road not being a carriageway, footway or cycle track and includes road margins, central reservations and vehicle crossings and access roads over footways, verges and margins any of which may be made-up or unmade; |
| universal service provider and postal packet | have the same meanings as in the Postal Services Act 2000; and references to the provision of a universal postal service shall be construed in accordance with that Act; |
| Vehicle and motor vehicle | have the same meanings as in section 136 of the Act of 1984; |
| invalid carriage | means a vehicle, whether mechanically propelled or not, constructed or adapted for use for the carriage of one person, being a person suffering from some physical defect or disability; |

3. The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.
4. Save as provided in Articles 5 and 6 of this Order, no person shall, except upon the direction or with the permission of a Police Constable in uniform or with the permission of a Civil Enforcement Officer appointed by the Council, or it being necessary for reasons beyond the drivers control or to avoid an accident or when required to do so by law, cause or permit any vehicle to stop, at any time on any day, with one or more wheels on any part of the footway, cycle track or verge in those lengths of road referred to at the Schedule to this Order.

5. Nothing in Articles 4 of this Order shall render it unlawful for any person to cause or permit an "invalid carriage" to stop at any time on any day on the verge or footway on any of the sides of the road or in any lengths of road specified in the Schedules to this Order.
6. Nothing in Article 4 of this Order shall render it unlawful to cause or permit any vehicle to stop, on any length of road referred to therein, for so long as may be necessary to enable the vehicle to be used in connection with any of the following purposes , if it cannot conveniently be used for such purpose in any other location :-
 - (a) Fire and Rescue Service, Ambulance or Police operations.
 - (b) the making of a house-call by a medical practitioner, Midwife, District Nurse or Health Visitor registered under the Nurses, Midwives and Health Visitors Act 1979.
 - (c) the delivery or collection of "postal packets" by a "Universal service provider" as defined in the Postal Services Act 2000;
 - (d) the removal of any obstruction to traffic;
 - (e) the service of a local authority or other authority in pursuance of statutory powers or duties;
 - (f) the cleaning, maintenance, improvement or reconstruction of the road or associated street furniture;
 - (g) the laying, erection, alteration or repair in or adjacent to the said lengths of road of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any electronic communication network within the meaning of the Communications Act 2003;
 - (h) building, industrial or demolition operations;
- 7 The restrictions imposed by this Order shall be in addition to, and not in derogation of, any restriction or requirement imposed by any regulation made or having effect as if made under the Act of 1984 or by or under any other enactment.

THE COMMON SEAL of the THREE RIVERS
DISTRICT COUNCIL was hereunto affixed on
26th September 2012 in the presence of:



Solicitor to the Council



56/12

SCHEDULE
PROHIBITION OF STOPPING ON FOOTWAYS, CYCLE TRACKS AND VERGES

| item number | LOCATION |
|----------------|--|
| 01 | Capell Way, Chorleywood |
| | |
| 02 | Capell Road, Chorleywood |
| | both sides: from its junction with Capell Way southwest to a point opposite the common boundary of 30 and 32, Capell Road. |
| 03 | Hubbards Road, Chorleywood |
| | both sides: from its junction with Chorleywood Bottom southwest to a point 15 metres northeast of the northeast kerbline of Copmans Wick. |

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