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

2010 No. 42/10

**THE THREE RIVERS DISTRICT COUNCIL (NEW ROAD AND EVANS CLOSE, CROXLEY GREEN)
(PROHIBITION OF WAITING AND WAITING RESTRICTIONS)
ORDER 2010**

Made: 9 April 2010

Coming into operation: 12 April 2010

PART I – PRELIMINARY

The Three Rivers District Council (hereinafter referred to as "the Council") makes this Traffic Regulation Order pursuant to arrangements made under Section 19 of the Local Government Act of 2000 and the Local Authorities' (Arrangements for Discharge of Functions) (England) Regulations 2000 with Hertfordshire County Council, and in exercise of the powers of the said County Council under Sections 1, 2, 3, 4, and Part IV, and Part IV of Schedule 9, of the Road Traffic Regulation Act 1984 as amended from time to time ("the Act"), and under Part 6 of the Traffic Management Act 2004 and under all other enabling powers, and after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 of the Act.

1 Citation commencement and revocations

- 1.1 This Order shall come into operation on 12 April 2010 and may be cited as "The Three Rivers District Council (New Road and Evans Close, Croxley Green) (Prohibition of Waiting and Waiting Restrictions) Order 2010".
- 1.2 This Order revokes only the restrictions on New Road contained in Schedule 1, Schedule 3 and Schedule 7 of The Hertfordshire (Various Roads, Croxley Green) (Waiting Restrictions) Consolidation Order 2001 (hereinafter referred to as "the 2001 Order").

2 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 and includes any parking services contractors or authorised agent appointed by and acting on behalf of the Council for the purposes of any function under the provisions of this Order
"Civil Enforcement Officer"	has the same meaning as in section 76 of the Traffic Management Act 2004
"Bus Stop Clearway"	has the same meaning as in the Traffic Signs Regulations and General Directions 2002 as amended from time to time
"designated officer"	means an officer of the Council nominated by the Head of Planning and Transportation or equivalent to carry out Council functions associated with the provisions of this Order
"disabled person's badge"	has the same meaning as in section 142(1) of the Road Traffic Regulation Act 1984
"disabled person's vehicle"	means a vehicle lawfully displaying a disabled person's badge
"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
"enactment"	means any Act of Parliament, whether public general or local, and includes any order, byelaw, rule, regulation, scheme or other instrument having effect by virtue of an enactment
"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 vehicle"	means a motor vehicle or trailer constructed or adapted for use for the carriage or haulage of goods or burden of any description, and does not include any motor vehicle primarily constructed or adapted for the carriage of passengers, such as a saloon, hatchback or estate type motor car
"motorcycle"	has the same meaning as that in the Road Vehicles (Construction and Use) Regulations 1986
"owner"	in relation to a vehicle, means the person by whom the vehicle is kept, which in the case of a vehicle registered under the Vehicle

PART II - RESTRICTIONS AND PARKING PLACES

3 Designation of parking places

- 3.1 The sides and locations of roads referred to in Schedule 1 are hereby designated as being no waiting at any time areas.
- 3.2 The sides and locations of roads referred to in Schedule 2, Schedule 3 and Schedule 4 are hereby designated as being restricted waiting areas.
- 3.3 Each area on a highway comprising the length of carriageway of a street specified in the Schedules to this Order (except Schedule 1 and Schedule 5), which shall be bounded on one side of that length by the edge of the carriageway, is hereby designated as a parking place.
- 3.4 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, is hereby designated as a parking bay.

4 Restrictions

- 4.1 Subject to the provisions of this Order, no person shall cause or permit any vehicle to wait during the prescribed hours on a length of road specified in the Schedules to this Order unless authorised to do so by the provisions of this Order.
- 4.2 No person shall, except under the direction or with the permission of a Civil Enforcement Officer on duty and in uniform or a police officer on duty cause or permit any vehicle, other than a public service vehicle, to wait in the prohibited areas between the stated hours as specified in Schedule 5 of this Order.
- 4.3 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 (*Pedestrian crossing regulations*) of the Road Traffic Regulation Act 1984.
- 4.4 The restrictions imposed by this Order shall be in addition to and not in derogation from any restriction or requirement imposed by any regulations (including the Traffic Signs Regulations and General Directions 2002 as amended from time to time), made or having effect as if made under the Act or by or under any other enactment.

5 A vehicle waiting upon the direction or with the permission of an authorised person

- 5.1 Save as provided in Articles 4, 5, 6, 7 and 8 of this Order, no person shall, except under the direction or with the permission of a Civil Enforcement Officer on duty and in uniform or a police officer on duty cause or permit any vehicle to wait in the lengths of road specified in the Schedules to this Order.

6 Exemptions

- 6.1 Nothing in Article 4 or Article 5 of this Order shall render it unlawful to cause or permit any vehicle to wait for so long as may be necessary in the lengths of road specified in Schedule 1, Schedule 2, Schedule 3, or Schedule 4 of this Order:
 - (a) to enable a person to board or alight from a vehicle;
 - (b) to enable the vehicle, if it cannot conveniently be used for such purpose in any other road, to be used in connection with any of the following operations, namely:
 - i) building, industrial and demolition operations;
 - ii) the removal of any obstruction to traffic;
 - iii) the maintenance, improvement or reconstruction of the said length of road;
 - iv) the laying, erection, alteration or repair in or on land adjacent to the said length of road of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any electronic communications apparatus defined in paragraph 1(1) of the Telecommunications Code contained in Schedule 2 of the Telecommunications Act 1984;
 - v) for the purpose of the fire brigade, ambulance or police;
 - vi) in the service of a local authority or of a water authority in pursuance of statutory powers or duties;
 - vii) for the purpose of delivering or collecting postal packets as defined in section 125 of the Postal Services Act 2000.

Excise and Registration Act 1994 is presumed (unless the contrary is proved) to be the person in whose name the vehicle is registered

"parking bay"	means a parking area within a parking place which is indicated by appropriate signs and road markings
"parking disc"	Has the same meaning as in the Local Authorities' Traffic Orders (Exemption from Disabled Persons)(England) Regulations 2000
"parking place"	means any area on a highway 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
"penalty charge"	means a penalty charge imposed under Part 6 of the Traffic Management Act 2004 and any regulations made thereunder and in accordance with the Notice of Revised Penalty Charges for parking contraventions published by the Council from time to time and for the time being in force
"prescribed hours"	means the periods of operation stated for each particular restriction within the Schedules to this Order
"prohibited area"	means any area which is a Bus Stop Clearway
"public service vehicle"	has the same meaning as in Section 1 of the Public Passenger Vehicles Act 1981
"telecommunication system"	has the same meaning as in the Telecommunications Act 1984
"traffic sign"	has the meaning given by section 64 of the Road Traffic Regulation Act 1984

- 2.2 For the purposes of this Order a vehicle shall be regarded as displaying a disabled person's badge and parking disc in the relevant position when it is so regarded for the purposes of The Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England and Wales) Regulations 1986, as amended by the Local Authorities' Traffic Orders (Exemption for Disabled Persons) (England) Regulations 2000.
- 2.3 The civil enforcement of traffic contraventions is governed by Part 6 of the Traffic Management Act 2004 and by regulations made thereunder from time to time and for the time being in force and in connection with the imposition of penalty charges in respect of road traffic contraventions and the payment of such penalty charges including immobilisation of vehicles where a penalty charge is payable.
- 2.4 Any reference in this Order to a numbered Article or Schedule shall, unless the context otherwise requires, be construed as a reference to the Article or Schedule bearing that number in this Order.
- 2.5 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.
- 2.6 The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the interpretation of any Act of Parliament.

- 6.2 Nothing in Article 4 of this Order shall render it unlawful to cause or permit any vehicle to stop or wait in the lengths of road specified in Schedule 1, Schedule 2, Schedule 3, or Schedule 4 of this Order for so long as may be necessary:
- (a) where the vehicle is a pedal cycle
 - (b) where the person in control of the vehicle:
 - (i) is required by law to stop;
 - (ii) is obliged to stop so as to prevent an accident;
 - (iii) is prevented from proceeding by circumstances beyond his/her control.

7 Exemption for loading and unloading

- 7.1 Nothing in Article 4 or Article 5 of this Order shall render it unlawful to cause or permit any vehicle to wait for so long as may be necessary for the purpose of enabling goods to be loaded or unloaded from the vehicle in any lengths of road specified in Schedule 1, Schedule 2, Schedule 3, or Schedule 4 of this Order at any time on any day.

8 Exemption for disabled person's vehicles

- 8.1 Nothing in Article 4 or Article 5 of this Order shall render it unlawful to cause or permit a disabled person's vehicle which displays in the relevant position a disabled person's badge and a parking disc (marked to show the quarter hour period during which the period of exempted waiting began) to wait at any time in the lengths of road referred to in Schedule 1, Schedule 2, or Schedule 3 of this Order for a period not exceeding three hours (not being a period separated by an interval of less than one hour from a previous period of waiting by the same vehicle in the same lengths or road).
- 8.2 Nothing in Article 4 or Article 5 of this Order shall render it unlawful to cause or permit a disabled person's vehicle which displays in the relevant position a disabled person's badge to wait at any time in the lengths of road referred to in Schedule 4 to this Order.

PART III - SUPPLEMENTARY PROVISIONS

9 Manner of standing in a parking place

- 9.1 Any vehicle left in a parking place shall so stand 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.

10 Liability for Penalty Charge

- 10.1 If any vehicle (other than a vehicle otherwise exempted by this Order) is left within a parking place in contravention of any provision of this Order a penalty charge shall be payable.
- 10.2 If any vehicle (other than a vehicle otherwise exempted by this order) which does not have displayed a valid disabled person's badge and parking disc is left in a parking place marked as being designated for disabled badge holders only a penalty charge shall be payable.

Schedule No.	Description
1	No Waiting At Any Time
2	No Waiting Monday to Saturday 8.30am to 6.30pm
3	No Waiting Monday to Friday 8.30am to 6.30pm
4	No Waiting Monday to Friday 12 noon to 1.00pm
5	Bus Stop Clearway - No Waiting between 7.00am and 12 midnight except for buses

SCHEDULE 1 - RESTRICTIONS

No Waiting At Any Time

Street Name	Side of Street	Location
New Road	North East	From a point 284 metres east of its junction with Barton Way south-eastwards for a distance of 17 metres
New Road	North	From the eastern side of its junction with Tussauds Close, eastwards for a distance of 27 metres
New Road	South	From a point 15 metres west of its junction with Yorke Road, eastwards for a distance of 37 metres
New Road	South	From a point 7 metres west of its junction with Dickinson Square eastwards for a distance of 45 metres
New Road	North	From a point 15 metres east of its junction with Barton Way, westwards for a distance of 34 metres to a point 12 metres west of its junction with Barton Way
New Road	South	From a point 276 metres west of its junction with A412 Watford Road westwards for a distance of 34 metres.
New Road	South West	From its junction with A412 Watford Road north-westwards for a distance of 12 metres
New Road	South	From a point 125 metres west of its junction with Yorke Road, westwards for a distance of 59 metres to its junction with The Green.
New Road	North	From its junction with The Green, eastwards for a distance of 18 metres
New Road	North	From a point 21 metres west of its junction with Evans Close eastwards for a distance of 44 metres
Evans Close	Both sides	From its junction with New Road northwards for a distance of 10 metres.

SCHEDULE 2 – RESTRICTIONS

No Waiting Monday to Saturday 8.30 am to 6.30 pm

Street Name	Side of Street	Location
New Road	North	From a point 47 metres east of its junction with The Green, eastwards to its junction with Tussauds Close (western kerb) for a distance of 118 metres
New Road	North	From a point 27 metres east of its junction with Tussauds Close (eastern kerb), eastwards for a distance of 73 metres
New Road	North	From a point 93 metres west of its junction with Barton Way, westwards for a distance of 142 metres
New Road	South	From a point 26 metres west of its junction with Dickinson Square westwards for a distance of 241 metres, to a point near the western boundary of no. 46 New Road
New Road	South	From a point 310 metres west of its junction with A412 Watford Road westwards for a distance of 69 metres.
New Road	North	From a point 12 metres west of its junction with Barton Way, westwards for a distance of 58 metres
New Road	North	From a point 15 metres east of its junction with Barton Way, eastwards for a distance of 141 metres
New Road	South	From a point 204 metres west of its junction with A412 Watford Road westwards for a distance of 72 metres.
New Road	South West	From a point 12 metres north west of its junction with A412 Watford Road, north-westwards for a distance of 37 metres
New Road	North East	From a point 246 metres east of its junction with Barton Way eastwards for a distance of 38 metres.

SCHEDULE 3 – RESTRICTIONS

No Waiting Monday to Friday 8.30 am to 6.30 pm

Street Name	Side of Street	Location
New Road	South	From a point 96 metres west of its junction with Yorke Road, westwards for a distance of 29 metres.

SCHEDULE 4 – RESTRICTIONS

No Waiting Monday to Friday 12 noon to 1.00 pm

Street Name	Side of Street	Location
New Road	South	From a point 15 metres west of its junction with Yorke Road, westwards for a distance of 60 metres.

SCHEDULE 5 – BUS STOP CLEARWAY

No Waiting between 7.00am and 12 midnight except for buses

Street Name	Side of Street	Location
New Road	North	From a point 18 metres east of its junction with The Green, eastwards for a distance of 29 metres
New Road	South	From a point 75 metres west of its junction with Yorke Road, westwards for a distance of 21 metres
New Road	South	From a point 7 metres west of its junction with Dickinson Square westwards for a distance of 19 metres
New Road	North	From a point 70 metres west of its junction with Barton Way, westwards for a distance of 23 metres

IN WITNESS whereof the Common Seal of the Three Rivers District Council was hereunto affixed
this 9th day of April 2010

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

Solicitor to the Council



DIRECTOR OF COMMUNITY AND
ENVIRONMENTAL SERVICES

