

WATFORD BOROUGH COUNCIL

**THE BOROUGH OF WATFORD (OBSERVER DRIVE, WATFORD) (RESTRICTION OF WAITING) ORDER
2017**

The Watford Borough Council, pursuant to arrangements made under Section 19 of the Local Government Act 2000 and the Local Authorities (Arrangements for the Discharge of Functions) (England) Regulations 2012 with the Hertfordshire County Council, and in exercise of the powers conferred on that County Council under Sections 1, 2 and 3 of 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, hereby makes the following Order:-

- 1) This Order may be cited as THE BOROUGH OF WATFORD (OBSERVER DRIVE, WATFORD) (RESTRICTION OF WAITING) ORDER 2017 and shall come into operation on the 2nd day of October 2017.
- 2) The interpretation Act 1979 shall apply for the interpretation of this order as it applies for the interpretation of an Act of Parliament.
- 3) The prohibitions imposed by this Order shall be in addition to, and not in degradation of, any restriction or requirement imposed by any regulation made or having effect as if made under the Act or by or under any other enactment.
- 4) Save as provided in Article 5, 6 & 7 of this order no person shall cause or permit any vehicles to wait at any time in those lengths of road specified in the Schedule to this Order.
- 5) (1) Nothing in article 4 of the Order applies to the lengths of road restricted by that Article (which said lengths of road are referred to in this Articles as "the restricted area") in relation to:-
 - a) A vehicle being used for Fire and Rescue, Ambulance or police purposes.
 - b) Anything done with the permission of or the direction of:-
 - i. A police officer in uniform
 - ii. A Civil Enforcement Officer as defined by the Traffic Management Act 2004 and appointed by Watford Borough Council
 - c) A vehicle which is prevented from proceeding by circumstances beyond the drivers control or which has stopped in order to avoid injury or damage to persons or property or when required to do so by law;
 - d) A vehicle which is stationary in order that it may be used for one or more of the purposes specified in sub-Article (2) of this Article and which cannot reasonably be used for such a purpose without stopping in the restricted area;
 - e) A marked vehicle which, whilst used by a universal service provider in the course of the provision of a universal postal service, is stationary only for so long as may be reasonably necessary for postal packets to be delivered or collected;

In this article-

The expression "universal service provider", "provision of a universal postal service" and "postal packet" shall have the same meanings as in section 65 of the Postal Services Act 2011.

- 7) (2) The purposes" referred to in sub-Article (1) (d) of this Article are:-

- a) Any operation involving building, demolition or excavation;
 - b) The removal of any obstruction to traffic;
 - c) The maintenance, improvement or reconstruction of a road;
 - d) Constructing, improving, maintenance or cleaning of any street furniture; or
 - e) The laying, erection, alteration, repair or cleaning of any sewer or of any pipe or apparatus for the supply of gas, water or electricity or of any telecommunications apparatus kept or installed for the purposed of a telecommunications code system or any other telecommunications apparatus lawfully installed in any position.
- 8) Nothing in Article 4 of this Order applies to the lengths of road restricted by that Article (which said lengths of road are referred to in this article as "the restricted area") so as to render it unlawful to cause or permit any vehicle to wait only for so long as may be reasonably necessary:-
- a) To enable goods to be loaded or unloaded from the vehicle from or to premises adjacent to the restricted area; or
 - b) To enable a passenger to board or alight and to load and unload luggage.
- 9) (1) Nothing in Article 4 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, to wait at any time in the lengths of road separated by an interval of less than 1 hour from a previous period of waiting by the same vehicle in the same length of road.
- (2) In this Article:-

"disabled persons vehicle" shall have the same meaning as in Section 142 (1) of the Act 1984;

"disabled persons badge" has the same meaning as given in Regulation 3 (1) of The Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000

"parking disc" has the same meaning as given in Regulation 8 (5) of the Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000

"relevant position" has the same meaning as given in Regulation 4 of The Local Authorities' Traffic Orders (Exemptions for Disabled Persons) England) Regulations 2000

- 10) The provisions of THE HERTFORDSHIRE (OBSERVER DRIVE, WATFORD) (RESTRICTION OF WAITING) ORDER 2011 are hereby revoked.

THE COMMON SEAL of THE WATFORD BOROUGH COUNCIL was hereunto affixed this on the 28th day of September 2017 in the presence of:

Carol Chen
 Head of Democracy & Governance
 Watford Borough Council



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VERIFIED	
MIN No	05 21.9.17
O/O S/H	

SCHEDULE: PROHIBITION AND RESTRICTION OF WAITING AT ANYTIME

Street name	Side of street	Location
Observer Drive	East side	From its junction with the north kerbline of A412 Rickmansworth Road northwards for 32.5 metres.
Observer Drive	West side	From its junction with the north kerbline of A412 Rickmansworth Road northwards for 14 metres.