

## **WATFORD BOROUGH COUNCIL**

### **THE BOROUGH OF WATFORD (CASSIOBURY PARK AVENUE, WATFORD) (PROHIBITION AND RESTRICTION OF WAITING) ORDER 2017**

The Watford Borough Council, pursuant to arrangements made with Hertfordshire County Council ("the County Council") under Section 10 of the Local Government Act 2000 and the provisions of the Local Government (Arrangements for Discharge of Functions) (England) Regulations 2012, in exercise of the powers conferred on the said County Council by Sections 1, 2, 3 and Part IV of Schedule 9 of the Road Traffic Regulation Act 1984 and of all other enabling powers, and after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 to the 1984 Act, hereby makes the following Order:

1. This Order may be cited as THE BOROUGH OF WATFORD (CASSIOBURY PARK AVENUE, WATFORD) (PROHIBITION AND RESTRICTION OF WAITING) ORDER 2017 and shall come into operation on the 18<sup>th</sup> day of December 2017.
2. The interpretation Act 1978 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 derogation of, any restriction or requirement imposed by any regulation made or having effect as if made under the Act or under any other enactment.
4. Save as provided in Articles 7, 8, and 9(2) of this Order no person shall cause or permit any vehicle to wait between the hours of 2.00pm and 4.00pm Monday to Friday in those lengths of road specified in Schedule 1 to this Order.
5. Save as provided in Articles 7, 8, and 9(1) of this Order no person shall cause or permit any vehicle to wait at any time in those lengths of road specified in Schedule 2 to this Order.
6. Save as provided in Articles 7, 8, and 9(2) of this Order no person shall cause or permit any vehicle to wait between the hours of 9.00am and 11.00am Monday to Friday in those lengths of road specified in Schedule 3 to this Order.
7. (1) Nothing in Articles 4, 5 and 6 of this Order applies to the lengths of road restricted by those Articles (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 Constable 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.

(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 Articles 4, 5 and 6 of this Order applies to the lengths of road restricted by those Articles (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 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, to wait at any time in the lengths of road specified in the Schedule 2 of this Order for a period not exceeding 3 hours (not being a period 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) Nothing in Articles 4 and 6 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 specified in Schedules 1 and 3 of this Order.

(3) 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 (GADE AVENUE, SWISS AVENUE, CASSIOBURY PARK AVENUE AND SHAPHERDS ROAD, WATFORD) (RESTRICTION OF WAITING) ORDER 2006 are hereby revoked but only in so far as they are affected by the restrictions imposed by this Order.



11. The provisions of THE HERTFORDSHIRE (VARIOUS ROADS, CASSIOBURY PARK ESTATE, WATFORD) (RESTRICTION OF WAITING) ORDER 2005 are hereby revoked but only in so far as they are affected by the restrictions imposed by this Order.

#### **SCHEDULE 1: PROHIBITION AND RESTRICTION OF WAITING MON-FRI 2PM-4PM**

Street name	Side of street	Location
Cassiobury Park Avenue	South	From a point 9 metres east of a point in line with the boundary between 38 and 40 Cassiobury Park Avenue eastwards to a point 2 metres west of the common boundary of property numbers 34 & 34a.
	South	From a point 3 metres east of the common boundary of property numbers 30 & 32 eastward to a point 6 metres west of the common boundary of property numbers 20 & 22.
	South	From a point 3.5 metres east of property numbers 16a & 18 eastward to a point 7 metres west of the common boundary of property numbers 10 & 12.
	South	From a point 2.5 metres west of the common boundary of property numbers 6 & 8 to a point 3.5 metres west of the common boundary of property numbers 2 & 4.

#### **SCHEDULE 2: PROHIBITION AND RESTRICTION OF WAITING AT ANY TIME**

Street name	Side of street	Location
Cassiobury Park Avenue	South	From a point 2 metres west of the common boundary of property numbers 34 & 34a to a point 3 metres east of the common boundary of property numbers 30 & 32.
	South	From a point in line with the eastern wall of property number 22 eastward to a point 4 metres east of the common boundary of property number 16a and 18.
	South	From a point 7 metres west of the common boundary of property numbers 10 & 12 eastward to a point 5 metres east of the common boundary of property number 8 & 10.
	South west	From its junction with the north west kerb line of Rickmansworth Road westwards to a point 4 metres west of a point in line with the common boundary of property number 2 and 4.
	North east	From its junction with the north west kerb line of Rickmansworth Road westwards to a point 4.5 metres west of a point in line with the boundary between 5 and 7 Cassiobury Park Avenue.
	North	From a point 8 metres west of the common boundary of property number 15 and 17 eastward to a point 2 metres east of the common boundary of property number 13 and 15.
	North	From a point 4.5 metres east of the common boundary of property numbers 19 & 21 westward to a point 6.5

		metres west of the common property boundary of numbers 21 & 23.
--	--	---

### SCHEDULE 3: PROHIBITION AND RESTRICTION OF WAITING MON-FRI 9AM-11AM

Street name	Side of street	Location
Cassiobury Park Avenue	North	From a point 47 metres east of its junction with the north east kerb line of Shepherds Road eastwards to a point 6 metres west of the common boundary of property number 21 and 23.
	North	From a point 4.5 metres east of the common boundary of property number 19 & 21 eastward to a point 8 metres west of the common boundary of property number 15 & 17.
	North	From a point 2 metres east of the common boundary of property number 13 and 15 to a point 6 metres west of a point in line with the boundary between 5 and 7 Cassiobury Park Avenue.

THE COMMON SEAL of THE WATFORD  
BOROUGH COUNCIL was hereunto  
affixed on this day the 14<sup>th</sup> day of December 2017  
in the presence of:

*Carol Chen*  
Head of Democracy & Governance  
Watford Borough Council



503051

VERIFIED	
By	<i>Donna Smith</i>
No	<i>1.12.17</i>
O/O	
S/H	