

WATFORD BOROUGH COUNCIL

TRAFFIC REGULATION ORDER

2017 No 818

THE BOROUGH OF WATFORD (LEAVESDEN ROAD AND LOWESTOFT ROAD, 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 Government (Arrangement for discharge of Functions) (England) Regulations 2012 with Hertfordshire County Council, and in exercise of powers conferred on that Council under Sections 1, 2, 3 and Part IV of Schedule 9 of the Road Traffic Regulation Act 1984 (which said Act of 1984 is hereinafter referred to as "the 1984 Act") and of all other enabling powers, and after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 of the 1984 Act, hereby makes the following Order:

1. This Order may be cited as THE BOROUGH OF WATFORD (LEAVESDEN ROAD AND LOWESTOFT ROAD, WATFORD) (RESTRICTION OF WAITING) ORDER 2017 and shall come into operation on 17th April 2017.
2. Save as provided in Articles 5, 6 and 7(1) of this Order no person shall cause or permit any vehicle to wait at anytime in those lengths of Leavesden Road, Watford as specified in Schedule 1 to this Order and identified as shown on plan TRO/818/WBC/JY/01.
3. Save as provided in Articles 5, 6 and 7(1) of this Order no person shall cause or permit any vehicle to wait Monday to Saturday between 8am to 6.30pm in those lengths of Leavesden Road, Watford as specified in Schedule 2 to this Order and identified as shown on plan TRO/818/WBC/JY/01.
4. Save as provided in Articles 5, 6 and 7(2) of this Order no person shall cause or permit any vehicle to wait Monday to Friday between 11am to midday in those lengths of Leavesden Road and Lowestoft Road, Watford as specified in Schedule 3 to this Order and identified as shown on plan TRO/818/WBC/JY/02.
5. (1) Nothing in Articles 2, 3 and 4 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 "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 at the direction of a Police Constable in uniform; or with the permission of 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 expressions "universal service provider", "provision of a universal postal service" and "postal packet" shall bear the same meaning 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, maintaining, or cleaning of any street furniture; or
- (e) the laying, erection, alteration, repair or cleaning of sewer or of any main pipe or apparatus for the supply of gas, water or electricity, or of any telecommunications apparatus kept or installed for the purposes of a telecommunications code system or of any other telecommunications apparatus lawfully kept installed in any position.

6. Nothing in Articles 2, 3 and 4 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 on 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 any luggage.

7.(1) Nothing in Articles 2 or 3 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 as specified in Schedules 1 and 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 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 length of road as specified in Schedule 3 to this Order .

(3) In this Article –

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

“disabled person's 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

7. The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.
8. The restrictions imposed by this Order shall be in addition to and not in derogation from any restriction or requirement imposed by any other regulations made or having effect as if made under the Act of 1984 or by or under any other enactment.
9. The provisions of the following Order are hereby revoked, but only in so far as they are affected by the restrictions imposed by this Order

The Borough of Watford (Leavesden Road and Lowestoft Road)
(Prohibition and Restriction of Waiting) Order 1972

THE COMMON SEAL of THE WATFORD)
BOROUGH COUNCIL was hereunto)
Affixed this 6th Day of April 2017)
In the presence of :-)

Carol Chen
Head of Democracy and Governance



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VERIFIED	
MIN	<i>Del Arthy</i>
NO	<i>4/1/17</i>
<i>300pm</i>	
<i>Head</i>	
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Schedule 1
Lengths of roads designated as No Waiting at anytime

	Road	side	Description
1	Leavesden Road	West	From a point in line with the northern boundary of property number 63 south eastwards for a distance of approximately 10 metres
2	Leavesden Road	West	From a point in line with the southern boundary of property number 1 north-westwards for a distance of approximately 10 metres

Schedule 2
Lengths of road designated as No Waiting Mon – Sat 8 am to 6.30pm

	Road	side	Description
1	Leavesden Road	West	From a point approximately in line with the common boundary between property numbers 19 and 21 north- westwards for a distance of approximately 35 metres
2	Leavesden Road	West	From a point approximately 10 metres south of the southern kerb line of Copsewood Road south-eastwards for a distance of approximately 10 metres

Schedule 3
Lengths of road designated as No Waiting Mon – Fri 11 am to Midday

	Road	side	Description
1	Leavesden Road	West	From a point approximately 10metres south of the northern boundary of property number 63 south- eastwards for a distance of approximately 65 metres.
2	Leavesden Road	West	From a point approximately in line with the common boundary of property numbers 19 and 21 south- eastwards for a distance of approximately 40 metres.
3	Lowestoft Road	South	From a point in line with the eastern boundary of property number 1 westwards for a distance of approximately 63 metres