

WATFORD BOROUGH COUNCIL

THE BOROUGH OF WATFORD (ST ALBANS ROAD AND LEAVESDEN ROAD, WATFORD) (PARKING PLACES) ORDER 2017

Watford Borough Council, pursuant to arrangements made under Section 19 of the Local Government Act 2000(a) and the Local Government (Arrangements for Discharge of Functions) (England) Regulations 2000(b) with the Hertfordshire County Council, and in exercise of the powers conferred on that County Council under Sections 32(1) and 35(1) of the Road Traffic Regulation Act 1984(c), and after consulting with the Chief Officer of Police in accordance with Part III of Schedule 9 of the Road Traffic Regulation Act 1984 and of all other enabling powers hereby make the following Order:

1. This Order may be cited as THE BOROUGH OF WATFORD (ST ALBANS ROAD AND LEAVESDEN ROAD, WATFORD) (PARKING PLACES) ORDER 2017 and shall come into operation on the 18th day of December 2017.
2. In this Order the following expressions have the meanings hereby respectively assigned to them:

"the Act of 1984" means the Road Traffic Regulation Act 1984;

"Council" means Watford Borough Council;

"disabled person's badge" has the same meaning as in regulation 3(1) of the Local Authorities Traffic Orders (exemptions for Disabled Persons) (England) Regulations 2000(d) as amended, and "relevant position" has the same meaning as in regulation 4 of those regulations;

"disabled persons vehicle" has the same meaning as in the Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000(e) as amended;

"civil enforcement officer" means a person in uniform authorised by or on behalf of the Council to supervise any parking place;

"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 to carry not more than eight passengers (exclusive of the driver) and their effects and not drawing a trailer;

"permitted hours" in relation to a parking place, means the period specified at the beginning of the schedule relating to that parking place;

(a) 2000 c.22 (b) 2000/2851 (c) 1984 c.27 (d) S.I.2000/682
(e) S.I.2000/683

"provision of a universal postal service", "universal service provider" and "postal packet" have the same meanings as in the Postal Services Act 2011(a);

"Schedule" means the Schedule to this Order;

"telecommunication system" has the same meaning as in the Communications Act 2003(b);

3. The area on a highway comprising the length of carriageway of the street specified in column 3 of the Schedule to this Order and, unless otherwise so specified, bounded on one side of that length by the edge of the carriageway, is designated as a parking place.
4. The number and situation of parking bays in each parking place shall be as may be determined by the Council.
5. Each parking place may be used, subject to the provisions of this Order:
 - (a) for the leaving during the permitted hours of passenger vehicles; and
 - (b) for a maximum period of 2 hours.
6. If a vehicle is left in a parking place during the permitted hours without complying with the provisions of this Order, then a contravention shall have deemed to have occurred and a penalty charge shall be payable.
7. Where a civil enforcement officer is reasonably satisfied that any of the provisions of this Order have been contravened or not complied with in respect of a vehicle left in a parking place they may remove or cause to be removed the vehicle from a parking place and, where it is so removed, shall provide for the safe custody of the vehicle.
8. Where any vehicle is standing in a parking place in contravention of the provisions of Article 10, a civil enforcement officer may alter or cause to be altered the position of the vehicle in order that its position shall comply with those provisions.
9. A police constable in uniform may move or cause to be moved, in case of emergency, to any place they think fit, any vehicle left in a parking place.
10. Every vehicle left in a parking place in accordance with the provisions of this Order shall so stand:
 - (i) in the case of a parking place in relation to which special provisions as to the manner of standing of a vehicle in that parking place are specified in column 4 of the Schedule as to be in accordance with those provisions;
 - (ii) so that every part of the vehicle is within the limits of a parking bay or parking space of a parking place.

11. (1) Any person duly authorised by the Council or the police may suspend the use of a parking place or any part thereof whenever they consider such suspension reasonably necessary:-

- (a) for the purpose of facilitating the movement of traffic or promoting its safety;
- (b) on any occasion on which it is likely, by reason of some special attraction or occurrence, that any street will be obstructed;
- (c) for the purpose of any building operation, demolition or excavation adjacent to the parking place, the maintenance, improvement or reconstruction of the highway or the cleansing of gullies in or adjacent to the parking place, the laying, erection, alteration or repair in or adjacent to the parking place of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any telecommunication apparatus as defined in the Communications Act 2003 or for the placing, maintenance or removal of any traffic sign;
- (d) for the convenience of occupiers of premises adjacent to the parking place on any occasion of the removal of furniture to or from one office or dwelling-house adjacent to the parking place from or to a depository, or another office or dwelling house;

(2) A police constable in uniform may suspend for not longer than 24 hours the use of a parking place or any part thereof whenever he considers such suspension reasonably necessary;

- (a) for the purpose of facilitating the movement of traffic or promoting its safety;
- (b) on any occasion on which it is likely, by reason of some special attraction or occurrence, that any street will be thronged or obstructed.

(3) On the suspension of the use of a parking place or any part thereof in accordance with the provisions of this Article, any person duly authorised by the designated officer suspending, or police constable suspending the use of a parking place or any part thereof shall place or cause to be placed in or adjacent to that parking place or that part thereof, as the case may be, a traffic sign of any size, colour and type prescribed or authorised under Section 65 of the Act of 1984 indicating that waiting by vehicles is prohibited.

(4) No person shall cause or permit a vehicle to wait in a parking place or any part thereof at any time during which there is displayed in or adjacent to that parking place or that part thereof, as the case may be, a traffic sign placed indicating that the place is suspended:

Provided that nothing in this paragraph shall apply:-

- (i) in respect of any vehicle being used for ambulance, fire brigade or police purposes or any vehicle which is waiting for any reason specified in Article 12(b), (d) or (e);

- (ii) to anything done with the permission of a police constable in uniform or the person suspending the use of the parking place or part thereof.
12. Notwithstanding the foregoing provisions of this Order, any vehicle may wait during the permitted hours in any part of a parking place if the use of that part has not been suspended and if:
- (a) the vehicle is waiting to enable a person to board or alight from that vehicle;
 - (b) the vehicle if it cannot be conveniently 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 any traffic;
 - (iii) the maintenance, improvement or construction 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 telecommunications apparatus as defined in the Communications Act 2003;
 - (v) to a vehicle being used for fire brigade, ambulance or police purposes;
 - (c) the vehicle is waiting only for so long as may be necessary at the direction of a police constable in uniform;
 - (d) the vehicle, if it cannot conveniently be used for such purposes in any other road, to be used in the service of a local authority or of a water authority in pursuance of statutory powers or duties;
 - (e) the vehicle is waiting only for so long as may be necessary to enable it to be used in connection with the removal of any obstruction to traffic;
 - (f) the vehicle to be used for the purpose of delivering or collecting postal packets as defined in the Postal Services Act 2011;
 - (g) in any other case the vehicle is waiting for the purpose of delivering or collecting goods or loading or unloading the vehicle at premises adjacent to the parking place in which the vehicle is waiting.
13. A motor cycle may be left in a parking space referred to in the Schedule provided that the use of that parking space in which the motor cycle is left has not been suspended.
14. No vehicle which has been taken away from a parking place referred to in the Schedule during the permitted hours shall , until the expiration of one hour from the time it was taken away, again be left in that parking place during the permitted hours;

Provided that nothing in this Article shall apply to a civil enforcement officer or a police constable in uniform or any other person removing the vehicle in pursuance of an arrangement made under regulations in pursuance of powers contained in Sections 99, 100 and 101 of the Act of 1984.

15. Nothing in Articles 5(b) and 14 shall apply in relation to a disabled persons vehicle displaying in the relevant position a disabled person's badge.
16. The following provisions of THE HERTFORDSHIRE (ST ALBANS ROAD and LEAVESDEN ROAD, WATFORD) (PARKING PLACES) ORDER 1998 are hereby revoked but only in so far as they are affected by the restrictions imposed by this Order.

SCHEDULE

Parking places designated from the leaving of vehicles for a maximum period of 2 hours with no return within 1 hour during the permitted hours between 8am and 6.30pm on Mondays to Saturdays inclusive.

Street name	Side of street	Location
Leavesden Road	North-east	From a point 13 metres north west of its junction with St Albans Road north westward for a distance of 37 metres.

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



Carol Chen
 Head of Democracy & Governance
 Watford Borough Council

5 VERIFIED 30 4 4

M/N	PA Andy Smith
No	1.12.17
O/O	
S/H	