

WATFORD BOROUGH COUNCIL
ROAD TRAFFIC REGULATION ACT 1984
TRAFFIC REGULATION ORDER
2017 No 831

THE BOROUGH OF WATFORD (WELLSTONES, WATFORD) (DISABLED PARKING PLACES) ORDER 2017

Watford Borough Council (hereinafter referred to as "the Council") pursuant to arrangements made with Hertfordshire County Council ("the County Council") under Section 19 of the Local Government Act 2000¹ in accordance with Part 3 of the Local Government (Arrangement for Discharge of Functions) (England) Regulations 2012² and in exercise of powers conferred on the said County Council by Sections 32 and 35 of the Road Traffic Regulation Act 1984³ ("the Act of 1984") and Part IV of Schedule 9 of the Act of 1984 (which said Act of 1984 is hereinafter referred to as "the 1984 Act") and of all other enabling powers hereby makes the following Order:

1. This Order may be cited as The Borough of Watford (Wellstones, Watford) (Disabled Persons Parking Places) Order 2017 and shall come into force on Monday 18 December 2017.

2. In this Order:-

"disabled persons vehicle" has the same meaning as in Section 142(1) of the Act of 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 2000⁴;

"goods vehicle" has the meaning as a motor vehicle or trailer constructed or adapted for use for the carriage or haulage of goods or burden of any description;

"parking disc" has the same meaning as given in Regulation 4 of the Local Authorities' Traffic Order (Exemptions for Disabled Persons) (England) Regulations 2000; and

"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 2011⁵.

¹ 2000 c.22

² SI 2012 No. 1019

³ 1984 c. 27

⁴ SI 2000/683

⁵ 2011 c.5

3. Save as provided in Article 5 of this Order that length of road specified in the Schedule to this Order is authorised for use as a parking place at any time for disabled persons vehicles which display in the relevant position a disabled persons badge.
4. Save as provided in Article 5 of this Order, where in Article 3 of this Order a parking space is described as authorised for use as a parking place for disabled persons vehicles at all times the driver of a vehicle shall not permit the vehicle to wait in that parking place unless it is:
 - (a) A disabled persons vehicle on which is displayed in the relevant position a disabled persons badge; and
 - (b) Wholly parked within the marked limits of the parking place.
5. (1) Nothing in Articles 3 and 4 of this Order shall apply to the length of road restricted by those Articles (which said length of road is referred to in this Article 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 at the direction of a police Constable in uniform or with the permission of a Civil Enforcement Officer (as defined in the Traffic Management Act 2004⁶) and appointed by Watford Borough Council;
 - (c) a vehicle which is prevented from proceeding by circumstances beyond the driver's 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 Article 5(2) 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;
- (2) The "purposes" referred to in Article 5(1)(d) are:
 - (a) any operation involving building, demolition or excavation;
 - (b) the removal of any obstruction to traffic;

⁶ 2004 c.18

- (c) the maintenance, improvement or reconstruction of a road;
 - (d) constructing, improving, maintaining or cleaning of any street furniture; or
 - (e) the laying, improving, maintaining, repair or cleaning of any sewer or of any main pipe or apparatus for the supply of gas, water or electricity, or of any electronic communications network (as defined in the Communications Act 2003⁷).
6. The Interpretation Act 1978⁸ shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.
 7. Where a vehicle has been left in a disabled persons parking place otherwise than in accordance with the provisions of this order, a contravention of this Order shall be deemed to have occurred.
 8. The restrictions imposed by the Order shall be in addition to and not in derogation from any restriction imposed by any other regulations made or having effect as if made under the Act of 1984 or by any other enactment.

⁷ 2003 c.21

⁸ 1978 c.30

SCHEDULE

Length of Wellstones, Watford - designated as disabled persons parking place at any time

1. Wellstones

South-east side

From a point 1 metre north-east of the line of the south western wall of Nos. 8/10 The Parade north-eastwards for a distance of 7.2 metres

THE COMMON SEAL OF THE WATFORD)
BOROUGH COUNCIL was hereunto)
Affixed this 14th day of December 2017)
IN THE PRESENCE OF:)



595063

VERIFIED	
MIN No	PA AS 11.12.17
O/O S/H	

Carol Chen
Head of Democracy and Governance