

WATFORD BOROUGH COUNCIL**THE BOROUGH OF WATFORD (WATFORD LEISURE CENTRE - WOODSIDE
AND WOODSIDE PLAYING FIELDS OFF-STREET PARKING PLACE)
ORDER 2009**

The Watford Borough Council, in exercise of the powers conferred under section 35 of the Road Traffic Regulation Act 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 that Act, hereby makes the following Order:-

Citation and commencement

1. This Order may be cited as The Borough of Watford (Watford Leisure Centre - Woodside and Woodside Playing Fields Off-Street Parking Place) Order 2009 and shall come into force on 5th May 2009.

Interpretation

2. (1) In this Order:-

"access way" means an access way that enables vehicles to gain access to or egress from a parking place;

"Council" means Watford Borough Council and includes any parking services contractor or authorised agent appointed by and acting on behalf of the Council for the purposes of any function provided under the provisions of this Order;

"bay markings" means white or yellow lines marked on the surface of a parking place to show the limits of each individual parking bay;

"civil enforcement officer" means a civil enforcement officer appointed by the Council under section 76 of the Traffic Management Act 2004;

"coach" means a motor vehicle constructed or adapted to carry more than 8 passengers (exclusive of the driver);

"designated officer" means an officer of the Council nominated by the Head of Planning and Development or equivalent to carry out Council functions associated with the provisions of this Order;

"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;

"driver" in relation to a vehicle waiting in the parking place, means the person driving the vehicle at the time it was left in the parking place;

"enactment" means any enactment, whether public general or local, and includes any order, byelaw, rule, regulation, scheme or other instrument having effect by virtue of an enactment;

"invalid carriage" has the same meaning as in section 136(5) of the 1984 Act;

"motor car" has the same meaning as in section 136(2) of the 1984 Act;

"motor cycle" has the same meaning as in section 136(4) of the 1984 Act;

"opening times", in relation to the parking place, means the times specified in column 3 of the Schedule during which the parking place is open, excluding any time during which the parking place is closed or suspended under the provisions of Article 7;

"Order map" means the drawing numbered 43010301-32-02 Revision C dated 13/02/2009, which accompanies this Order;

"owner", in relation to a vehicle, means the person by whom the vehicle is kept, which in the case of a vehicle registered under the Vehicle Excise and Registration Act 1994 (c.22) is presumed (unless the contrary is proved) to be the person in whose name the vehicle is registered;

"parking bay" means any area within the parking place or part thereof which is provided for the parking of one vehicle at a time and is indicated by bay markings;

"parking period" means a period of time specified in column 4 of the Schedule, during which, subject to the provisions of this Order, a vehicle may be left in the parking place during the opening times;

"parking place" means the area of land, including any access way, that is provided by the Council under section 32 of the 1984 Act for use as an off-street parking place, and is specified by name in column 1 of the Schedule;

"relevant position", in relation to the display of a disabled person's badge, has the same meaning as in regulation 4 of the Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000;

"Schedule" means a Schedule to this Order;

"the 1984 Act" means the Road Traffic Regulation Act 1984.

(2) Any reference in this Order to any enactment shall be construed as a reference to that enactment as amended, applied, consolidated, re-enacted or as having effect by virtue of any subsequent enactment.

(3) Any reference in this Order to a numbered Article shall, unless the context otherwise requires, be construed as a reference to the Article bearing that number in this Order.

Use of the parking place

3. The parking place may only be used, subject to the provisions of this Order, for the parking of such classes of vehicles, during such times and for such periods as are specified in columns 2, 3 and 4 respectively of the Schedule and wholly within a parking bay.

Conditions of use of the parking place during its opening times

4. During the opening times of the parking place –

- (a) no person shall cause or permit any vehicle to enter or be left in the parking place or part thereof unless the vehicle is of the class specified in column 2 of the Schedule:

Provided that nothing in this paragraph shall apply in relation to any vehicle:

- (i) left in a parking bay referred to in Article 4(d) indicated as being for the use of a disabled person's vehicle, in relation to the part of the parking place in which that disabled person's vehicle bay is situated, and that vehicle is displaying in the relevant position a disabled person's badge;
- (ii) left in a coach bay referred to in Article 4(e) in relation to the part of the parking place in which that coach bay is situated, and that vehicle is a coach;
- (iii) being used for fire brigade, ambulance or police purposes, or in the service of the Council whilst being used in the pursuance of statutory powers or duties;
- (b) no person shall cause or permit any vehicle to be left in the parking place other than wholly within the limits of a parking bay;
- (c) no person shall cause or permit any vehicle to be left in the parking place for longer than the parking period specified in column 4 of the Schedule;
- (d) where there is a sign or surface marking within or adjacent to a parking bay indicating that the parking bay may be used only by vehicles displaying a disabled person's badge, no person shall leave any vehicle in that parking bay other than a vehicle displaying a disabled person's badge in the relevant position;

- (e) where there is a sign or surface marking within or adjacent to an area of the parking place or a parking bay, indicating that the area or parking bay may only be used by coaches, no person shall leave a coach in that area or parking bay, unless that coach is either picking up or setting down visitors to the Watford Leisure Centre - Woodside and Woodside Playing Fields, or is waiting to do so;
- (f) where there is a sign or surface marking within or adjacent to an area of the parking place or a parking bay, indicating that the area or parking bay may only be used by certain other specified vehicles, no person shall leave a vehicle in that area or parking bay, unless that vehicle is one of the specified vehicles;
- (g) where in the parking place signs or surface markings are placed for the purpose of indicating the entrance to or exit from the parking place, no person shall cause or permit any vehicle to enter the parking place other than by that entrance so indicated or to leave the parking place other than by the exit so indicated;
- (h) where in the parking place signs or surface markings are placed for the purpose of indicating the direction in which or the speed at which a vehicle shall proceed, no person shall cause or permit any vehicle to proceed in the parking place otherwise than in the direction or at the speed indicated, as the case may be;
- (i) no person shall cause or permit any vehicle to be left in the parking place so as to cause an obstruction;
- (j) no person shall cause or permit any vehicle to be left or to wait at any time, including waiting for the purposes of loading or unloading that vehicle, in the parking place or access way, otherwise than in a parking bay.

Movement of a vehicle in the parking place

5. A civil enforcement officer may, in an emergency, move, cause or permit to be moved any vehicle left in the parking place to any place they think fit.

Removal of a vehicle from the parking place

6. (1) Where a civil enforcement officer is of the opinion that any of the provisions of this Order have been contravened or not complied with, they may remove or cause or permit to be removed the vehicle from the parking place and where it is so removed, shall provide for the safe custody of the vehicle.

(2) Where a vehicle has been removed from the parking place in accordance with the provisions of paragraph (1) of this Article, a fee shall be payable to the Council in respect of the removal of that vehicle and a daily charge shall be payable in respect of the storage of that vehicle.

Closure or suspension of the parking place or any part thereof

7. (1) The Council may by notice or sign displayed at or near the parking place close, suspend or reserve for particular vehicles the use of the parking place or any part thereof for any purpose.

(2) No person shall cause or permit any vehicle to be in the parking place or any part thereof if there is a notice or sign indicating that the use of the parking place or part thereof is closed, suspended or reserved for particular vehicles:

Provided that nothing in this sub-paragraph shall apply in relation to a vehicle in respect of which the parking place or part thereof has been reserved.

Contravention of this Order

8. If a vehicle is left in the parking place at any time, without complying with the above-mentioned provisions of this Order, then a contravention of or a failure to comply with the provisions of this Order shall be deemed to have occurred.

Other supplementary provisions

9. (1) The driver of a motor vehicle using the parking place shall stop the engine as soon as the vehicle is in position in the parking place and shall not start the engine again except when about to change the position of the vehicle in or to depart from the parking place.

(2) No person shall, except with the permission of a designated officer, use a vehicle while it is in the parking place, in connection with the sale of any article to persons in or near the parking place (except in a demonstration of goods given with the express consent of the Council at which no sale takes place) or in connection with the selling or offering for hire of that person's skills or services.

(3) No person shall use any part of the parking place or any vehicle left in the parking place –

(a) for sleeping or camping or cooking purposes;

(b) for the purpose of servicing or washing any vehicle or part thereof other than is reasonably necessary to enable that vehicle to depart from the parking place.

(4) No person shall, except with the permission of a designated officer, allow a vehicle to be left in the parking place overnight, outside the opening hours.

(5) The driver of a motor vehicle using the parking place shall not sound any horn or similar instrument except when about to change the position of a vehicle in or to depart from the parking place.

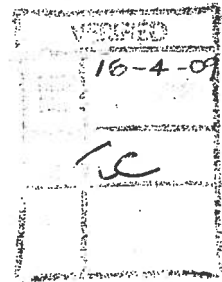
THE COMMON SEAL of THE WATFORD
BOROUGH COUNCIL was hereunto
affixed on this 30th day of April 2009
In the presence of:

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3479/09

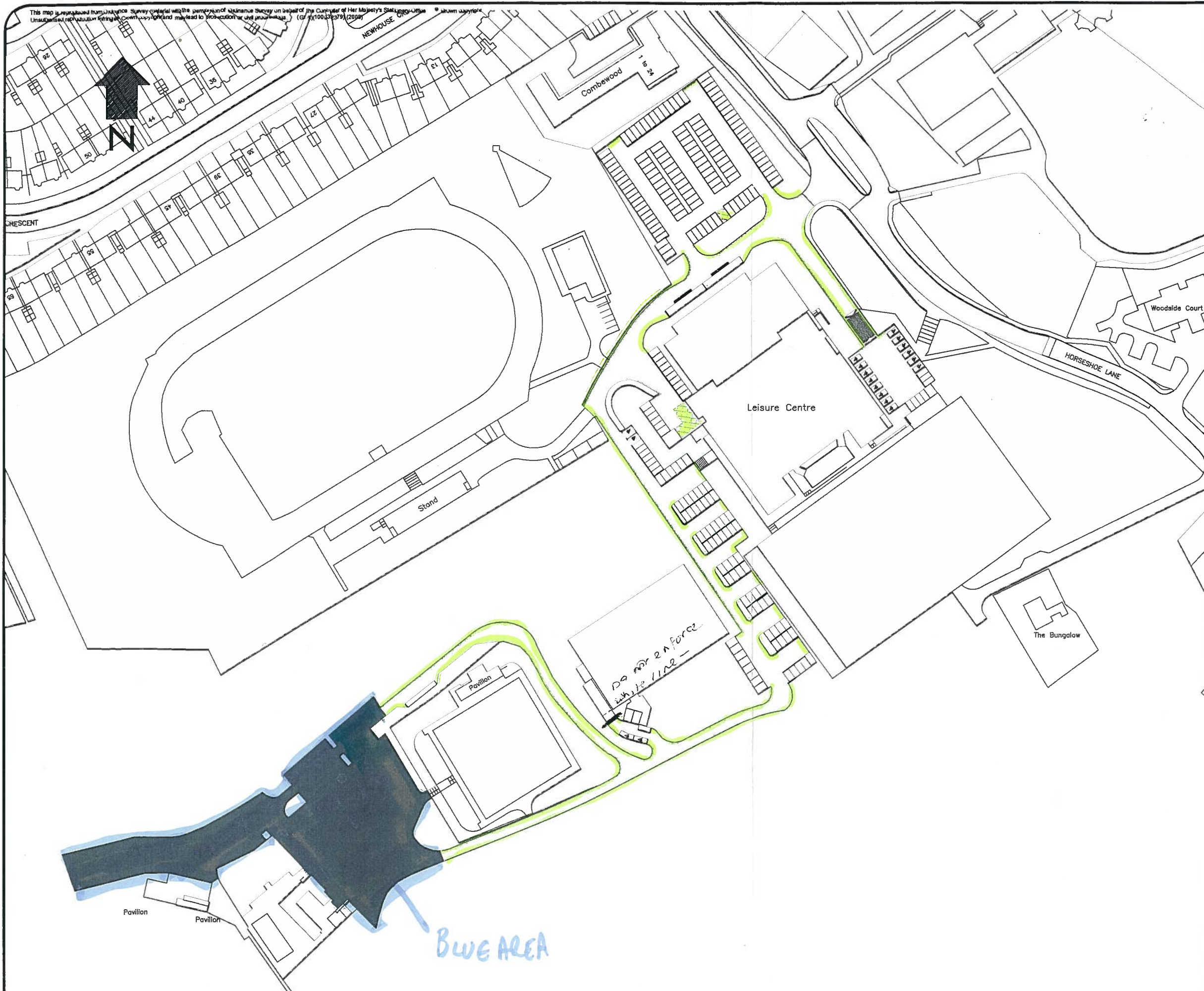
Carol Chen
Carol Chen
Head of Legal and Property



SCHEDULE

Off-Street Parking Place	Classes of Vehicle	Opening Times	Parking Period
<p style="text-align: center;">1</p> <p>Watford Leisure Centre - Woodside and Woodside Playing Fields Car Park, not including the area that lies generally to the south-west of the Outdoor Bowling Club pavilion and bowling green, and which is shown coloured blue on the Order map.</p>	<p style="text-align: center;">2</p> <p>(a) Motor cars; (b) Motor cycles with or without a side-car attached; (c) Invalid carriages.</p>	<p style="text-align: center;">3</p> <p>Between 7 am and 11.30 pm on Mondays to Fridays inclusive and between 7.30 am and 11.30 pm on Saturdays and Sundays</p>	<p style="text-align: center;">4</p> <p>Maximum of 16 hours and 30 minutes on Mondays to Fridays inclusive and 16 hours on Saturdays and Sundays</p>

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- Double yellow lines
- Existing bay marking
- Proposed bay marking
- Area where parking controls will not be enforced at this stage.

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UNCONTROLLED DOCUMENT

Rev	Date	Description	Drm	Chk	App
C	13/02/09	FURTHER CHANGES TO SCHEME	YZB	GW	IH
B	9/02/09	MINOR CHANGES TO DISABLED BAYS.	YZB	GW	IH
A	2/11/08	MINOR CHANGES	YZB	GW	IH
-	26/09/08	ORIGINAL ISSUE	YZB	GE	IH

This drawing has been specifically prepared to meet the requirements of the named client and may contain design and innovative features which differ from conventional design standards.



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Client
WATFORD BOROUGH COUNCIL

Project
WOODSIDE LEISURE CENTRE PARKING

Drawing Title
REVISED LAYOUT

Drawing Status
APPROVED

Drawn YZB	Designed GW	Date 26/09/2008	Scale 1:1500	Size A3
Drawing No. 43010301-32-02				Rev C