

HERTFORDSHIRE COUNTY COUNCIL

THE HERTFORDSHIRE (DIGSWELL PARK ROAD, WELWYN) (PROHIBITION OF MOTOR VEHICLES) ORDER 2022

NOTICE is given that the Hertfordshire County Council has made an Order under the Road Traffic Regulation Act 1984 to introduce a prohibition of motor vehicles in part of Digswell Park Road, Welwyn as specified in the Schedule to this Notice. The Order will come into effect on Monday 4 April 2022.

Documents giving more detailed particulars of the Order are held on deposit and may be viewed from 23 March 2022 to 27 April 2022 during normal office hours at Main Reception, Hertfordshire County Council, County Hall, Pegs Lane, Hertford or may also be viewed online from 23 March 2022 at www.hertfordshire.gov.uk/trafficorders by selecting Welwyn Hatfield and looking at Ref: WH00222.

Enquiries relating to the Order should be referred to the Highways Engineer concerned Aron DeVos tel: 07931 406882 or aron.devos@hertfordshire.gov.uk

Any person wishing to question the validity of the Order, or of any provision contained in it, on the grounds that it is not within the powers conferred by the Road Traffic Regulation Act 1984, or on the grounds that any requirement of the Act or any Instrument made under it has not been complied with in relation to the Order, may within 6 weeks from the date of this Notice apply to the High Court for this purpose.

SCHEDULE: Prohibition of motor vehicles – effecting that section of road herein listed and as set out in the Order and accompanying plan - Part of Digswell Park Road, on the eastern side of Welwyn Railway Viaduct.

County Hall
Hertford
Herts SG13 8DN

24 March 2022
Mark Kemp
Executive Director Environment and Transport

HERTFORDSHIRE COUNTY COUNCIL
ROAD TRAFFIC REGULATION ACT 1984

Date of Order: 17/03/2022
Order No: 8489

**THE HERTFORDSHIRE (DIGSWELL PARK ROAD, WELWYN)
(PROHIBITION OF MOTOR VEHICLES) ORDER 2022**

The Hertfordshire County Council in exercise of their powers under Sections 1, 2 and 3 of the Road Traffic Regulation Act 1984 (hereinafter referred to as “the Act of 1984”) 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 Act of 1984 hereby make the following Order:-

1. This Order may be cited as “The Hertfordshire (Digswell Park Road, Welwyn) (Prohibition of Motor Vehicles) Order 2022” and shall come into effect on Monday 4 April 2022.
2. **Interpretation:**
In this Order the expression “motor vehicle” – shall have the same meaning as given in Section 136 Road Traffic Regulation Act 1984.
3. Save as provided by Article 4 to this Order, no person shall cause or permit any motor vehicle to enter or be in that length of Digswell Park Road, Welwyn as specified in the Schedule to this Order.
4. Nothing in Article 3 to this Order shall apply to the following:
 - (a) a motor vehicle being used for Fire and Rescue, Ambulance or Police purposes during the course of an emergency, where access into the length of road specified in the Schedule to this Order, is necessary to fulfil a statutory duty.
 - (b) a motor vehicle being used by Hertfordshire County Council, or any of their appointed contractors, for the purpose of any litter clearing, vegetation or highway maintenance including gritting during winter periods, on that length of road specified in the Schedule to this Order.
 - (c) a motor vehicle being used for one or more of the purposes listed below which cannot reasonably be used for such a purpose without entering that length of road specified in the Schedule to this Order:
 - (i) any operation involving building, demolition or excavation;
 - (ii) the removal of any obstruction to traffic;
 - (iii) the maintenance, improvement or reconstruction of a road;
 - (iv) constructing, improving, maintaining, or cleaning of any street furniture; or
 - (v) the laying, erection, alteration, repair or cleaning of any 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.
5. The Hertfordshire County Council in making this Order are satisfied that this Order is required to avoid the likelihood of danger to persons using that length of road specified in the Schedule to this Order.
6. For the avoidance of doubt, where a length of road is described by Article 3 and in the Schedule to this Order as being subject to a prohibition of motor vehicles, that restriction shall apply to the whole width of the road so described and in all directions along that said length of road.
7. In accordance with Section 92 of the said Act of 1984, upon the coming into effect of this Order, lockable bollards will be placed within that section of road specified in the Schedule to this Order.

8. The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.

SCHEDULE

length of Digswell Park Road, Welwyn – Prohibition of Motor Vehicles

Digswell Park Road between a point 130 metres west of its junction with Hertford Road and
a point 277 metres east of the River Mimram overbridge, a distance of
10 metres.

Signed:

A handwritten signature in dark ink, reading "Quentin Baker". The script is cursive and fluid.

Quentin Baker
Chief Legal Officer

Dated: 17/03/2022

STATEMENT OF REASONS

THE HERTFORDSHIRE (DIGSWELL PARK ROAD, WELWYN) (PROHIBITION OF MOTOR VEHICLES) ORDER 2022

Hertfordshire County Council is proposing to introduce a prohibition of motor vehicles restriction in part of Digswell Park Road, Welwyn.

The proposals will comprise of –

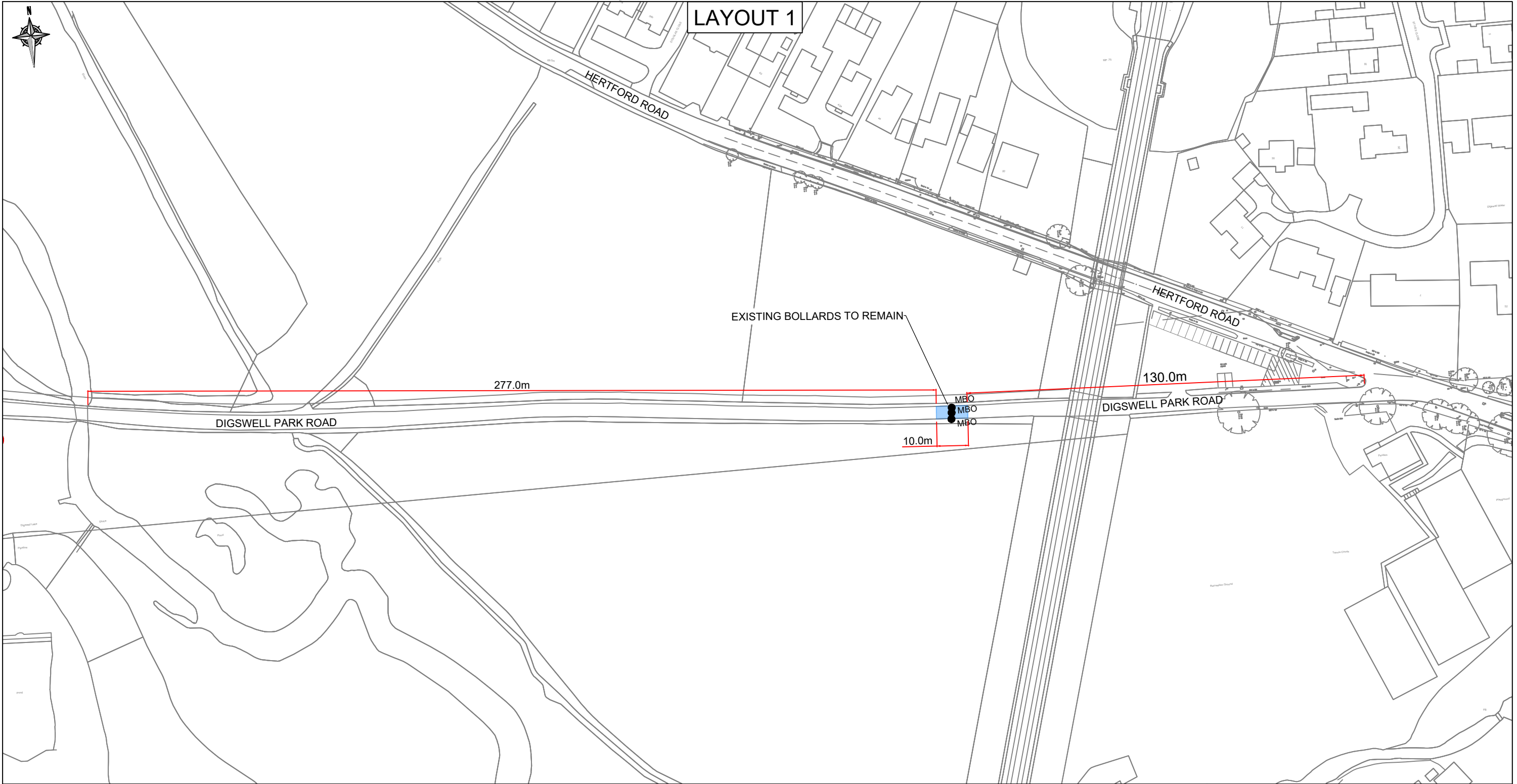
- ‘Prohibition of motor vehicles’ restriction on part of Digswell Park Road – to the eastern side of the Welwyn Railway Viaduct.

Following a recent period in which Digswell Road was closed to through motor vehicle traffic, positive feedback has been received from the public and stakeholders. The Authority having considered the feedback, are of the view that prohibiting through motor vehicular movements along Digswell Park Road between Hertford Road and the A1000 Bessemer Road will provide safe passage for non-motorised users of Digswell Park Road thereby encouraging active travel. It is intended to support the restriction by erecting Bollards to prevent vehicular movements. The Bollards will be installed to allow for access into fields and through access for cyclists, pedestrians and equestrians. The Bollards will be unlockable to allow for emergency service access and highway maintenance.

The proposals are intended to prevent through motor vehicular traffic to preserve the amenities of the area. Access to premises within Digswell Park Road, is maintained via A1000 Bessemer Road, or Hertford Road as appropriate.

Therefore, having also considered the duty imposed under Section 122 Road Traffic Regulation Act 1984, it appears to the Highway Authority that it is necessary and expedient to make an Order in the interests of avoiding dangers to persons or other traffic using the road or any other road or for preventing the likelihood of any such danger arising, facilitating the passage on the road or any other road of any class of traffic (including pedestrians), for preventing the use of the road by vehicular traffic of a kind which, or its use by vehicular traffic in a manner, which is unsuitable having regard to the existing character of the road or adjoining property, for preserving the character of the road in a case where it is specially suitable for use by persons on horseback or on foot and for preserving or improving the amenities of the area through which the road runs.

The proposal has been subject to consultation with local and County Councillors representing the area and Welwyn Hatfield Council. The local Police, Ambulance, Fire & Rescue Services, The AA, Welwyn Parish Council and local residents are also being consulted.



LAYOUT 1

EXISTING BOLLARDS TO REMAIN

277.0m

130.0m

10.0m

KEY

- MBO EXISTING MANCHESTER BOLLARDS
- PROHIBITION OF MOTOR VEHICLES

NOTES

- The information shown in this drawing is indicative only.
- The proposals are subject to further technical checks & statutory processes.

Rev	Date	Description of Revisions	Drawn	Chkd	Appr
00	11/01/2021	FIRST ISSUE	ADV	MK	MK

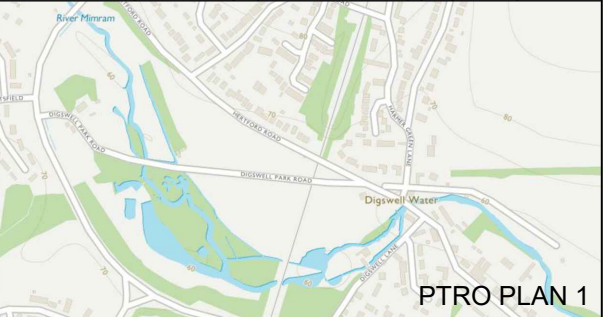


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Pegs Lane
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SG13 8DN
www.hertfordshire.gov.uk/highways

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Drawn	Designed	Checked	Approved	Revision Date
ADV	ADV	MK	MK	11/01/2021
Signature	Signature	Signature	Signature	Scale(s)
				1:1250@A3



PTRO PLAN 1

Project		
ATF2 Digswell Park Road MAJ210005-1		
Drawing Title		
PTRO - TRAFFIC ORDER SHEET 1 OF 1		
Project No.		Sheet No.
MAJ210005-1		01
		Revision
		00