

**HERTFORDSHIRE COUNTY COUNCIL**  
**ROAD TRAFFIC REGULATION ACT 1984**

Date of Order: 8 April 2016  
Order No: 8000

**THE HERTFORDSHIRE (B197 GREAT NORTH ROAD AND CANONSFIELD ROAD,  
OAKLANDS, WELWYN) (RESTRICTION OF WAITING) ORDER 2016**

The Hertfordshire County Council in exercise of their powers under Sections 1, 2 and 3 of the Road Traffic Regulation Act 1984 (which said Act of 1984 is 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 (B197 Great North Road and Canonsfield Road, Oaklands, Welwyn) (Restriction of Waiting) Order 2016" and shall come into effect on Tuesday 19 April 2016.
2. Save as provided in Articles 4, 5 and 6(1) of this Order no person shall cause or permit any vehicle to wait at any time in that length of B197 Great North Road, Oaklands, Welwyn as specified in Schedule 1 to this Order.
3. Save as provided in Articles 4, 5 and 6(2) of this Order no person shall cause or permit any vehicle to wait between the hours of 8.00am to 9.30am and 2.30pm to 4.30pm Monday to Friday in those lengths of Canonsfield Road, Oaklands, Welwyn as specified in Schedule 2 to this Order.
4. (1) Nothing in Articles 2 and 3 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") 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 permission of a Civil Enforcement Officer as defined by the Traffic Management Act 2004 and appointed by Welwyn Hatfield 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 meanings 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 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. Nothing in Articles 2 or 3 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.
6. (1) Nothing in Article 2 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 that length of road specified in Schedule 1 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 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, to wait at any time in the lengths of road specified in Schedule 2 of this Order.
- (3) In this Article –
- "disabled person's 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 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; and
  - "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.

### **SCHEDULE 1**

#### length of B197 Great North Road, Oaklands, Welwyn – no waiting at any time

B197 Great North Road (north west side)	from a point 32 metres south west of a point in line with the projected south west kerblines of Canonsfield Road south westwards for approximately 30 metres to a point 4.5 metres south west of a point in line with the projected north east kerblines of Turpins Ride.
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## SCHEDULE 2

lengths of Canonsfield Road, Oaklands, Welwyn –  
no waiting 8.00am to 9.30am and 2.30pm to 4.30pm Monday to Friday

Canonsfield Road (south west side)	from a point 44 metres north west of its junction with the north west kerbline of B197 Great North Road north westwards for approximately 84 metres to a point 19 metres south east of a point in line with the boundary between 13 and 15 Canonsfield Road.
(north east side)	from a point in line with the projected north west kerbline of Oaklands Court north westwards for approximately 34 metres to a point in line with the projected south east kerbline of Oak Tree Court.

IN WITNESS whereof the Common Seal of the Hertfordshire County Council was hereunto affixed this 8<sup>th</sup> day of April 2016.

The Common Seal of )  
Hertfordshire County Council )  
was hereunto affixed )  
in the presence of:- )

429/16



**Chief Legal Officer**

*K. Pettitt*  
Kathryn Pettitt  
Chief Legal Officer

## HERTFORDSHIRE COUNTY COUNCIL

### THE HERTFORDSHIRE (B197 GREAT NORTH ROAD AND CANONSFIELD ROAD, OAKLANDS, WELWYN) (RESTRICTION OF WAITING) ORDER 2016

NOTICE is given that the Hertfordshire County Council has made an Order under the Road Traffic Regulation Act 1984 to introduce waiting restrictions in Oaklands, Welwyn as specified in the Schedules to this Notice. The Order will come into effect on Tuesday 19 April 2016.

Documents giving more detailed particulars of the Order may be inspected from 13 April 2016 to 25 May 2016 during normal office hours at the offices of Welwyn Hatfield Borough Council, Council Offices, The Campus, Welwyn Garden City or at Main Reception, Hertfordshire County Council, County Hall, Pegs Lane, Hertford or viewed on line at [www.hertsdirect.org/trafficorders](http://www.hertsdirect.org/trafficorders) by clicking on PTRO's and looking in Welwyn Hatfield BC (Under Ref: WH/009/15).

Enquiries relating to the Order should be referred to the Highways Engineer concerned Martin Sears tel: 01992 658269 or [martin.sears@hertfordshire.gov.uk](mailto:martin.sears@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 1: No waiting at any time – that section of road herein listed and as set out in the Order and accompanying plan – Part of B197 Great North Road**

**SCHEDULE 2: No waiting 8.00am to 9.30am and 2.30pm to 4.30pm Monday to Friday – those sections of road herein listed and as set out in the Order and accompanying plan – Parts of Canonsfield Road.**

County Hall  
Hertford  
Herts SG13 8DN

13 April 2016  
John Wood  
Chief Executive & Director of Environment

## **STATEMENT OF REASONS FOR PROPOSING**

### **THE HERTFORDSHIRE (B197 GREAT NORTH ROAD AND CANONSFIELD ROAD, OAKLANDS, WELWYN) (RESTRICTION OF WAITING) ORDER 2016**

Hertfordshire County Council is proposing to introduce waiting restrictions to improve road safety in parts of Oaklands, Welwyn.

The proposal will comprise of –

- 'No waiting at any time' restriction on part of B197 Great North Road.
- 'No waiting 8.00am to 9.30am and 2.30pm to 4.30pm Monday to Friday' restrictions on parts of Canonsfield Road.

The reason for the proposed TRO is to discourage obstructive parking that makes it difficult for school children crossing Canonsfield Road to get to Oaklands Primary School. Resident's driveways are being blocked by parental parking causing access problems. Canonsfield has recently has restrictions imposed but these are additional to the existing TRO.

The restrictions will prevent on street parking which is causing obstruction of the resident's driveways. It will also assist children crossing Canonsfield to get to Oaklands Primary School as visibility will be improved.

Therefore, it appears to the Highway Authority that it is necessary and expedient to make an Order in the interests of; avoiding danger to persons or other traffic using the road or any other road or for preventing the likelihood of any such danger arising and facilitating the passage on the road or any other road of any class of traffic (including pedestrians).

The proposal has been subject to consultation with local and County Councillors representing the area and Welwyn Hatfield Council. The local Police, Ambulance, Fire and Rescue Services, Canonsfield Court Residents Association and local residents have also been consulted.

