

WELWYN HATFIELD BOROUGH COUNCIL

STATEMENT OF REASONS FOR PROPOSING

**THE BOROUGH OF WELWYN HATFIELD (VARIOUS CAR PARKS)
(OFF-STREET PARKING PLACES) ORDER 2017(AMENDMENT) ORDER
2018**

Following consultation with the Parish Council, Welwyn Hatfield Borough Council is proposing to amend parts of the existing off-street parking order for the Maynard Place and Sopers Road car park in Cuffley

The updated order will create a restriction in the existing pay and display parking bays in Maynard Place to prevent vehicles returning to the car park for 2 hours after the pay and display ticket has expired. The new restriction will not affect permits bays or the loading bay. An additional amendment will correct a text error in part of the order for administrative purposes only and will not change any existing restrictions.

Having considered the duty imposed by Section 122 Road Traffic Regulation Act 1984, it appears to Welwyn Hatfield Borough Council that it is necessary and expedient to make the Order for the following reasons;

- **To relieve or prevent congestion of traffic**
- **To provide suitable parking facilities**

All the above restrictions have been subject to consultation with car park users, the Police, Hertfordshire County Council and local and County Councillors representing the area.

Ka Ng

Corporate Director of Resources, Environment and Cultural Services
Council Offices, The Campus, Welwyn Garden City, Herts. AL8 6AE
Wednesday 24th October 2018

WELWYN HATFIELD BOROUGH COUNCIL

**THE BOROUGH OF WELWYN HATFIELD (VARIOUS CAR PARKS)
(OFF-STREET PARKING PLACES) ORDER 2017 (AMENDMENT) ORDER 2018**

NOTICE IS HEREBY GIVEN that the Welwyn Hatfield Borough Council (pursuant to arrangement made with Hertfordshire County Council) has made an Order under the Road Traffic Regulation Act 1984 to amend the existing parking restrictions in Maynard Place car park Cuffley, as specified in the Schedule(s) to this Notice. The Order will come into effect on Monday 11th February 2019

Full details of the waiting restrictions are contained in the Order, the plans and the statement of reasons which may be inspected from Wednesday 30th January to Thursday 14th March 2019 during normal office hours at the offices of Welwyn Hatfield Borough Council, The Campus, Welwyn Garden City or viewed at www.welhat.gov.uk

General enquiries relating to the proposals should be referred to Martin Donohoe, Parking Services, Council Offices, Welwyn Garden City, AL8 6AE (01707 357000); email parking@welhat.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 Return within 2 hours – restriction on the use of designated parking places and parking bays as set out in the Order and accompanying plans

Affecting all designated pay and display bays in Maynard Place car park. Vehicles must not return to the car park sooner than 2 hours after the pay and display ticket has expired.

SCHEDULE 2- Correction - Amend article 22 – as set out in the Order and accompanying plans

Replace the text “46A” with “35C” this amendment does not affect any existing parking restrictions.

Ka Ng, Corporate Director of Resources, Environment and Cultural Services
Council Offices, The Campus, Welwyn Garden City, Herts AL8 6AE
Wednesday 30th January 2019

WELWYN HATFIELD BOROUGH COUNCIL

ROAD TRAFFIC REGULATION ACT 1984

**THE BOROUGH OF WELWYN HATFIELD (VARIOUS CAR PARKS)
(OFF-STREET PARKING PLACES) ORDER 2017 (AMENDMENT) ORDER 2018**

The Council of The Borough of Welwyn Hatfield (hereinafter referred to as "the Council") pursuant to arrangements made under Section 19 of the Local Government Act of 2000 and the Local Authorities (Arrangements for the Discharge of Functions) (England) Regulations 2012 with Hertfordshire County Council ("the County Council") in exercise of the powers conferred by Sections 32, 33, 34, 35, 44, 45, 46, 47, 49, and 53 and Part IV of Schedule 9 to the Road Traffic Regulation Act 1984 ("the 1984 Act") (as amended by the Road Traffic Regulation (Parking) Act 1986) and Section 43 and Schedule 3 of the Road Traffic Act 1991 ("the 1991 Act") and the provisions of Part 6 of The Traffic Management Act 2004 ("the 2004 Act") and of all other enabling powers and after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 to the 1984 Act hereby make the following Order.

1.

(a) This Order may be cited as "The Borough of Welwyn Hatfield (Various Car Parks) (Off-Street Parking Places) Order 2017 (Amendment) Order 2018" and shall come into effect on Monday 11th February 2018.

(b) The Borough of Welwyn Hatfield (Various Car Parks) (Off-Street Parking Places) Plans CUF/MP/01 and CUF/MP/02 revised 18/09/2018 are incorporated into this Order

2. "The Borough of Welwyn Hatfield (Various Car Parks)(Off-Street Parking Places) Order 2017 " shall be amended as follows:

Delete the text for Article 1(b):

Replace with:

The Borough of Welwyn Hatfield (Various Car Parks) (Off-Street Parking Places) Plans 2017 and The Borough of Welwyn Hatfield (Various Car Parks) (Off-Street Parking Places) Plans CUF/MP/01 and CUF/MP/02 revised 18/09/2018 and the Schedules to this Order are incorporated into this Order

Delete the text for the interpretation of "Off-Street Plans" in Article 3:

Replace with:

"Off-Street Plans" means The Borough of Welwyn Hatfield (Various Car Parks) (Off-Street Parking Places) Plans 2017 and The Borough of Welwyn Hatfield (Various Car Parks) (Off-Street Parking Places) Plans CUF/MP/01 and CUF/MP/02 revised 18/09/2018 and including the Key and the Schedules, which are incorporated into this Order pursuant to Article 1(b) hereof;

Insert text before the paragraph for Article 5:

(a)

Insert paragraph after Article 5 (a):

- (b) Within Maynard Place parking place as specified in Schedule 2 and as shown on the Off-Street Plans and indicated in the Key to the Off-Street Plans of this order, no person shall cause or permit any motor vehicle to wait at any time in a paid parking bay unless it is;
 - i. displaying a valid parking ticket in the relevant position and waiting for no more than the period displayed on the parking ticket (not being a period separated by an interval of less than 2 hours from a previous period of waiting by the same vehicle in the same parking place); or
 - ii. displaying a valid parking permit in the relevant position

Insert text before the paragraph for Article 6:

(a)

Insert paragraph after Article 6 (a):

- (b) Within Maynard Place parking place as specified in Schedule 2 and as shown on the Off-Street Plans and indicated in the Key to the Off-Street Plans of this order, no person shall cause or permit any motor vehicle to wait at any time in a paid disabled parking bay unless it is;
 - i. displaying a valid parking ticket in the relevant position and waiting for no more than the period displayed on the parking ticket (not being a period separated by an interval of less than 2 hours from a previous period of waiting by the same vehicle in the same parking place); and
 - ii. displaying a valid disabled persons badge in the relevant position

Delete this text from Article 22:

46A

Replace with:

35C

Delete plans:

CUF/MP/01 and CUF/MP/02

Replace with:

CUF/MP/01 and CUF/MP/02 revised 18/09/2018

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

4. 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.

GIVEN under the Common Seal of the Welwyn Hatfield Borough Council this 29th day of January 2019.

The COMMON SEAL of the WELWYN
HATFIELD BOROUGH COUNCIL was
hereunto affixed in the presence of:-

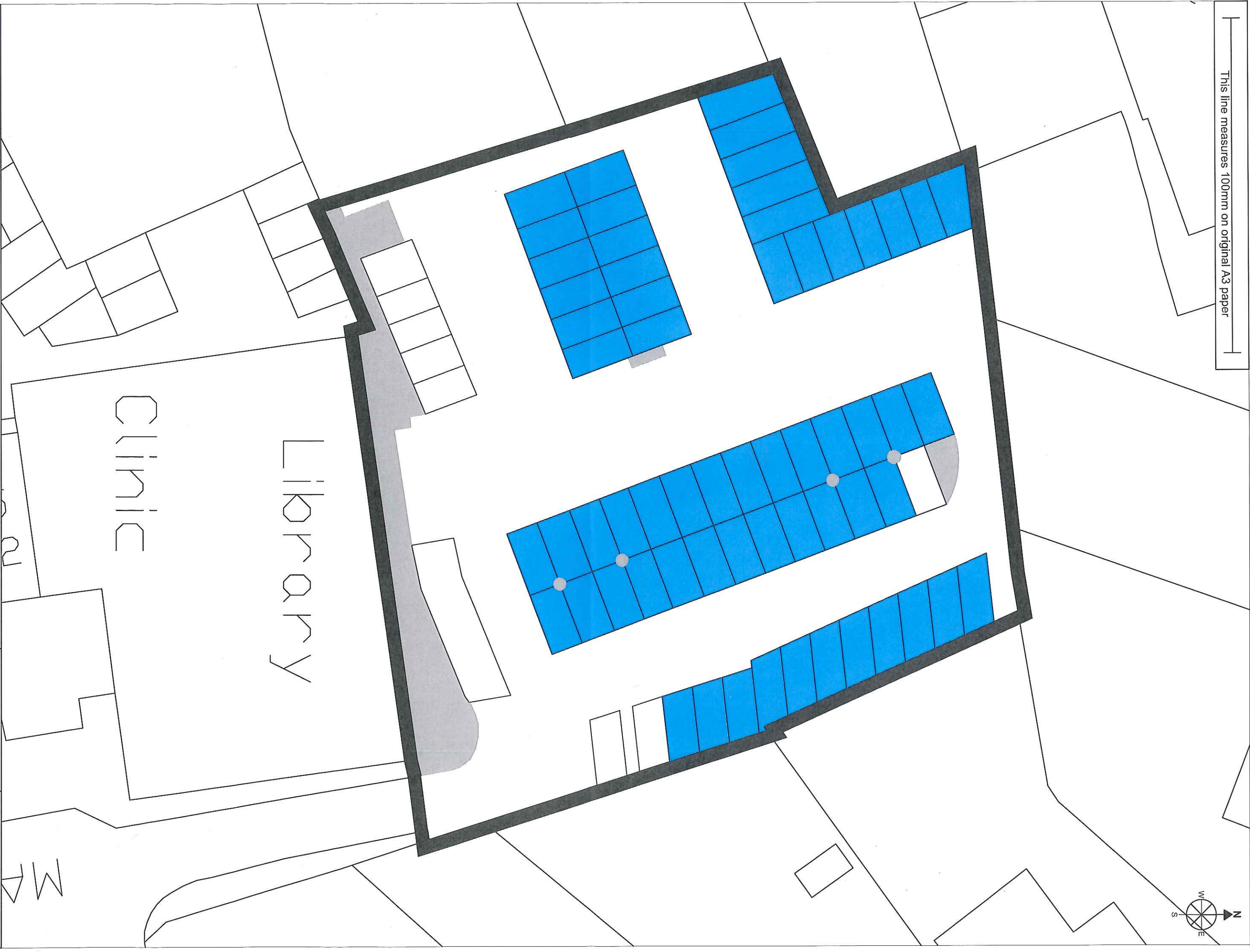
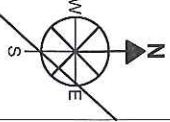
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B. A. Fitzsimon
Mayor

[Signature]
Authorised Officer



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Title:- The Borough of Welwyn Hatfield (Off-Street Parking Places) Plans

Dwg. No. CUF/MP/01

Key:-

- Car Park - Maynard Place
- Location - Maynard Place, Cuffey
- Boundary of parking place

- Structural features
- Limits of all marked parking bays
- Paid parking no return within 2 hours

Scale - 1:250 on A3

Drawn - 18/09/2018

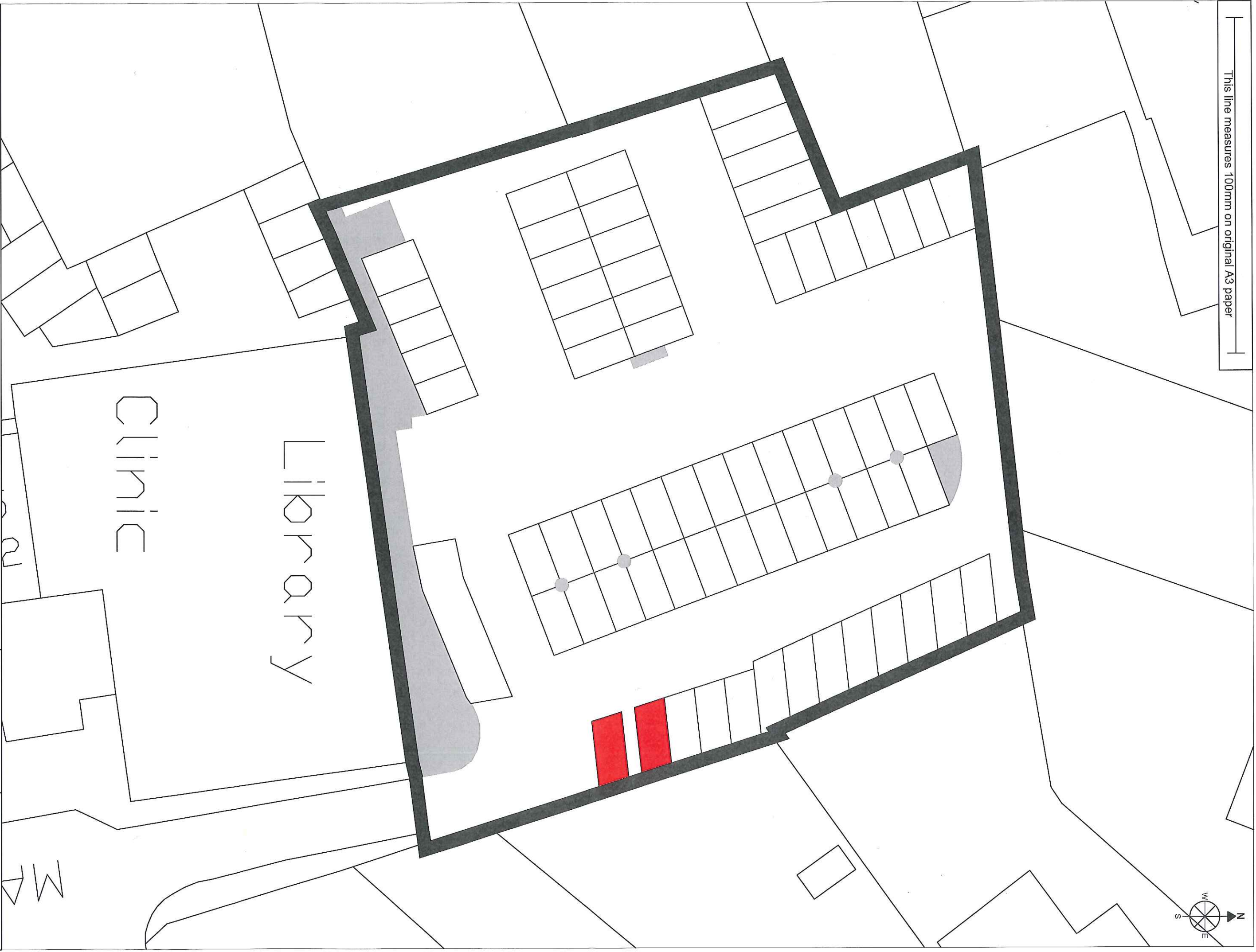
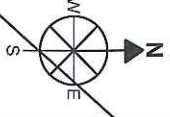
By - MD Parking Services



**WELWYN
HATFIELD**

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Title:- The Borough of Welwyn Hatfield (Off-Street Parking Places) Plans

Dwg. No. CUF/MP/02

Key:-

- Car Park - Maynard Place
- Location - Maynard Place, Cuffey
- Boundary of parking place

- Structural features
- Limits of all marked parking bays
- Paid disabled parking no return within 2 hours

Scale - 1:250 on A3

Drawn - 18/09/2018

By - MD Parking Services



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