

HERTFORDSHIRE COUNTY COUNCIL
ROAD TRAFFIC REGULATION ACT 1984

Date of Order: 22 January 2016
Order No: 7973

**THE HERTFORDSHIRE (COLLEGE WAY, WELWYN GARDEN CITY)
(PARKING PLACE) ORDER 2015**

The Hertfordshire County Council in exercise of their powers under Sections 32 and 35 of the Road Traffic Regulation Act 1984 (which said Act of 1984 is hereinafter referred to as "the Act of 1984"), and Part IV of Schedule 9 of 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 makes the following Order:-

1. This Order may be cited as "The Hertfordshire (College Way, Welwyn Garden City) (Parking Place) Order 2015" and shall come into effect on Monday 1 February 2016.
2. That length of College Way, Welwyn Garden City specified in the Schedule to this Order is hereby designated for use as a parking place between 8.00am to 6.00pm Monday to Saturday inclusive, limited to 1 hour waiting with no return within the next 1 hour.
3. Save as provided in Articles 4 and 5 of this Order where in Article 2 of this Order a length of College Way, Welwyn Garden City is described as designated for use as a parking place between 8.00am to 6.00pm Monday to Saturday inclusive, limited to 1 hour waiting with no return within the next 1 hour, the driver of a vehicle shall not permit the vehicle to wait in that parking place unless it is -
 - (a) wholly parked within the marked limits of the parking place; and
 - (b) waiting for no more than 1 hour (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).
- 4 (1) Nothing in Article 3 of this Order applies to the length of road restricted by that Article (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 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. (1) Nothing in Article 3 sub section (b) 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 the length of road specified in the Schedule of this Order.
- (2) 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
6. The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the Interpretation of an Act of Parliament.
7. A vehicle left in a Parking Place in contravention of Articles 2 or 3 of this Order or otherwise in accordance with the provisions of this Order shall incur a penalty charge.
8. The provisions of the following Order are hereby revoked but only in so far as they are affected by the provisions and restrictions imposed by this Order –
- The Borough of Welwyn Hatfield (Control of Parking) (Consolidation) Order 2012
9. 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 any other enactment.

SCHEDULE

length of College Way, Welwyn Garden City – designated parking place effective 8.00am to 6.00pm Monday to Saturday (inclusive) limited to 1 hour waiting with no return within the next 1 hour

College Way (north arm) (south east side) from a point 43 metres north east of a point in line with the north east kerbline of The Campus north eastwards for approximately 18 metres to a point 61 metres north east of a point in line with the north east kerbline of The Campus.

IN WITNESS whereof the Common Seal of the Hertfordshire County Council was hereunto affixed this 22nd day of January 2016.

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

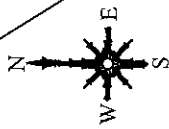
73116

Chief Legal Officer



Kathryn Pettitt
Chief Legal Officer





Scale 1:500 @ A4

COLLEGE WAY

College Way

Building Under Construction

A Block (Crm)

Mon-Sat 8am-6pm 1 hour,
No return within 1 hour

PEEL COURT

COLLEGE WAY

A Block (Main Hall)

OAKLANDS COLLEGE

Visitor Car Park

THE CAMPUS

Key:

Mon-Sat 8am-6pm 1 hour,
No return within 1 hour

Existing restrictions

OAKLANDS COLLEGE, COLLEGE WAY, WELWYN GARDEN CITY
PROPOSED TRO LAYOUT
1423 TRO1C (09-07-2015)

HERTFORDSHIRE COUNTY COUNCIL

**THE HERTFORDSHIRE (COLLEGE WAY, WELWYN GARDEN CITY)
(PROHIBITION OF WAITING and LOADING) ORDER 2015**

THE HERTFORDSHIRE (COLLEGE WAY, WELWYN GARDEN CITY) (PARKING PLACE) ORDER 2015

NOTICE is given that the Hertfordshire County Council has made Orders under the Road Traffic Regulation Act 1984 to introduce waiting restrictions and a parking place in Welwyn Garden City as specified in Schedules 1 and 2 to this Notice. The Orders will come into effect on Monday 1 February 2016.

Documents giving more detailed particulars of the Orders may be inspected from 27 January 2016 to 9 March 2016 during normal office hours at the offices of Welwyn Hatfield Council, Council Offices, The Campus, Welwyn Garden City and at Main Reception, Hertfordshire County Council, County Hall, Pegs Lane, Hertford or viewed on line at www.hertsdirect.org/trafficorders by looking under PTRO's in Welwyn Hatfield BC (Under Ref: WH/003/15)

Enquiries relating to the Order should be referred to the TRO Officer concerned Nichola Martin tel: 01992 658364 or Nichola.martin@hertfordshire.gov.uk

Any person wishing to question the validity of the Orders, or of any provision contained in them, 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 Orders, may within 6 weeks from the date of this Notice apply to the High Court for this purpose.

SCHEDULE 1: No waiting, loading or unloading at any time – effecting that section of road listed below and as set out in the Order and accompanying plan - Part of College Way

SCHEDULE 2: Parking Place – effective 8.00am to 6.00pm Monday to Saturday (inclusive) limited to 1 hour waiting with no return within the next 1 hour – effecting that section of road listed below and as set out in the Order and accompanying plan – Part of College Way.

County Hall
Hertford
Herts SG13 8DN

27 January 2016
John Wood
Chief Executive & Director of Environment

STATEMENT OF REASONS FOR PROPOSING

THE HERTFORDSHIRE (COLLEGE WAY, WELWYN GARDEN CITY) (PROHIBITION OF WAITING and LOADING) ORDER 2015

THE HERTFORDSHIRE (COLLEGE WAY, WELWYN GARDEN CITY) (PARKING PLACE) ORDER 2015

Hertfordshire County Council is proposing to introduce new waiting restrictions in parts of Welwyn Garden City.

The proposals comprise of –

- Relocating a parking place in College Way (from one side of the road to the other side) – the new parking place will be effective between 8.00am to 6.00pm Monday to Saturday (inclusive) limited to 1 hour waiting with no return within the next 1 hour.
- No waiting, loading and unloading at any time' restrictions on College Way to substitute the old location of the relocated parking place.

The removal of existing on-street parking place on College Way to facilitate construction of a new vehicular access into Oaklands College is stipulated by Condition 9 of Welwyn Hatfield Borough Council Planning Permission (ref: N6/2013/2377/MA).

No Waiting and No Loading restrictions on College Way are considered necessary to prevent a likelihood of danger arising to persons as a result of obstruction caused by parked vehicles, in accordance with the proposed amendments to the general parking arrangements.

The relocation of on-street parking place will prevent or relieve congestion by catering for the needs of local residents and visitors to College Way.

Therefore, having considered its duty under Section 122 of the Road Traffic Regulation Act 1984, it appears to the Highway Authority that it is necessary and expedient to make Orders 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 relieve or prevent congestion.

The proposal has been subject to consultation with local and County Councillors representing the area and Welwyn Hatfield Borough Council. The local Police, Ambulance, Fire and Rescue Services, Hertfordshire County Council Passenger Transport Unit, Oaklands College, HCC Central Library, Herts Careers and De-Havilland College have also been consulted.