

HERTFORDSHIRE COUNTY COUNCIL

THE HERTFORDSHIRE (VARIOUS ROADS, WELWYN) (RESTRICTION OF WAITING) ORDER 2015

THE HERTFORDSHIRE (SCHOOL LANE, WELWYN) (PARKING PLACES) 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 designated parking places in Welwyn as specified in the Schedules to this Notice. The Orders will come into effect on Monday 26 December 2016.

Documents giving more detailed particulars of the Orders may be inspected from 21 December 2016 to 1 February 2017 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 at www.hertfordshire.gov.uk/trafficorders by clicking on PTRO's and looking in Welwyn Hatfield BC (Under Ref: WH/007/15)

Enquiries relating to the Orders should be referred to the Highways Engineer concerned Martin Nevill tel: 01992 658272 or martin.nevill@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 at any time – effecting those sections of road herein listed and as set out in the Order and accompanying plans - Parts of School Lane, Hawbush Rise, Whitehill, Trevena Gardens, Elmoor Avenue, Glebe Road and Ellesfield.

SCHEDULE 2: Designated parking places at any time – effecting those sections of road herein listed and as set out in the Order and accompanying plans - Parts of School Lane.

County Hall
Hertford
Herts SG13 8DN

21 December 2016
John Wood
Chief Executive & Director of Environment

STATEMENT OF REASONS FOR MAKING

THE HERTFORDSHIRE (VARIOUS ROADS, WELWYN) (RESTRICTION OF WAITING) ORDER 2015

THE HERTFORDSHIRE (SCHOOL LANE, WELWYN) (PARKING PLACES) ORDER 2015

Hertfordshire County Council is proposing to improve road safety by introducing waiting restrictions in parts of Welwyn.

The proposals will comprise of –

- 'No waiting at any time' restrictions on parts of School Lane, Hawbush Rise, Whitehill, New Place, Trevena Gardens, Elmoor Avenue, Glebe Road and Ellesfield.
- 'Designated parking places at any time' provision on parts of School Lane.

The proposals are intended to address safety and access concerns due to current on road parking habits.

The Highway Authority is considering waiting restrictions in order to remove inappropriate footway parking thereby improving flow and the safer passage of vehicles. Additional restrictions at the junction will also improve visibility for egressing vehicles.

Due to the carriageway width, the desire for parking and the need to improve road and footway safety can only be addressed by widening the footway at some sections of the road to allow footway parking (half on/off the footway).

Due to the carriageway width, footway parking will be allowed in some sections of School Lane in order to facilitate the passage of vehicles. School Lane is used by large vehicles serving Queen Victoria Memorial Hospital at the western end of the road. The proposed designated parking places (*half on / off the north western pavement*) are for use by motor vehicles at any time, in School Lane, between its junctions with New Place and Elmoor Avenue. Vehicles using the parking places must park within the marked limits of the parking places.

Therefore, it appears to the Highway Authority that it is necessary and expedient to make the 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 for 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, Hertfordshire County Council Passenger Transport Unit, Ayot St Peter Parish Council and Welwyn Parish Council, Queen Victoria Memorial Hospital and local residents have also been consulted.

HERTFORDSHIRE COUNTY COUNCIL
ROAD TRAFFIC REGULATION ACT 1984

Date of Order: 16 December 2016
Order No: 8048

THE HERTFORDSHIRE (VARIOUS ROADS, WELWYN) (RESTRICTION OF WAITING) ORDER 2015

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 makes the following Order:-

1. This Order may be cited as "The Hertfordshire (Various Roads, Welwyn) (Restriction of Waiting) Order 2015" and shall come into effect on Monday 26 December 2016.
2. Save as provided in Articles 3, 4 and 5 of this Order no person shall cause or permit any vehicle to wait at any time in those lengths of road in Welwyn as specified in the Schedule to this Order.
3. (1) Nothing in Article 2 of this Order applies to the lengths of road restricted by that Article (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.
4. Nothing in Article 2 of this Order applies to the lengths of road restricted by that Article (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.

5. (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 the lengths of road specified in the Schedule 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) 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. 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

lengths of road in Welwyn – no waiting at any time

- School Lane (north west side)
- (a) from a point 10 metres north east of a point in line with the projected north east kerbline of Elmoor Avenue north eastwards for approximately 4 metres to a point 12 metres south west of a point in line with the boundary between 2 Elmoor Avenue and Yew Tree House.
 - (b) from a point 11 metres south west of a point in line with the projected south west kerbline of Elmoor Avenue south westwards for approximately 19 metres to a point 5.5 metres south west of a point in line with the boundary between 17 and 19 School Lane.
 - (c) from a point in line with the projected north east kerbline of Trevena Gardens north eastwards for approximately 9 metres to a point 0.5 metre north east of a point in line with the boundary between 21 School Lane and 6 Trevena Gardens.
 - (d) from a point in line with the projected south west kerbline of Trevena Gardens south westwards for approximately 21 metres to a point 2 metres north east of a point in line with the boundary between 25 and 27 School Lane.
 - (e) from a point 3 metres north east of a point in line with the south west boundary of 27 School Lane south westwards for approximately 17 metres to a point in line with the boundary between 18 and 20 School Lane.
 - (f) from a point 3 metres north east of a point in line with the boundary between 20 and 22 School Lane south westwards for approximately 25 metres to a point 8 metres south west of a point in line with the boundary between 22 and 24 School Lane.
 - (g) from a point 7 metres north east of a point in line with the boundary between 41 and 39 School Lane north eastwards for approximately 112 metres to a point 11 metres north east of a point in line with the boundary between 26 and 28 School Lane.
 - (h) from a point in line with the projected north east kerbline of Hawbush Rise north eastwards for approximately 15 metres to a point in line with the boundary between 45 and 47 School Lane.
 - (i) from a point in line with the projected south west kerbline of Hawbush Rise south westwards for approximately 16.5 metres to a point 22 metres north east of a point in line with the boundary between 51 and 53 School Lane.

- (north side) from a point 6 metres south west of a point in line with the boundary between 57 and 59 School Lane westwards for approximately 11 metres to a point 4.5 metres north east of a point in line with the boundary between 61 and 63 School Lane.
- (north / north east sides) from a point 15.5 metres south west of a point in line with the boundary between 69 and 71 School Lane westwards and northwards for approximately 27.5 metres to the boundary of Queen Victoria Memorial Hospital grounds.
- (south east side) (a) from a point 11.5 metres south west of a point in line with the projected south west kerbline of Elmoor Avenue south westwards for approximately 254 metres to a point in line with the projected south east kerbline of Whitehill.
- (b) from a point in line with the projected south west kerbline of Whitehill south westwards for approximately 74 metres to a point 22 metres north east of a point in line with the boundary between 51 and 53 School Lane.
- Hawbush Rise (both sides) from a point in line with the projected north west kerbline of School Lane north westwards for approximately 13 metres to a point 24 metres south east of a point in line with the south east boundary of 1a Hawbush Rise.
- Whitehill (south east side) from a point in line with the projected south east kerbline of School Lane south westwards for approximately 38 metres to a point 0.5 metre south west of a point in line with the south west boundary of 48 School Lane.
- (south west / west sides) from a point in line with the projected south east kerbline of School Lane south north eastwards, and south westwards for approximately 28 metres to a point 1 metre south west of a point in line with the south west boundary of 48 School Lane.
- Trevena Gardens (both sides) from a point in line with the projected north west kerbline of School Lane north westwards for approximately 3.5 metres to a point 10.5 metres south east of a point in line with the south east fascia wall of 1 Trevena Gardens.
- Elmoor Avenue (south east / south west sides) from a point 14 metres north west of a point in line with the projected north west kerbline of School Lane north westwards and westwards for approximately 117 metres to a point 1 metre north east of a point in line with the boundary between 14 and 16 Elmoor Avenue.
- (north / north east sides) from a point in line with the projected north east kerbline of Glebe Road eastwards and south eastwards for approximately 51 metres to a point 3.5 metres south east of a point in line with the boundary between 6 and 8 Elmoor Avenue.
- (north west side) from a point in line with the projected south west kerbline of Glebe Road south westwards for approximately 17 metres to a point 1 metre north east of a point in line with the boundary between 14 and 16 Elmoor Avenue.
- Glebe Road (south west side) from a point in line with the projected north west kerbline of Elmoor Avenue north westwards for approximately 22.5 metres to a point 8 metres south east of a point in line with the boundary between 6 and 8 Glebe Road.
- (north east side) from a point in line with the projected north west kerbline of Elmoor Avenue north westwards for approximately 27 metres to a point 4 metres south east of a point in line with the boundary between 6 and 8 Glebe Road.
- Ellesfield (south west side) (a) from a point 5 metres north west of a point in line with the north west boundary of 4 Ellesfield north westwards for approximately 10 metres to a point 11 metres south east of a point in line with the north west fascia wall of 5 Ellesfield.
- (b) from a point 10 metres south east of a point in line with the boundary between 9 and 11 Ellesfield north westwards for approximately 49 metres to a point 6 metres south east of a point in line with the boundary between 14 and 15 Ellesfield.
- (north east side) (a) from a point 4 metres south east of a point in line with the boundary between 1 and 3 The Green north westwards for approximately 85 metres to a point 17.5 metres north west of a point in line with the north west boundary of 11 The Green.

(b) from a point 23 metres north west of a point in line with the north west boundary of 11 The Green north westwards for approximately 46 metres to a point 5 metres south east of a point in line with the boundary between 9 and 11 Ellesfield.

(south east side) from a point 35 metres north west of a point in line with the boundary between 9 and 11 Ellesfield northwards and north eastwards for approximately 9 metres into the eastern turning head to its junction with the north east kerb.

IN WITNESS whereof the Common Seal of the Hertfordshire County Council was hereunto affixed this 16th day of December 2016.

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

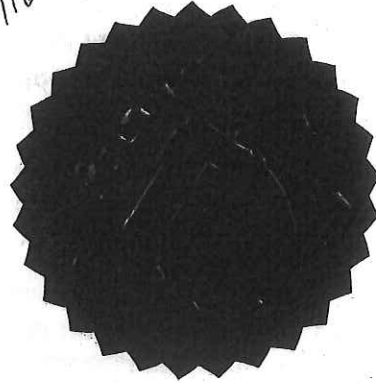
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Kathryn Pettitt

KP Pettitt

Chief Legal Officer

1731/16



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