

HERTFORDSHIRE COUNTY COUNCIL

THE HERTFORDSHIRE (HERNS LANE, DANIELLS AND APPLETREE WAY, WELWYN GARDEN CITY) (RESTRICTION OF WAITING) ORDER 2017

NOTICE is given that the Hertfordshire County Council has made an Order under the Road Traffic Regulation Act 1984 to introduce waiting restrictions in part of Welwyn Garden City as specified in the Schedule to this Notice. The Order will come into effect on Monday 25 June 2018.

Documents giving more detailed particulars of the Order may be inspected from 20 June 2018 to 1 August 2018 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 may be viewed online at www.hertfordshire.gov.uk/trafficorders by selecting Welwyn Hatfield and looking at Ref: WH00617.

Enquiries relating to the Order should be referred to the TRO Officer concerned Nichola Shaw tel: 01992 658364 or nichola.shaw@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: No waiting at any time – effecting those sections of road herein listed and as set out in the Order and accompanying plan - Parts of Herts Lane, Daniels and Appletree Way, Welwyn Garden City.

County Hall
Hertford
Herts SG13 8DN

20 June 2018
John Wood
Chief Executive

STATEMENT OF REASONS

THE HERTFORDSHIRE (HERNS LANE, DANIELLS AND APPLETREE WAY, WELWYN GARDEN CITY) (RESTRICTION OF WAITING) ORDER 2017

Hertfordshire County Council is proposing to improve road safety by implementing new waiting restrictions in Welwyn Garden City.

The proposals will comprise of –

- 'No waiting at any time' restrictions on parts of Herns Lane, Daniels and Appletree Way.

The restrictions are proposed after receiving reports from the Police that people are parking in too close a proximity to the signalised junction during peak times, which is creating a safety issue. Following Police consultation with HCC Safety Engineering, it identified a requirement for restrictions to be implemented through a TRO. The proposed restrictions have also been recommended throughout the junction in the Stage 3 Road Safety Audit.

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, 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, Frederic Osborn School, local businesses and residents have also been consulted.

HERTFORDSHIRE COUNTY COUNCIL
ROAD TRAFFIC REGULATION ACT 1984

Date of Order: 15 June 2018
Order No: 8159

THE HERTFORDSHIRE (HERNS LANE, DANIELLS AND APPLETREE WAY, WELWYN GARDEN CITY) (RESTRICTION OF WAITING) ORDER 2017

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 (Herns Lane, Daniells and Appletree Way, Welwyn Garden City) (Restriction of Waiting) Order 2017" and shall come into effect on Monday 25 June 2018.
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 Herns Lane, Daniells and Appletree Way, Welwyn Garden City 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 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 Herns Lane, Daniells and Appletree Way, Welwyn Garden City – no waiting at any time

- | | |
|---------------------------------|--|
| Herns Lane
(north west side) | (a) from a point in line with the projected south west kerbline of Daniells south westwards for approximately 53 metres to a point 15.5 metres south west of a point in line with the south west boundary of 1 Daniells. |
| | (b) from a point in line with the projected north east kerbline of Daniells north eastwards for approximately 33 metres to a point 2 metres north east of a point in line with the boundary between 21 and 23 Herns Lane. |
| (south east side) | (a) from a point in line with the projected south west kerbline of Appletree Way south westwards for approximately 75 metres to a point 36 metres south west of a point in line with the south west boundary of 1 Daniells. |
| | (b) from a point in line with the projected north east kerbline of Appletree Way north eastwards for approximately 60 metres to a point 2.5 metres north east of a point in line with the boundary between 27 and 29 Herns Lane. |
| Daniells
(north east side) | from a point in line with the projected north west kerbline of Herns Lane north westwards for approximately 45 metres to a point 9 metres north west of a point in line with the boundary between 16 and 18 Daniells. |

South west side) from a point in line with the projected north west kerbline of Hems Lane north westwards for approximately 49 metres to a point 2 metres north west of a point in line with the boundary between 11 and 15 Daniells.

Appletree Way (both sides) from a point in line with the projected south east kerbline of Hems Lane south eastwards for 48 metres.

IN WITNESS whereof the Common Seal of the Hertfordshire County Council was hereunto affixed this 15th day of June 2018.

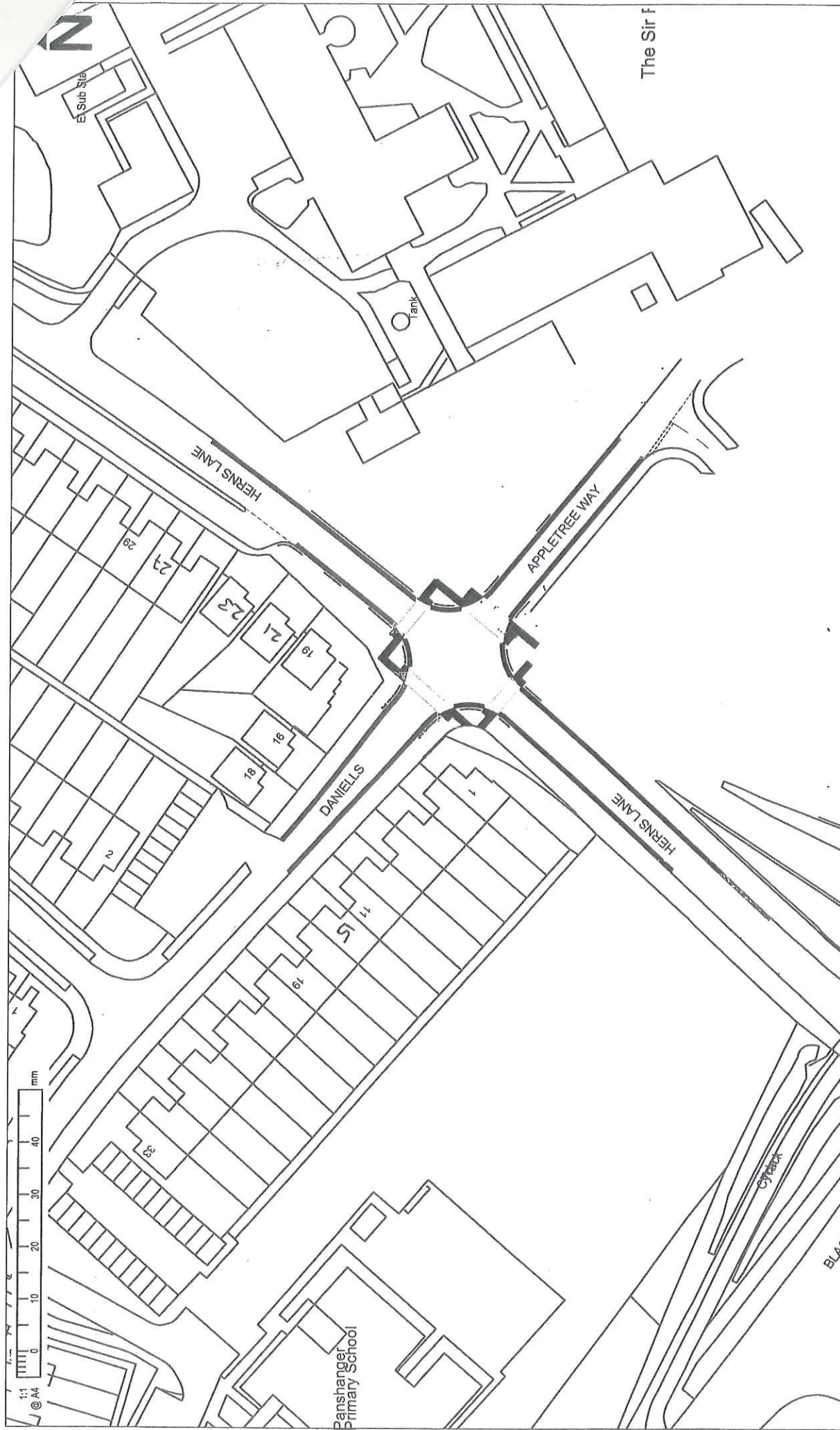
The Common Seal of)
Hertfordshire County Council)
was hereunto affixed)
in the presence of:-)

958118



Chief Legal Officer


Kathryn Pettitt
Chief Legal Officer



Key:

— No Waiting At Any Time



COUNTY HALL
 Pigeon House
 Herford, Here
 SG13 8DN
 Phone: 01992 555555

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Designed by: [Signature] Approved by: [Signature]

Project No. G-BE021.27 Scale 1:1000

Project DANIELLS, HERNES LANE & APPLETREE WAY, WELWYN GARDEN CITY

School SIR FREDERIC OSBORN SCHOOL

Drawing No. TRO/SFOS/001