

HERTFORDSHIRE COUNTY COUNCIL
ROAD TRAFFIC REGULATION ACT 1984

Date of Order: 7 December 2018
Order No: 8218

THE HERTFORDSHIRE (STONEBANK, WELWYN GARDEN CITY)
(PROHIBITION OF WAITING AND LOADING) ORDER 2018

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 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 make the following Order:-

1. This Order may be cited as “The Hertfordshire (Stonebank, Welwyn Garden City) (Prohibition of Waiting and Loading) Order 2018” and shall come into effect on Monday 17 December 2018.
2. Save as provided in Article 3 of this Order no person shall cause or permit any vehicle to wait, load or unload at any time in that length of Stonebank, Welwyn Garden City as specified in the Schedule this Order.
3. (1) Nothing in Article 2 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 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. The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament
5. The provisions of the following Order are hereby revoked but only in so far as they are affected by the restrictions imposed by this Order:

The Borough of Welwyn Hatfield (Control of Parking) (Consolidation) Order 2017

6. 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

length of Stonebank, Welwyn Garden City – no waiting, loading or unloading at any time

Stonebank (north west side) from a point 13.9 metres south west of a point in line with the projected south west kerbline of Osborn Way south westwards for 10.5 metres to a point 2.5 metres north east of a point in line with the boundary between 11 and 13 Stonehills.

IN WITNESS whereof the Common Seal of the Hertfordshire County Council was hereunto affixed this 7th day of December 2018.

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

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K P Pettitt
Kathryn Pettitt
Chief Legal Officer



Chief Legal Officer

HERTFORDSHIRE COUNTY COUNCIL
ROAD TRAFFIC REGULATION ACT 1984

Date of Order: 7 December 2018
Order No: 8217

THE HERTFORDSHIRE (STONEBANK, WELWYN GARDEN CITY)
(GOODS VEHICLE LOADING BAY) ORDER 2018

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 (Stonebank, Welwyn Garden City) (Goods Vehicle Loading Bay) Order 2018” and shall come into effect on Monday 17 December 2018.
2. **Interpretation;**
In this Order – “goods vehicle” has the meaning as a motor vehicle or trailer constructed or adapted for use for the carriage or haulage of goods or burden of any description.
3. That length of Stonebank, Welwyn Garden City as specified in the Schedule to this Order is authorised for use as a loading bay at any time for goods vehicles, for the purpose of loading or unloading goods.
4. Save as provided in Article 5 of this Order where in Article 3 of this Order a loading bay is described as authorised for use as a loading bay at any time for goods vehicles, for the purpose of loading or unloading goods, the driver of a vehicle shall not permit the vehicle to wait in that loading bay unless it is;
 - (a) a goods vehicle being used to load or unload goods; and
 - (b) wholly parked within the marked limits of the loading bay.
5. (1) nothing in Articles 3 and 4 of this Order applies to the length 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 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.

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 Loading Bay in contravention of Articles 3 or 4 of this Order, or left otherwise than 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 restrictions imposed by this Order:
- The Borough of Welwyn Hatfield (Control of Parking) (Consolidation) Order 2017
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 Stonebank, Welwyn Garden City - loading bay for use by goods vehicles at any time

Stonebank (south east side)	from a point 24 metres south west of a point in line with the projected south west kerbline of Osborn Way, south westwards for approximately 15.9 metres to a point 1 metre south west of a point in line with the south west boundary of 13 Stonehills.
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IN WITNESS whereof the Common Seal of the Hertfordshire County Council was hereunto affixed this 7th day of December 2018.

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

18/9/18



Chief Legal Officer

K. Pettitt
Kathryn Pettitt
Chief Legal Officer

HERTFORDSHIRE COUNTY COUNCIL
THE HERTFORDSHIRE (STONEBANK, WELWYN GARDEN CITY)
(PROHIBITION OF WAITING AND LOADING) ORDER 2018

THE HERTFORDSHIRE (STONEBANK, WELWYN GARDEN CITY) (GOODS VEHICLE LOADING BAY) ORDER 2018

NOTICE is given that the Hertfordshire County Council has made Orders under the Road Traffic Regulation Act 1984 to introduce waiting restrictions and a goods vehicle loading bay in part of Stonebank, Welwyn Garden City as specified in the Schedules to this Notice. The Orders will regulate waiting and loading restrictions arising from the construction of the new Welwyn Garden City Bus Station. The Orders will come into effect on Monday 17 December 2018.

Documents giving more detailed particulars of the Orders may be inspected from 12 December 2018 to 23 January 2019 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: WH00518.

Enquiries relating to the Order should be referred to the Highways Engineer concerned Phillip Young tel: 01992 658391 or phillip.young@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 herein listed and as set out in the Order and accompanying plan – Part of Stonebank, to the rear of 9 and 11 Stonehills.

SCHEDULE 2: Goods Vehicle Loading bay, effective at any time – effecting that section of road herein listed and as set out in the Order and accompanying plan – Part of Stonebank, in the vicinity of the entrance to The Howard Centre.

County Hall
Hertford
Herts SG13 8DN

12 December 2018
John Wood
Chief Executive

STATEMENT OF REASONS

THE HERTFORDSHIRE (STONEBANK, WELWYN GARDEN CITY) (PROHIBITION OF WAITING AND LOADING) ORDER 2018

THE HERTFORDSHIRE (STONEBANK, WELWYN GARDEN CITY) (GOODS VEHICLE LOADING BAY) ORDER 2018

Hertfordshire County Council in support of the new Welwyn Garden Bus Station facilities, is proposing to make minor changes to existing restrictions in Stonebank, Welwyn Garden City, by changing some waiting and loading bay restrictions.

The proposals will comprise of –

- 'No waiting, loading and unloading at any time' restriction on part of Stonebank.
- Goods Vehicle Loading bay provision on part of Stonebank.

The proposals will remove an existing loading bay and replaced it with double yellow lines no waiting or loading at any time restriction on the north west side of Stoneback and remove a short section of existing double yellow lines no waiting or loading at any time restriction and replace it with a goods vehicle loading bay on the south east side of Stoneback, Welwyn Garden City.

These measures will support the layout of the new Welwyn Garden City Bus Station.

Therefore, 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, for facilitating the passage on the road or any other road of any class of traffic (including pedestrians), for preventing the use of the road by vehicular traffic of a kind which, or its use by vehicular traffic in a manner which, is unsuitable having regard to the existing character of the road or adjoining property and for preserving or improving the amenities of the area through which the road runs.

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 and local residents have also been consulted.

