

WELWYN HATFIELD BOROUGH COUNCIL

**THE BOROUGH OF WELWYN HATFIELD (VARIOUS ROADS, WELHAM GREEN)
(RESTRICTION OF WAITING AND REVOCATION) ORDER 2019**

NOTICE IS HEREBY GIVEN that the Welwyn Hatfield Borough Council (pursuant to arrangements made with Hertfordshire County Council) has made an Order under the Road Traffic Regulation Act 1984 to introduce restrictions and revoke existing restrictions in parts of various roads in Welham Green as specified in the Schedules to this Notice. The Order will come into effect on Monday 15 April 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 20th March 2019 to Thursday 2nd May 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 Order 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 waiting at any time (double yellow lines) - those sections of road listed below as set out in the Order and accompanying plans

Parts of Alderman Close, Dellsome Lane, Dixons Hill Road, Somers Road, Station Road and Vincenzo Close

SCHEDULE 2 – Revoke No waiting at any time (double yellow lines) - those sections of road listed below as set out in the Order and accompanying plans

Parts of Dellsome Lane and Vincenzo Close

Ka Ng, Corporate Director of Resources Environment and Cultural Services
Council Offices, The Campus, Welwyn Garden City, Herts AL8 6AE
Wednesday 20th March 2019

WELWYN HATFIELD BOROUGH COUNCIL

STATEMENT OF REASONS FOR PROPOSING

**THE BOROUGH OF WELWYN HATFIELD (VARIOUS ROADS, WELHAM GREEN)
(RESTRICTION OF WAITING AND REVOCATION) ORDER 2019**

Welwyn Hatfield Borough Council is proposing to introduce “no waiting at any time” parking restrictions (double yellow lines) and revoke double yellow lines in parts of various roads in Welham Green.

The proposals are intended to prevent vehicles obstructing road junctions, dropped kerbs, and parking on verges and pavements. Two small sections of existing double yellow lines will be removed from Vincenzo Close and Dellsome Lane. Existing single yellow lines at the junction of Somers Road and Dellsome Lane will be converted to double yellow lines.

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;

- **For the avoidance of 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 Hertfordshire County Council. The local Police, Ambulance, Fire and Rescue Services and local residents.

Ka Ng, Corporate Director of Resources Environment and Cultural Services
Council Offices, The Campus, Welwyn Garden City, Herts AL8 6AE
23rd January 2019

WELWYN HATFIELD BOROUGH COUNCIL

ROAD TRAFFIC REGULATION ACT 1984

**THE BOROUGH OF WELWYN HATFIELD (VARIOUS ROADS, WELHAM GREEN)
(RESTRICTION OF WAITING AND REVOCATION) ORDER 2019**

The Welwyn Hatfield Borough Council (herein referred to as “the Council”) pursuant to arrangements made with Hertfordshire County Council (“the County Council”) under Section 19 of the Local Government Act 2000 and the The Local Authorities (Arrangements for the Discharge of Functions) (England) Regulations 2012 in exercise of the powers conferred on the said County Council by 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 the Order :-

1. This Order may be cited as “The Borough of Welwyn Hatfield (Various Roads, Welham Green) (Restriction of Waiting and Revocation) Order 2019” and shall come into effect on Monday 15th April 2019
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 Welham Green 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 driver’s 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 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 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. (1) The provisions of the following Orders 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

The Borough of Welwyn Hatfield (Various Roads, Welham Green) (Restriction of Waiting) Order 2017

- (2) Those lengths of "No waiting at any time" restrictions as specified in Schedule 2 of this Order and shall be removed from

The Borough of Welwyn Hatfield (Various Roads, Welham Green)
(Restriction of Waiting) Order 2017

- (3) Those lengths of "No waiting at any time" restrictions as specified in Schedule 3 of this Order and shall be removed from

The Borough of Welwyn Hatfield (Various Roads, Welham Green)
(Restriction of Waiting and Permit Parking Zones) Order 2016

7. The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.
8. 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 1		
No waiting at any time		
Road and Side	Length	
Alderman Close (both sides)		From a point in line with the northwest kerb line of Dixons Hill Road north-westwards for 10 metres
Dellsome Lane (northeast side)	a	From a point in line with the northwest kerb line of Somers Road north-westwards for 10 metres
	b	From a point in line with the southeast kerb line of Somers Road south-eastwards for approximately 52 metres to a point 10 metres northwest of a point in line with the northwest kerb line of Welham close
	c	From a point 10 metres southeast of a point in line with the southeast kerb line of Welham close south-eastwards for approximately 44 metres to a point 6.5 metres southwest of a point in line with the boundary between numbers 11 and 13 Station Road
Dellsome Lane (southwest side)	b	From a point in line with the northwest kerb line of Welham Close north-westwards for 10 metres
Dixons Hill Road (northwest side)	a	From a point in line with the northeast kerb line of Alderman Close north-eastwards for 10 metres
	b	From a point in line with the southwest kerb line of Alderman Close south-westwards for 10 metres
Somers Road (both sides)		From a point in line with the northeast kerb line of Dellsome Lane north-eastwards for 15 metres

Station Road (northeast side)	a	From a point 10.2 metres southeast of a point in line with the southeast property boundaries of number 11a and 13a Station Road south-eastwards then north-eastwards then north-westwards for approximately 41 metres to a point 9.2 metres southeast of a point in line with the southeast property boundaries of number 11a and 13a Station Road
	b	From a point 4.5 metres northwest of a point in line with the boundary between numbers 13 and 15 Station Road south-eastwards for 19.5 metres
Vincenzo Close (both sides between numbers 56 and 57)		From a point in line with the southwest kerb line of Vincenzo Close south-westwards for 10 metres
Vincenzo Close (southwest side outside number 57 Vincenzo Close)		From a point in line with the northwest kerb line of Vincenzo Close north-westwards for 10 metres
Vincenzo Close (southwest side outside number 56 Vincenzo Close)		From a point in line with the southeast kerb line of Vincenzo Close south-eastwards for 10 metres

Schedule 2	
No waiting at any time to be revoked	
Road and Side	Length
Station Road (northeast side)	From a point 4.6 metres northwest of a point in line with the boundary between numbers 13 and 15 Station Road north-westwards for 4.3 metres

Schedule 3	
No waiting at any time to be revoked	
Road and Side	Length
Vincenzo Close (southeast side)	From a point 10 metres northeast of a point in line with the northeast kerb line of Dellsome Lane north-eastwards for 10 metres

GIVEN under the Common Seal of the Welwyn Hatfield Borough Council this
14th day of March 2019

THE COMMON SEAL of the WELWYN)
HATFIELD BOROUGH COUNCIL was)
Hereunto affixed in the presence of:-)

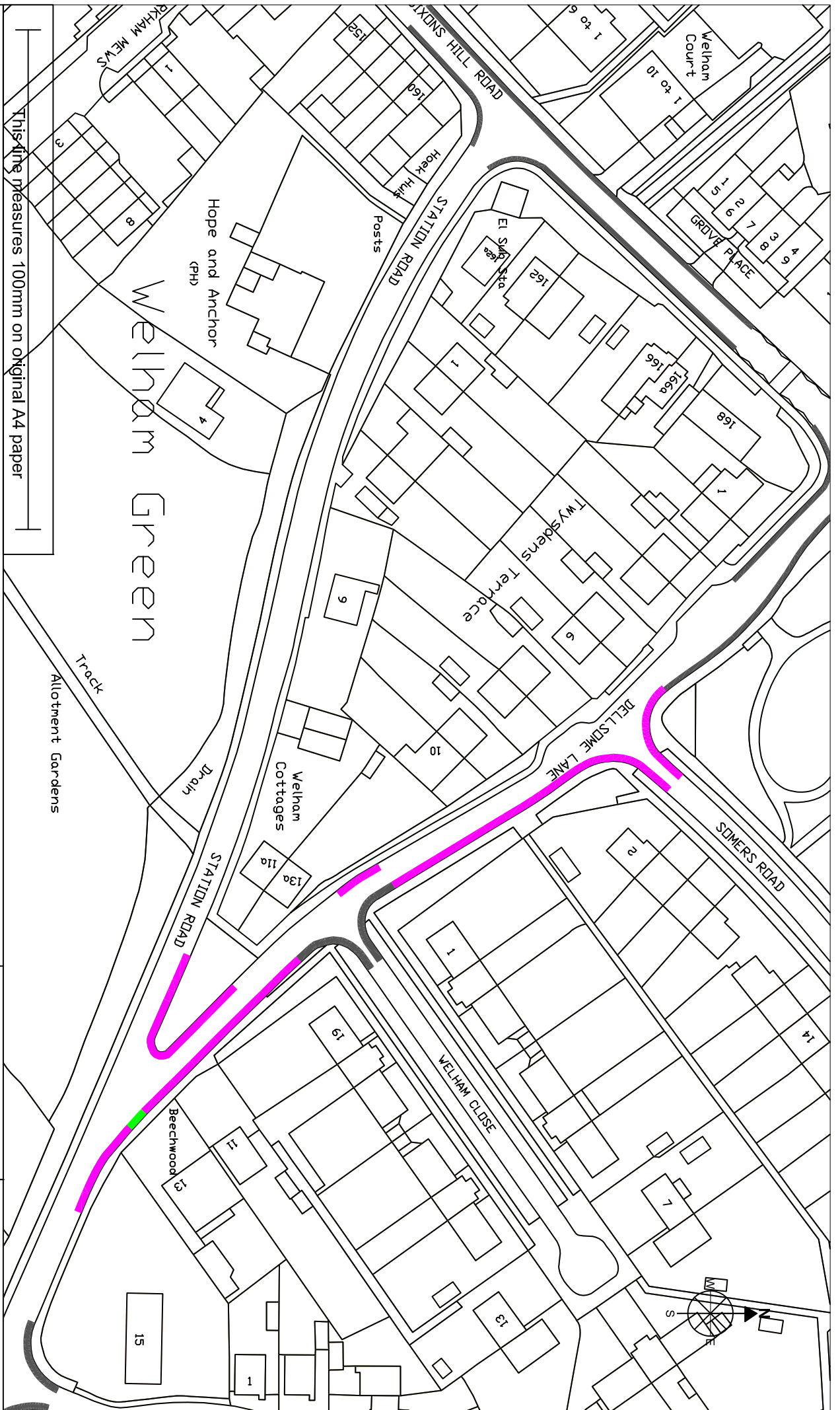
Mayor

B. A. G. G. G.

Authorised Officer

[Signature]





This line measures 100mm on original A4 paper

Title - Station Road, Somers Road and Dellsome Lane, Welham Green

Key

- Proposed double yellow lines

- Proposed revocation of existing double yellow lines

- Existing single and double yellow lines

Scale - 1:1000 on A4

Drawn - 21/01/2019

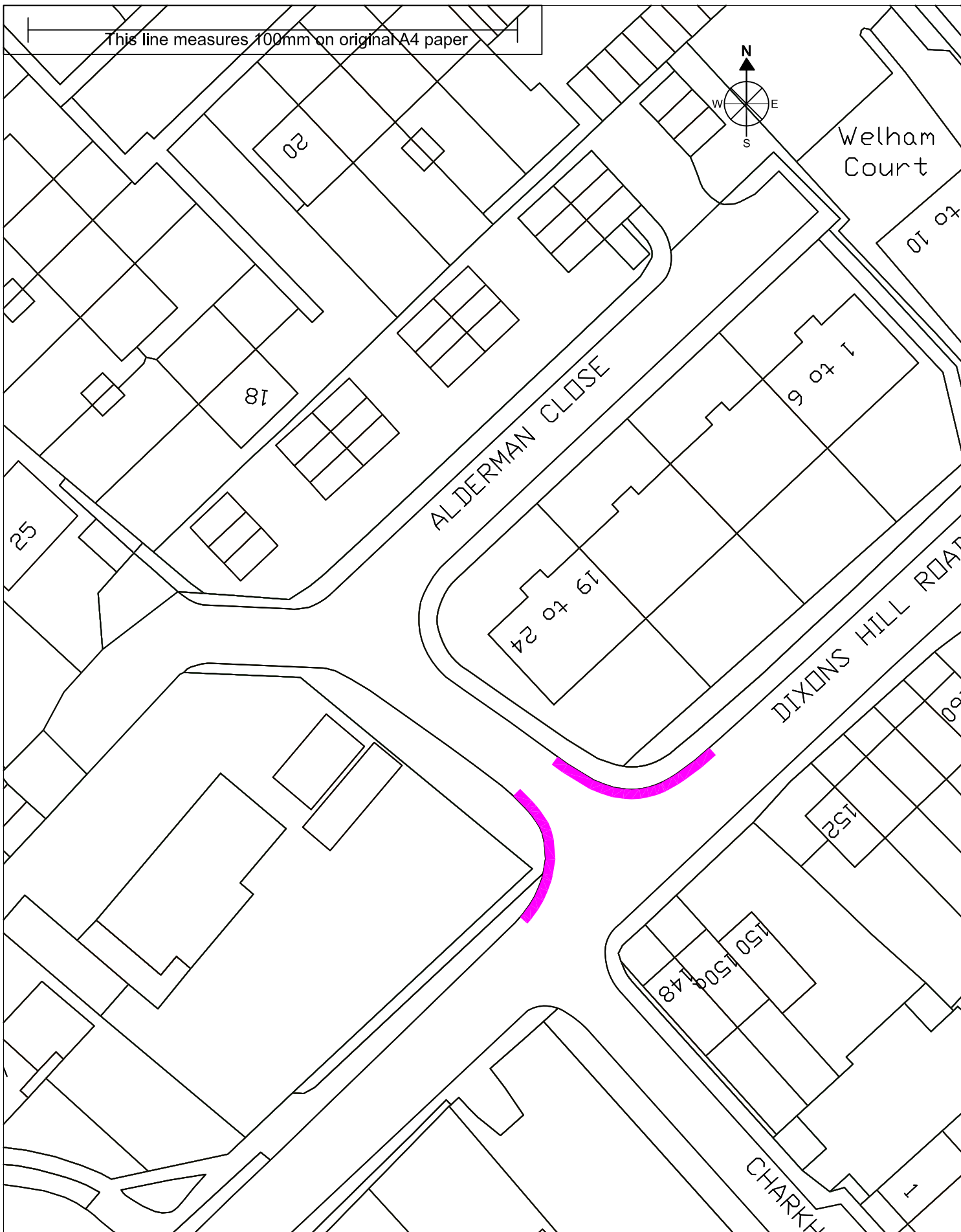
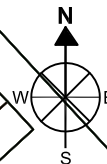
By - MD Parking Services

Drawing - 1




© Crown Copyright All rights reserved Welwyn Hatfield
Borough Council License No. LA 100019547 2019

This line measures 100mm on original A4 paper



Title - Proposed double yellow lines, Alderman Close

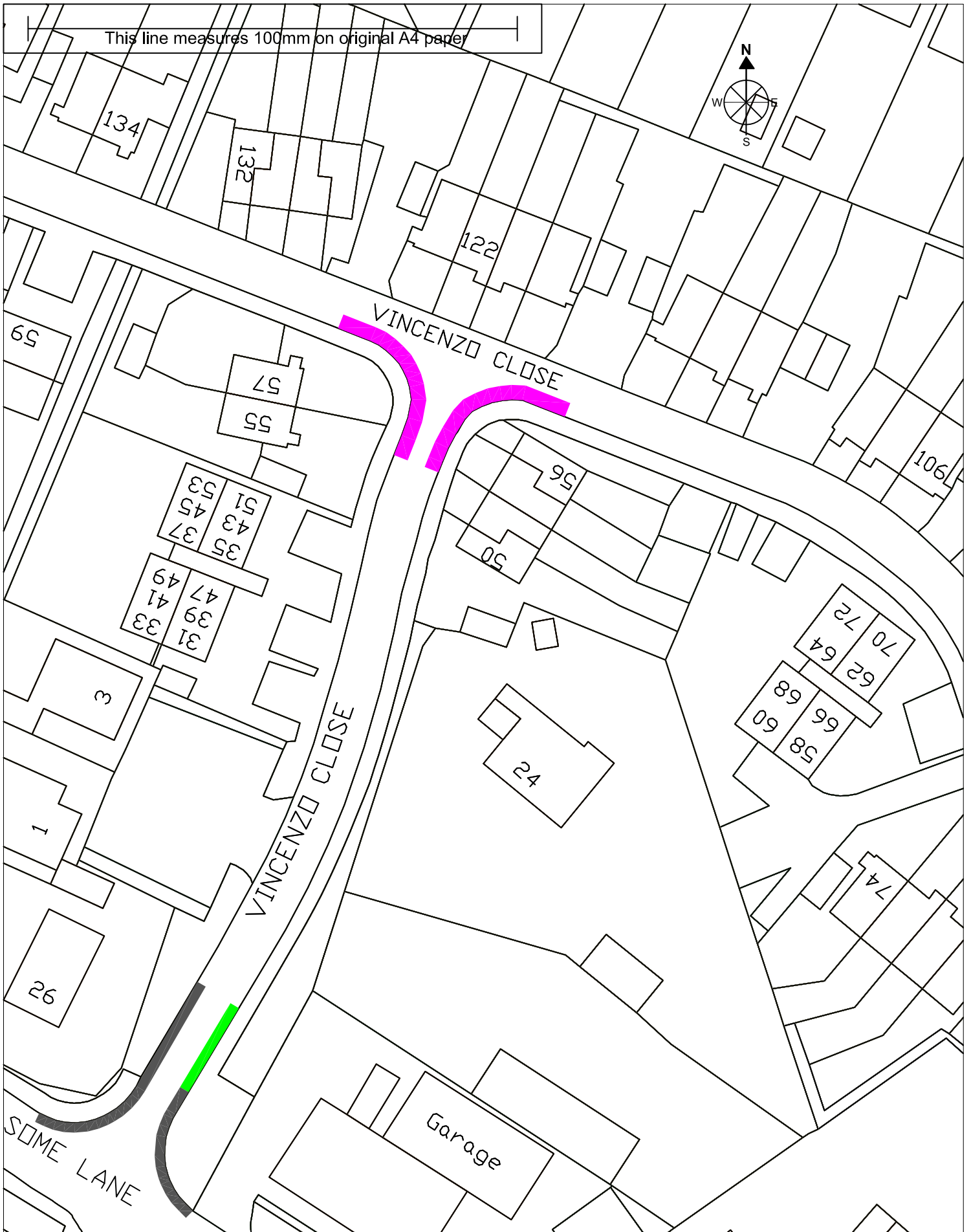
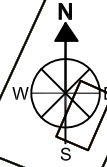
Key
 - Proposed double yellow lines

Scale - 1:500 on A4
Drawn - 21/01/2019
By - MD Parking Services
Drawing - 2






**WELWYN
HATFIELD**

This line measures 100mm on original A4 paper



Title - Vincenzo Close, Welham Green

- Key**
-  - Proposed double yellow lines
 -  - Existing double yellow lines
 -  - Proposed revocation of existing double yellow lines

Scale - 1:500 on A4

Drawn - 21/01/2019

By - MD Parking Services

Drawing - 3



**WELWYN
HATFIELD**

© Crown Copyright All rights reserved Welwyn Hatfield
Borough Council License No. LA 100019547 2019