

## **HERTSMERE BOROUGH COUNCIL**

### **ROAD TRAFFIC REGULATION ACT 1984**

Date of Order: xxxxxxxx2017

Order No: xxx

### **THE HERTSMERE BOROUGH COUNCIL (VARIOUS ROADS INCLUDING GILLS HILL LANE, RADLETT) (RESTRICTION OF WAITING) ORDER 2017**

Hertsmere Borough Council (hereinafter 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 Local Government (Arrangements for 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 (hereinafter referred to as “the Act of 1984”), 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 to the Act of 1984, hereby make the following Order:

1. This Order may be cited as “The Hertsmere Borough Council ( Various Roads including Gills Hill Lane, Radlett) (Restriction of Waiting) Order 2017” and shall come into operation on xxxxxxxx2017
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 Radlett 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 the permission of a Civil Enforcement Officer appointed by Hertsmere Borough Council and as defined by the Traffic Management Act 2004.
  - (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 reasonably be necessary for postal packets to be delivered or collected;

In this Article;

The expression “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 the lengths of road restricted by that Article (which said lengths of road are referred 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 reasonably be 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” means a disabled person of a description prescribed by Regulation 4 of the Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000 SI 682;

“disabled persons badge”, “Blue Badge” have the same meaning as given in the Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000 SI 682;

“Relevant position” has the same meaning as given in Regulation 4 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;

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. Where a motor vehicle is parked in contravention of any of the Articles to this Order the driver of any such vehicle shall be issued with a penalty charge notice.
8. The restrictions imposed by this Order shall be in addition to and not in derogation from any restriction or requirement imposed by any regulations made or having effect as if made under the Act of 1984 or by any other enactment.

## SCHEDULE

### NO WAITING AT ANYTIME

No	Road Name	Side	Description
1	Folly Pathway	West	From a point approximately 18metres north of the common boundary between property numbers 4 and 5 north westwards for a distance of approximately 22 metres
2	Folly Pathway	Both	From a point approximately in line with the northern and southern kerblines of junction with Gills Hill Lane north westwards for a distance of approximately 10 metres
3	Gills Hill Lane	West	From a point approximately 10 metres north of the northern kerbline of junction with Folly pathway southwards for a distance of approximately 36 metres
4	Gills Hill Lane	West	From a point approximately 11 metres North of the common boundary between property numbers 10 and 12 north eastwards for a distance of approximately 41 metres
5	Gills Hill Lane	East	From a point approximately 10 metres south of the northern boundary of property number 35 south westwards for a distance of approximately 26 metres
6	Elm Walk	both	From a point approximately in line with the northern and southern kerblines of junction with Gills Hill Lane south eastwards for a distance of approximately 10 metres.
7	Gills Hill Lane	West	From a point in line with the common boundary between property numbers 34b and 34c southwards for a distance of approximately 30 metres to a point to a point in line with the northern kerb line of junction with Willow Way
8	Gills Hill Lane	West	From a point in line with the common boundary between property numbers 36 and 38 northwards for a distance of approximately 70 metres to a point to a point approximately in line with the common boundary between property numbers 44 and 46.
9	Gills Hill Lane	East	From a point approximately 10 metres south of the southern kerb line of junction with Cragg Avenue northwards for a distance of approximately 47 metres

10	Cragg Avenue	Both	From a point approximately in line with the northern and southern kerblines of junction with Gills Hill Lane south eastwards for a distance of approximately 10 metres.
11	Orchard Close	East	From a point approximately 12 metres north of the common boundary between property numbers 1 and 2 northwards for a distance of approximately 14 metres
12	Gills Hill Lane	West	From a point approximately 10 metres northwest of the northern kerbline of junction with Rendlesham Avenue south westwards for a distance of approximately 26 metres
13	Rendlesham Avenue	Both	From a point approximately in line with the northern and southern kerblines of junction with Gills Hill Lane south westwards for a distance of approximately 10 metres.
14	Gills Hill Lane	Both	From a point approximately in line with the western and eastern kerblines of junction with Loom Lane north westwards for a distance of approximately 10 metres
14	Loom Lane	West	From a point approximately in line with the common boundary between property numbers 62 and 64 westwards for a distance of approximately 18 metres to a point along the western kerb line of junction with Gills Hill Lane
15	Loom Lane	East	From a point approximately 19 metres west of the common boundary between property numbers 58 and 60 westwards for a distance of approximately 24m to a point along the eastern kerb line of junction with Gills Hill Lane
16	Loom Lane	South	From a point approximately in line with the common boundary between property numbers 51 and 53 north eastwards for a distance of approximately 45 metres
17	Loom Lane	Both	From a point approximately in line with the northern and southern kerblines of junction with Watling Street south westwards for a distance of approximately 10 metres.
18	Watling Street	West	From a point approximately 15.5 metres south of the Northern boundary of property number 2 Loom Lane, southwards for a distance of approximately 26 metres

IN WITNESS whereof the Common Seal of the Hertsmere Borough Council was hereunto affixed  
This xxxxxxxx2017.

The Common Seal of the  
Hertsmere Borough Council  
was hereunto affixed in the  
presence of :-

Head of Legal and democratic Services