

**HERTSMERE BOROUGH COUNCIL**

**TRAFFIC REGULATION ORDER**

**202\* No. \*\***

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**HERTSMERE BOROUGH COUNCIL  
(BULLHEAD ROAD, KENILWORTH CLOSE AND KENILWORTH DRIVE)  
(RESTRICTION OF WAITING AND RESIDENTS PARKING PLACES) ORDER 202\***

Made: \*\* \*\*\*\*\* 202\*

Coming into force: \*\* \*\*\*\*\* 202\*

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#### SCHEDULES

1. Map tile list
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Hertsmere Borough Council (hereinafter referred to as “the council”) pursuant to arrangements made with Hertfordshire County Council under section 19 of the Local Government Act 2000 and the Local Authorities (Arrangements for the Discharge of Functions) (England) Regulations 2000 in exercise of the powers conferred on the said County Council under sections 1, 2, 3, 4, 32, 35, 45, 46, 47, 49, 53 and 124 of and Part IV of Schedule 9 to the Road Traffic Regulation Act 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 said 1984 Act hereby makes the following Order:-

## **PART I - PRELIMINARY**

### **Citation and commencement**

1. This Order may be cited as the Hertsmere Borough Council (Bullhead Road, Kenilworth Close and Kenilworth Drive) (Restriction of Waiting and Residents Parking Places) Order 202\* and shall come into force on \*\* \*\*\*\*\* 202\*.

### **Interpretation**

2. (1) In this Order, except where the context otherwise required, the following expressions have the meaning hereby respectively assigned to them:

"Civil enforcement officer" means a person authorised by or on behalf of the Council to supervise any parking place and to enforce the provisions of this Order;

"Disabled person's badge" and "disabled person's vehicle" have the same meaning as in the Local Authorities Traffic Orders (Exemption for Disabled Persons) (England) Regulations 2000;

"Driver", in relation to a vehicle waiting in a parking place or restricted street, means the person driving the vehicle at the time it was left in the parking place or restricted street, as the case may be;

"Electronic communications network" has the same meaning as in the Communications Act 2003;

"Electronic payment system" means a computerised system operated by or on behalf of the Council or its authorised agent whereby the driver of a vehicle, or some other person authorised by that driver on their behalf, uses an electronic device to make payment of the parking charge in respect of a specified vehicle, a specified parking place and for a specified parking period by use of a debit or credit card and which records details pertaining to such payment, vehicle, parking place and parking period;

"Electronic permits system" means a computerised system operated by or on the behalf of the Council or its authorised agent which facilitates and records details pertaining to parking permits and which can transmit data to and receive data from hand-held devices;

"Eligible Address" means any postal address, which is listed in Schedule 2 to this Order and therefore indicates that the resident may apply for a Resident and/or Visitor Parking Permit as specified in that Schedule;

"Enactment" means any enactment, whether public general or local, and includes any order, byelaw, rule, regulation, scheme or other instrument having effect by virtue of an enactment;

"Goods" means goods of any kind whether animate or inanimate (except human passengers) and includes postal packets of any description; and "delivering" and "collecting" in relation to any goods includes checking the goods for the purpose of their delivery or collection;

"Hand-held device", means an portable computing device which can transmit data to and receive data from the electronic permits system and electronic payments system for the purposes of verifying if valid permits have been granted or issued in respect of vehicles waiting in any parking place specified in the map-based schedule;

"Household" means a dwelling with a separate entry on the Council's Council Tax register;

"Motor-cycle" has the same meaning as in Section 185(1) of the Road Traffic Act 1984;

"Motor vehicle" has the same meaning as in Section 136(1) of the Act of 1984;

"Owner", in relation to a vehicle, means the person by whom such vehicle is kept and used;

"Map based schedule" means a collection of map tiles attached to this Order and listed in Schedule 1 which depict the parking places or waiting restrictions designated, authorised or imposed, as the case may be, by this Order and, in conjunction with the map schedule legend, identifies the type of each particular parking place or length of waiting restrictions and, if appropriate, certain of their governing provisions:

Provided that the Council does not accept responsibility for any inaccuracies contained in the Ordnance Survey data relied upon to create the map based schedule and where a parking place or length of waiting restrictions is depicted on the map based schedule, that parking place or length of waiting restrictions will continue to apply irrespective of any subsequent changes that have been made to the underlying Ordnance Survey data;

"Map tile" means an individual map with a specific tile reference, being part of the map based schedule attached to this Order;

"Parking place" means an area on a highway designated by this Order for waiting of vehicles of the specified classes in Article 4 of this Order;

"Parking zone" means an area identified in **column 1 of Schedule 2** as a parking zone comprising the streets listed in **column 2 of Schedule 2**;

"Passenger vehicle" means a motor vehicle (other than a motor-cycle) constructed or adapted solely for the carriage of not more than- twelve passengers (exclusive of the driver) and their effects and not drawing a trailer;

“Parking Permit or Permit” means a Residents Parking Permit, Visitors Parking Permit, Special Parking Permit, Exemption Permit and Annual Visitors Parking Permit;

“Permit holder” means a person to whom a permit(s) have been issued by Hertsmere Borough Council;

“Permitted hours” in relation to a parking place, means the time during which a vehicle may wait in a parking place whilst complying with the relevant provisions of this Order, means such period referred to by way of the map based schedule or, in relation to that parking place;

“Prescribed hours” in relation to a restricted street, being the hours during which a vehicle may not wait whilst complying with the relevant provisions of this Order, means the time indicated by means of the map based schedule, in relation to that restricted street.

“Relevant position” means on the dashboard or fascia of the vehicle or where the vehicle is not fitted with a dashboard or fascia in a conspicuous position on the nearside of the vehicle, or if the vehicle is one being used by a disabled person has the same meaning as given in Regulation 4 of The Local Authorities’ Traffic Orders (Exemption for Disabled Persons) (England) Regulations 2000; and in all cases displayed in such a position as to be clearly visible from outside the vehicle’s front or nearside. Resident Visitor Parking Permits should be displayed as described on the permits;

"Resident" means a person whose usual place of abode is at premises the postal address of which is in any street or part of any street described in Schedule 2;

"Residents' permit" means a permit issued or granted under the provisions of Article 15;

“Residents’ visitor’s permit” means a permit issued or granted under the provisions of Article 15;

"Restricted hours", in relation to any restricted street, being the hours during which a vehicle may not wait for the purpose of loading or unloading that vehicle whilst complying with the relevant provisions of this Order, means the time indicated by means of the map based schedule, in relation to that restricted street;

"Restricted street" means any street or part of a street within the Hertsmere Borough identified by way of the map based schedule, as having prescribed hours or restricted hours applying to that street or length of street;

“Virtual Parking Permit” means a permit issued by the council in electronic format, not requiring same to be displayed in a vehicle;

- (2) Any reference in this Order to a numbered Article or Schedule shall, unless the context otherwise requires, be construed as a reference to the Article or Schedule bearing that number in this Order.
- (3) Any reference in this Order to any enactment shall be construed as a reference to that enactment as amended, applied, consolidated, re-enacted by or as having effect by virtue of any subsequent enactment.

- (4) For the purposes of this Order a vehicle shall be regarded as displaying a disabled person's badge in the relevant position when it is so regarded for the purposes of the Local Authorities Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000.
- (5) For the purposes of this Order a vehicle shall be deemed to wait:
  - (a) in a parking place or restricted street if any point in that street is below the vehicle or its load (if any) and the vehicle is stationary; or
  - (b) for more than a specified period in the same place in a parking place or restricted street if any one point in that street is below the vehicle or its load (if any) throughout a period exceeding the specified period whether or not the vehicle is moved during that period.
- (6) Any reference in this Order to a length of restricted street shall, unless otherwise specified, be construed as a reference to the whole width of that length of street.
- (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, prohibitions and requirements imposed by this Order are in addition to and not in derogation of any restriction, prohibition or requirement imposed by any other enactment and any exception or exemption from the provisions of this Order is without prejudice to the provisions of any other enactment.

## **PART II - DESIGNATION OR AUTHORISATION, AND USE OF PARKING PLACES**

### **Designation or authorisation of parking places**

3. (1) Each area on a highway comprising a length of carriageway of a street identified as a resident and visitor parking bay on the map, unless otherwise so specified, shall be bounded on one side of that length by the edge of the carriageway and having a width throughout of 1.8 metres, is hereby designated as a parking place.
- (2) Each area on a highway comprising a part or parts of the carriageway of a street identified in the map based schedule and signed for the purposes of parking at the entrance to the zone in accordance with the provisions of this Order and not compromised with a restricted street, is hereby designated as a parking place.

### **Vehicles for which parking places are designated or authorised**

4. (1) Subject to the provisions of this Order, parking places may be used for the leaving during the permitted hours of vehicles of the following class, that is: passenger vehicles, goods vehicles (the overall height of which does not exceed 2.3 metres and the overall length of which does not exceed 5.25 metres), and motor-cycles.
- (2) Resident permit holder only parking places may be used for the leaving during permitted hours of such vehicles of the class specified in Article 4(1) above:-

- (a) In respect of which vehicle there has been issued or granted a residents' permit valid for the parking zone within which that vehicle is left; or
- (b) in respect of which vehicle there has been issued or granted a residents' visitor's permit valid for the parking zone within which that vehicle is left, or as display in the manner specified in Article 5 a residents' visitor's permit valid for the parking zone within which that vehicle is left; or
- (c) In respect of which vehicle there has been issued or granted a valid Parking Permit.

### **Permits to be displayed on or indications by hand-held device in respect of vehicles left in parking places**

- 5. At all times during which a vehicle is left in a resident parking bay during the permitted hours, either: the driver shall cause to be displayed in the relevant position a valid residents' permit, a valid residents' visitor's permit or a valid parking permit issued in respect of that vehicle in accordance with the provisions of this Order so that all the particulars on that permit are readily visible from the outside, or there shall be an indication by hand-held device that a valid residents' permit, a valid residents' visitor's permit or a valid parking permit has been granted in respect of that vehicle, in accordance with the provisions of this Order.

### **Contravention of this Order in relation to parking places**

- 6. If a vehicle is left or is waiting in a parking place during the permitted hours without complying with the provisions of this Order, then a contravention of, or failure to comply with this Order shall be deemed to have occurred.

### **Alteration of position of a vehicle in a parking place**

- 7. Where any vehicle is standing in a parking place in contravention of the provisions of Article 10, a civil enforcement officer may alter or cause to be altered the position of the vehicle in order that its position shall comply with those provisions.

### **Movement of a vehicle in a parking place in an emergency**

- 8. A police constable in uniform or a civil enforcement officer may, in case of emergency, move or cause to be moved to any place they think fit, any vehicle left in a parking place.

### **Exemptions for certain vehicles**

- 9. Any person who is employed by Hertsmere Borough Council or Hertfordshire County Council Highway Authority and has a valid need to park in the parking places as referred to in Article 3 will be issued an Exemption Permit. On issuing the Exemption Permit the Council may specify the purpose for which it may be used and shall specify the period for which it is valid. The Exemption Permit shall be displayed in the relevant position.

- (a) A yellow card shall be issued to Hertsmere Borough Council employees and this Exemption Permit shall include an indication that the Exemption Permit has been issued by the Council and a serial card number.
- (b) Exemption Permits issued to Hertfordshire County Council Highway Authority employees shall contain relevant details at the discretion of the Council.
- (c) Disabled persons vehicles (on which must be displayed the relevant disabled persons badge and disc (clock)).

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## **PART III - SUPPLEMENTARY PROVISIONS RELATING TO PARKING PLACES**

### **Section 1 - General**

#### **Manner of standing in a parking place**

10. Every vehicle left in a parking place in accordance with the foregoing provisions of this Order shall so stand:
  - (a) in the case of a parking place in relation to which special provisions as to the manner of standing of a vehicle in that parking place is identified on the highway by means of appropriate road markings or the placing of an appropriate sign nearby, or both, as to be in accordance with that identification or sign, or both;
  - (b) in the case of any other parking place, so that:
    - (i) in the case of a vehicle other than a motor-cycle, the longitudinal axis of the vehicle is parallel to the edge of the carriageway nearest to the vehicle; or
    - (ii) in the case of a motor-cycle, the longitudinal axis of the vehicle is perpendicular to the edge of the carriageway nearest to the vehicle; and the wheels of the vehicle are not more than 300 millimetres away from the edge of the carriageway nearest the vehicle; and
  - (c) that every part of a vehicle is within the limits of a parking place.

#### **Power to suspend the use of a parking place**

11. (1) Any person duly authorised by the Council or the Police may suspend the use of a parking place, or any part thereof, whenever they consider such suspension reasonably necessary:
  - (a) for the purpose of facilitating the movement of traffic or promoting its safety; or
  - (b) for the purpose of any building operation, demolition or excavation adjacent to the parking place, the maintenance, improvement or reconstruction of the highway or the cleansing of gullies in or adjacent to the parking place, the laying, erection, alteration or repair in or adjacent to the parking place of any sewer or of any main, pipe, or apparatus for the supply of gas, water or electricity or of any electronic communications network or the placing, maintenance or removal of any traffic sign; or
  - (c) for the convenience of occupiers of premises adjacent to the parking place on any occasion of the removal of furniture to or from one office or dwelling-house adjacent to the parking place from or to a depository, another office or dwelling-house; or
  - (d) on any occasion on which it is likely by reason of some special attraction that any street will be thronged or obstructed; or
  - (e) for the convenience of occupiers of premises adjacent to the parking place at times of weddings or funerals, or on other special occasions.

- (2) A police constable in uniform may suspend for not longer than twenty-four hours the use of a parking place or any part thereof whenever they consider such suspension reasonably necessary for the purpose of facilitating the movement of traffic or promoting its safety.
- (3) Any person or police constable suspending the use of a parking place or any part thereof in accordance with the provisions of paragraph (1) or, as the case may be, paragraph (2) of this Article shall thereupon place or cause to be placed in or adjacent to that parking place or part thereof a traffic sign indicating that waiting by vehicles is prohibited.
- (4) No person shall cause or permit a vehicle to be waiting at a parking place or any part thereof during which such period as there is in or adjacent to that parking place or part thereof a traffic sign placed in pursuance of paragraph (3) above provided that nothing in this paragraph shall apply –
  - (a) in respect to any vehicle being used for fire brigade, ambulance or police purposes or any vehicle which is waiting for any reason specified in Article 13(1) (b), (d) or (e); or
  - (b) to anything done with permission of the person suspending the use of the parking place or part thereof in pursuance of paragraph (1) of this Article or a police constable in uniform.

#### **Restriction on the use of a parking place**

12. During the permitted hours no person shall use any parking place or any vehicle while it is in a parking place in connection with the sale or offering or exposing for sale of any goods to any person in or near the parking place or in connection with the selling or offering for sale of their skill in handicraft or their services in any other capacity:

Provided that nothing in this Article shall prevent the sale of goods from a vehicle:

- (1) if the vehicle is a passenger vehicle, a goods vehicle, or a motor-cycle and the goods are immediately delivered at or taken into premises adjacent to the vehicle from which the sale is effected; or
- (2) if the vehicle is one to which the provisions of Article 13(1) (h) apply.

#### **Restriction on waiting by a vehicle in a parking place**

- 13 (1) Notwithstanding the foregoing provisions of this Order any vehicle may wait during the permitted hours in any part of a parking place if the use of that part has not been suspended and if:
- (a) the vehicle is waiting for so long as may be necessary for the purpose of enabling any person to board or alight from the vehicle or load thereon or unload therefrom their personal luggage;
  - (b) the vehicle is waiting owing to the driver being prevented from proceeding by circumstances beyond their control or to such waiting being necessary in order to avoid an accident;

- (c) the vehicle is being used for fire brigade, ambulance or police purposes or, not being a passenger vehicle, is being used in the service of a local authority in pursuance of statutory powers or duties provided that in all the circumstances it is reasonably necessary in the exercise of such powers or in the performance of such duties for the vehicle to wait in the place in which it is waiting;
  - (d) the vehicle is waiting for so long as may be necessary to enable it to be used in connection with the removal of any obstruction to traffic;
  - (e) the vehicle is waiting:
    - (i) while postal packets addressed to premises adjacent to the parking place or loading place in which the vehicle is waiting are being unloaded from the vehicle or, having been unloaded therefrom, are being delivered; or
    - (ii) while postal packets are being collected for the loading on the vehicle from premises or posting boxes adjacent to the parking place or loading place in which the vehicle is waiting or, having been so collected, are being unloaded thereon;
  - (f) the vehicle not being a passenger vehicle is waiting only for as long as may be reasonably necessary to enable it to be used for the purpose specified in Article 11(1)(b),
  - (g) the vehicle is in actual use in connection with the removal of furniture to or from an office or a dwelling-house adjacent to the parking place from or to a depository, another office or dwelling-house;
  - (h) in any other case the vehicle is waiting for the purpose of delivering or collecting goods or loading or unloading the vehicle at premises adjacent to the parking place in which the vehicle is waiting.
- (2) No parking charge shall be payable in respect of any vehicle waiting in a parking place in accordance with the foregoing provisions of this Article.
  - (3) Except as provided by this Order, the driver or person in charge of a vehicle shall not cause or permit a vehicle to wait in a parking place during the permitted hours.
  - (4) The driver of a vehicle waiting in a parking place by virtue of the provisions of paragraph (1) of this Article shall cause it so to stand in accordance with the provisions of Article 10.
  - (5) Nothing in the provisions of this Order shall be taken as authorising anything which would be a contravention of any regulations made or having effect as if made under section 25 of the Road Traffic Regulation Act 1984.

### **Restriction on removal of parking permits**

- 14. Where a parking permit has been displayed on a vehicle in accordance with the provisions of Article 5, no person, not being the driver of the vehicle, shall remove a permit from the vehicle unless authorised to do so by the driver of the vehicle.

## **Section 2 – Application for and grant or issue of permits**

### **Application for and grant or issue of parking permits**

15. (1) Any resident residing at an eligible address listed in Schedule 2 and who is the owner of a vehicle or has access to a company vehicle of the class specified in Article 4(1) may apply to the Council for the grant or issue of a residents' permit relating to the parking zone within which they reside in respect of that vehicle and any such application shall be made by way of the Council's on-line parking permits application system, accessed by way of the Council's website, and shall include the particulars and information required by such application system to be supplied.
- (2) Any resident whose residential address is an eligible address may apply to the Council for issue of visitor's parking permits for a vehicle or vehicles of the class specified in Article 4(1) and any such application shall be made by way of the Council's on-line parking permits application system, accessed by way of the Council's website, and shall include the particulars and information required by such application system to be supplied.
- (3) The Council may at any time require an applicant for a residents' parking permit or a visitor's parking permit to produce to an officer of the Council or authorised agent such evidence in respect of an application for a parking permit made to them as they may reasonably call to verify any particulars or information given to them or in respect of any parking permit granted or issued by them as they may reasonably call for to verify that the residents' parking permit or visitor's parking permit is valid.
- (4) Upon receipt of an application duly made under the foregoing provisions of this Article and upon receipt of the charge specified in Schedule 3, the Council upon being satisfied that the applicant is a resident and is the owner of a vehicle of the class specified in Article 4(1), shall grant or issue to the applicant a residents' parking permit and or residents' visitor's permit for the leaving during the permitted hours in a parking place of the vehicle to which such residents' permit relates by the owner of such vehicle or by any person using such vehicle with the consent of the owner other than a person to whom such vehicle has been let for hire or reward.
- (5) The Council shall grant or issue parking permits subject to such terms and conditions as may be set by from time to time the Council.
- (6) Any agency, professional practice or organisation which manages local doctors, midwives, district nurses, health visitors and various other essential domiciliary medical or caring personnel may apply for the issue of a Special Parking Permit for the use of these personnel when visiting households in roads specified in Schedule 2 to this Order. Where possible, such permits will be issued to a particular vehicle. The decision to issue a Special Parking Permit and whether it will be issued to a vehicle, to an individual or to an agency, professional practice or organisation will be at the discretion of the council. The council may at its absolute discretion limit the number of residents' visitor parking permits that are issued in respect of a particular household set out in Schedule 2 to this Order.

- (7) The charge for residents' permits and residents' visitor's permits shall be as set out in **Schedule 3** to this Order and are subject at the Council's discretion giving notice in accordance with section 46A of the Road Traffic Regulation Act 1984.

### **Surrender, withdrawal and validity of parking permits**

16. (1) A permit holder may surrender a parking permit to the Council or authorised agent at any time and shall surrender a parking permit to the Council or authorised agent on the occurrence of any one of the events set out in paragraph (3) of this Article or in accordance with the provisions of paragraph (5) of this Article.
- (2) The Council or authorised agent may, by notice in writing served on the permit holder by sending the same by the recorded delivery service to the permit holder at the address provided by that person at time of application for the permit or at any other address believed to be that person's place of abode, withdraw a parking permit if it appears to the Council or authorised agent that any of the events set out in paragraph (3)(a), (b) or (d) of this Article has occurred and the parking permit holder shall surrender the permit to the Council or authorised agent within 48 hours of the receipt of the aforementioned notice.
- (3) The events referred to in the foregoing provisions of this Article are:
- (a) the permit holder ceasing to be a resident within the parking zone in respect of which the parking permit was granted or issued;
  - (b) the permit holder ceasing to be the owner of the vehicle in respect of which the parking permit was granted or issued;
  - (c) the withdrawal of such parking permit by the Council or authorised agent under the provisions of paragraph (2) of this Article;
  - (d) the vehicle in respect of which such parking permit was granted or issued being adapted or used in such a manner that it is not a vehicle of the class specified in Article 4(1);
  - (e) the grant or issue of a duplicate parking permit by the Council under the provisions of Article 17;
  - (f) the parking permit ceasing to be valid pursuant to the provisions of paragraph (4) of this Article.
- (4) Without prejudice to the foregoing provisions of this Article and the provisions of the next following paragraph, a parking permit shall cease to be valid at the expiration of the period specified thereon, or there shall be an indication by hand-held device that a parking permit have ceased to be valid at the expiration of the period specified or on the occurrence of any one of the events set out in sub-paragraphs (3) (a), (b), (c), (d) or (e) of this Article, whichever is the earlier.
- (5) Where a parking permit is granted or issued to any person upon receipt of a cheque or credit card payment and the payment is subsequently dishonoured, the parking permit shall cease to be of any effect and the Council shall by notice in writing served on the person to whom such parking

permit was granted or issued by sending the same by recorded delivery service to the parking permit holder at an address provided by that person at the time of application for the parking permit or at any other address believed to be that person's place of abode, require that person to surrender the parking permit to the Council or within 48 hours of the receipt of the aforementioned notice.

#### **Application for and grant or issue of duplicate parking permit**

17. (1) Where a parking permit has been issued as a printed document, if that parking permit is mutilated or accidentally defaced or the figures or particulars thereon have become illegible or the colour of the parking permit has become altered by fading or otherwise, the permit holder shall either surrender it to the Council and apply to the Council for the grant or issue to them of a duplicate parking permit and the Council, upon receipt of the parking permit and the administration fee set out in item Schedule 3, shall either grant or issue a duplicate parking permit, so marked where issued as a printed document. Upon such grant or issue the original parking permit shall become invalid.
- (2) If a parking permit issued as a printed document is lost or destroyed, the permit holder may apply to the Council for the issue to them of a duplicate parking permit and the Council, upon being satisfied as to such loss or destruction and upon receipt of the administration fee set out in Schedule 3, shall issue a duplicate parking permit, so marked, and upon such issue the original parking permit shall become invalid.
- (3) If a permit holder acquires a new vehicle or motor-cycle, the permit holder shall surrender the original parking permit to the council and make an application for a new parking permit and the original parking permit shall become invalid.
- (4) if visitor's parking permits are lost or destroyed, the permit holder may apply to the council for the issue of duplicates. If the council is satisfied as to the loss or destruction of the visitor's parking permits, duplicates will be issued, on receipt of a new application and the appropriate fee specified in Schedule 3. This article applies to the whole books of visitor's parking permits only.
- (5) The council will make charges for the issue of duplicate parking permits or duplicate visitor's parking permits as set out in Schedule 3 to this Order.
- (6) Where a parking permit has been issued as a printed document a permit holder should not apply for the issue of a duplicate virtual parking permit and vice versa. Upon such an application the original parking permit will become invalid.

#### **Restriction on the removal of residents' permits or residents' visitor's permits**

18. Where a parking permit has been displayed in accordance with the provisions of Article 5, no person other than the driver of the vehicle shall remove the parking permit unless authorised to do so by the driver of the vehicle. Provided that nothing herein shall apply to a civil enforcement officer or a person removing the vehicle in pursuance of an arrangement made by the civil enforcement officer by or under

regulations in pursuance of powers contained in sections 99, 100, 101 and 102 of the Road Traffic Regulation Act 1984.

### **Form of residents' permits**

19. (1) Where issued as a printed document, a residents' permit shall be in writing and shall include the following particulars;
  - (a) the registration mark of the vehicle in respect of which the residents' permit has been issued;
  - (b) the period during which, subject to the provisions of Article 16, the residents' permit shall remain valid;
  - (c) an indication that the residents' permit has been issued by the Council; and
  - (d) an indication of the parking zone or zones within which the use of the residents' permit is valid.
- (2) Where issued as a printed document, annual visitor parking permits shall be in writing and shall include the following particulars;
  - (a) a serial number by which the permit holder may be identified;
  - (b) the expiry date;
  - (c) a.m. period or p.m. period
  - (d) the month, the date of the month and the day of the week
  - (e) an alphanumeric code to identify the parking zone.
- (3) Where issued as a printed document, resident visitor parking permits shall be in writing and shall include the following;
  - (a) a serial number by which the permit holder may be identified;
  - (b) a expiry date;
  - (c) a.m. period or p.m. period
  - (d) the month, the date of the month and the day of the week
  - (e) an authentication that the resident visitor parking permits have been issued by the Council.

## **PART IV – WAITING RESTRICTIONS**

### **Waiting restrictions applicable to restricted streets**

20. No person shall cause or permit any vehicle to wait during the prescribed hours in any restricted street.

## **PART V – EXCEPTIONS TO WAITING RESTRICTIONS**

### **Persons boarding or alighting from vehicles**

21. Nothing in Article 20 shall render it unlawful to cause or permit a vehicle to wait in any restricted street for so long as may be necessary for the purpose of -
- (a) enabling any person to board or alight from the vehicle or for the purpose of delivering or collecting goods or to load thereon or unload therefrom their personal luggage.
  - (b) enabling goods to be loaded on or unloaded from the vehicle from or to premises adjacent to the restricted area.

### **Disabled Person's Vehicles**

22. The restrictions imposed by Article 20 shall not apply in relation to a disabled person's vehicle which displays in the relevant position a valid disabled person's badge.

Provided that:

- (i) where the prescribed hours are of a period of more than three hours duration, that vehicle may wait for a period of no more than three hours (being a period not separated by an interval of less than one hour from a previous period of waiting by the same vehicle in the same street on the same day)

### **Excepted vehicles in relation to restricted streets**

23. The restrictions imposed by Article 20 shall not apply in relation to the following vehicles, that is to say -
- (a) a bus used in the operation of a local service, whilst waiting at an authorised stopping place or at a terminal or turning point;
  - (b) vehicles when used for fire brigade, ambulance or police purposes;
  - (c) vehicles when used in the service of a local authority in pursuance of statutory powers or duties provided that in all the circumstances it is reasonably necessary in the exercise of such powers or the performance of such duties for the vehicle to wait in the place in which it is waiting;
  - (d) vehicles waiting in any street for so long as may be necessary in connection with the taking in of petrol, oil, water or air, if such taking in cannot be effected unless the vehicle waits in the place where it is waiting.

### **Furniture removals and other exceptional loading or unloading**

24. Nothing in Article 20 of this Order shall apply so as to restrict the loading or unloading of any vehicle while the vehicle is in actual use in any restricted street in connection with the removal of furniture to or from one office, dwelling-house or depository adjacent to that restricted street from or to another office, dwelling-house or depository.



### **Miscellaneous exemptions in relation to restricted streets**

25. (1) Nothing in Article 20 shall render it unlawful to cause or permit a vehicle to wait in any restricted street:—
- (a) while postal packets addressed to premises adjacent to any such restricted street in which the vehicle is waiting are being unloaded from the vehicle, or, having been unloaded therefrom, are being delivered;
  - (b) while postal packets are being collected for loading on the vehicle from premises or posting boxes in or adjacent to any such restricted street in which the vehicle is waiting or, having been so collected, are being loaded thereon;
  - (c) while the vehicle is being used in connection with any building operation, demolition or excavation in or adjacent to any such restricted street, the removal of any obstruction to traffic in any street, the maintenance, improvement, reconstruction, cleansing or lighting of any street, the laying, erection, alteration or repair in or adjacent to any street of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity, or of any electronic communications network, or the placing, maintenance or removal of any traffic sign, if the vehicle cannot reasonably be used for that purpose while waiting in any other place;
  - (d) while the vehicle is prevented from proceeding by circumstances beyond the Driver's control or if the Driver of the vehicle has stopped in order to avoid injury or damage to persons or property or is required to do so by law.
- (2) Nothing in Article 20 shall apply to anything done with the permission or at the direction of a police constable in uniform or a civil enforcement officer or where the person in control of the vehicle is required by law to stop or wait or remain at rest or is obliged to do so in order to avoid an accident.

### **PART VI – SUPPLEMENTARY PROVISIONS RELATING TO WAITING RESTRICTIONS**

#### **Restriction on street trading**

26. No person shall sell, offer or expose for sale goods from a vehicle which is in any restricted street unless:—
- (a) that person is licensed by the Council to sell goods from a stationary vehicle on a pitch in that street and sells goods from that pitch; or
  - (b) the goods are immediately delivered at or taken into premises adjacent to the vehicle from which the sale is effected.

#### **Restrictions on advertising**

27. No person shall, in any restricted street either wholly or mainly for the purpose of advertisement, ride, drive, conduct, use or employ or cause to be ridden, driven, conducted, used or employed any animal or vehicle of any kind, or wear or cause to be worn any fancy dress or other costume.

**Contravention of this Order in relation to waiting restrictions**

28. If a vehicle is waiting in a restricted street during the prescribed hours or restricted hours, as the case may be, in respect of that restricted street without complying with the provisions of this Order, then a contravention of, or failure to comply with this Order shall be deemed to have occurred.

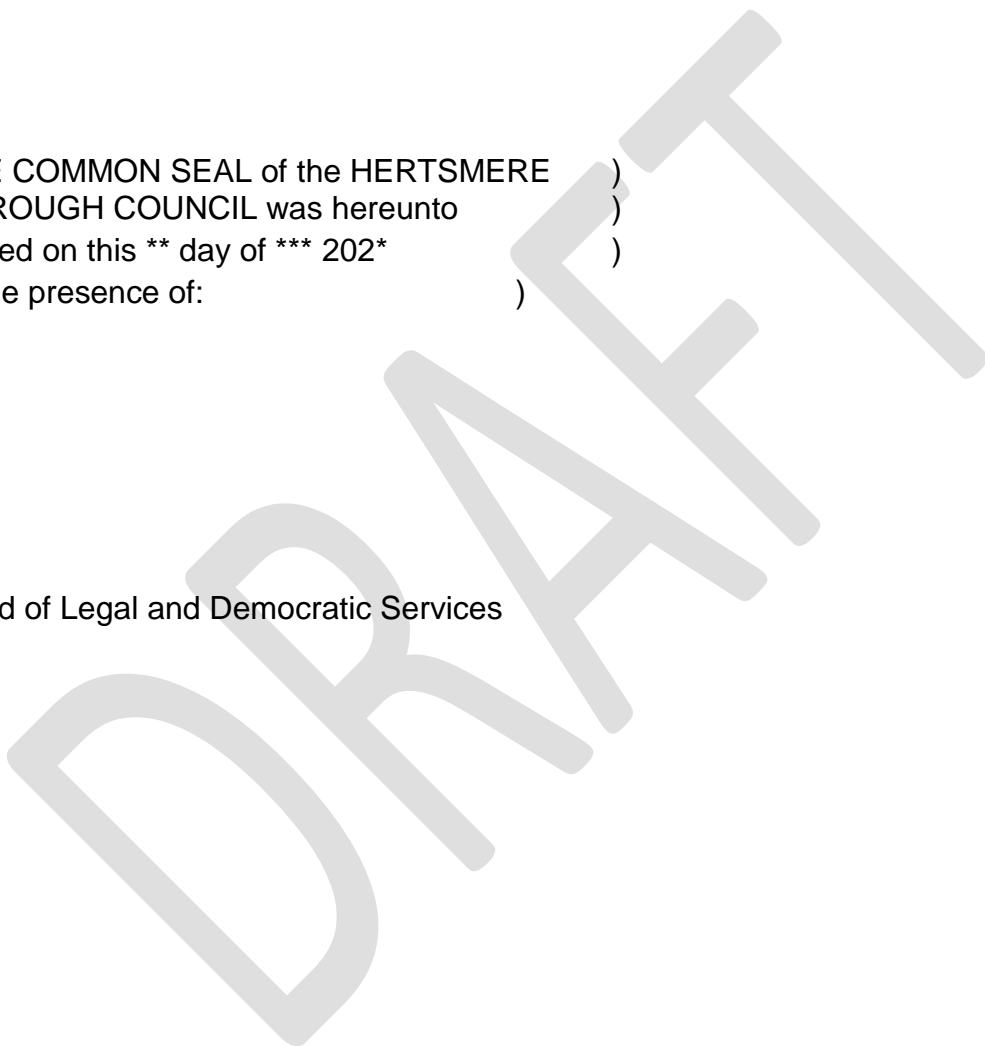
**Revocation**

29. 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 Hertsmere (Control of Parking) (Consolidation) Order 2012

THE COMMON SEAL of the HERTSMERE )  
BOROUGH COUNCIL was hereunto )  
affixed on this \*\* day of \*\*\* 202\* )  
In the presence of: )

Head of Legal and Democratic Services



**SCHEDULE 1 - MAP TILE LIST**

(SEE ARTICLE 2(1) – DEFINITION OF “MAP BASED SCHEDULE”)

<b>Map tile list</b>	<b>Version</b>	<b>Effective Date</b>
MAP-BH5B-2025	202*	{date TBC}

**SCHEDULE 2 - PARKING ZONES AND ELIGIBLE ADDRESSES FOR THE PURPOSE OF RESIDENTS’ PERMIT AND RESIDENTS’ VISITOR’S PERMIT  
(SEE ARTICLE 2(1) – DEFINITIONS OF “PARKING ZONE” AND “RESIDENT”)**

<b>1</b>	<b>2</b>
<b>Parking zone</b>	<b>Streets or qualifying addresses within streets for the purpose of residents’ permit eligibility</b>
<b>BH</b>	<p><b>Bullhead Road:</b> Numbers 2 – 168 even, 1 – 163 odd, 1a, 1b, 1c, 70a, 72a, 74a, 76a, 78a, 80a, 115a</p> <p><b>Kenilworth Close:</b> Numbers 1,2,3,4,5,6,7,8,8a,9,10,11,12,13,14,15,16,17, 18,19.</p> <p><b>Kenilworth Drive:</b> Numbers 1,2,3,4,4a,5,7,11,13,15,17, 1 to 8 Kenilworth House</p> <p><b>Gemini Park:</b> Numbers 106 - 169</p>

### SCHEDULE 3 - PERMIT CHARGES

<b>Resident Parking Permits</b>	<b>A maximum of one permit per household or property</b> <b>1<sup>st</sup> Permit = £35</b> <b>2<sup>nd</sup> Permit = £70</b>
<b>Visitor's Parking Permits</b>	<b>£15 per 20 vouchers</b>
<b>Annual Visitor's Parking Permit</b>	<b>£70</b>
<b>Duplicate Permit (Administration fee)</b>	<b>£15</b>

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