

HERTFORDSHIRE COUNTY COUNCIL
ROAD TRAFFIC REGULATION ACT 1984

ORIGINAL

14 FEB 2020

Date of Order:

Order No: 8316

**THE HERTFORDSHIRE (HILLSIDE CRESCENT, CHESHUNT)
(RESTRICTION OF WAITING) ORDER 2019**

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 (Hillside Crescent, Cheshunt) (Restriction of Waiting) Order 2019" and shall come into effect on Friday 28 February 2020.
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 that length of Hillside Crescent, Cheshunt, as specified in the Schedule to 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 Broxbourne Borough 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 length of road restricted by that Article (which said length of road is 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 length 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

length of Hillside Crescent, Cheshunt – no waiting at any time

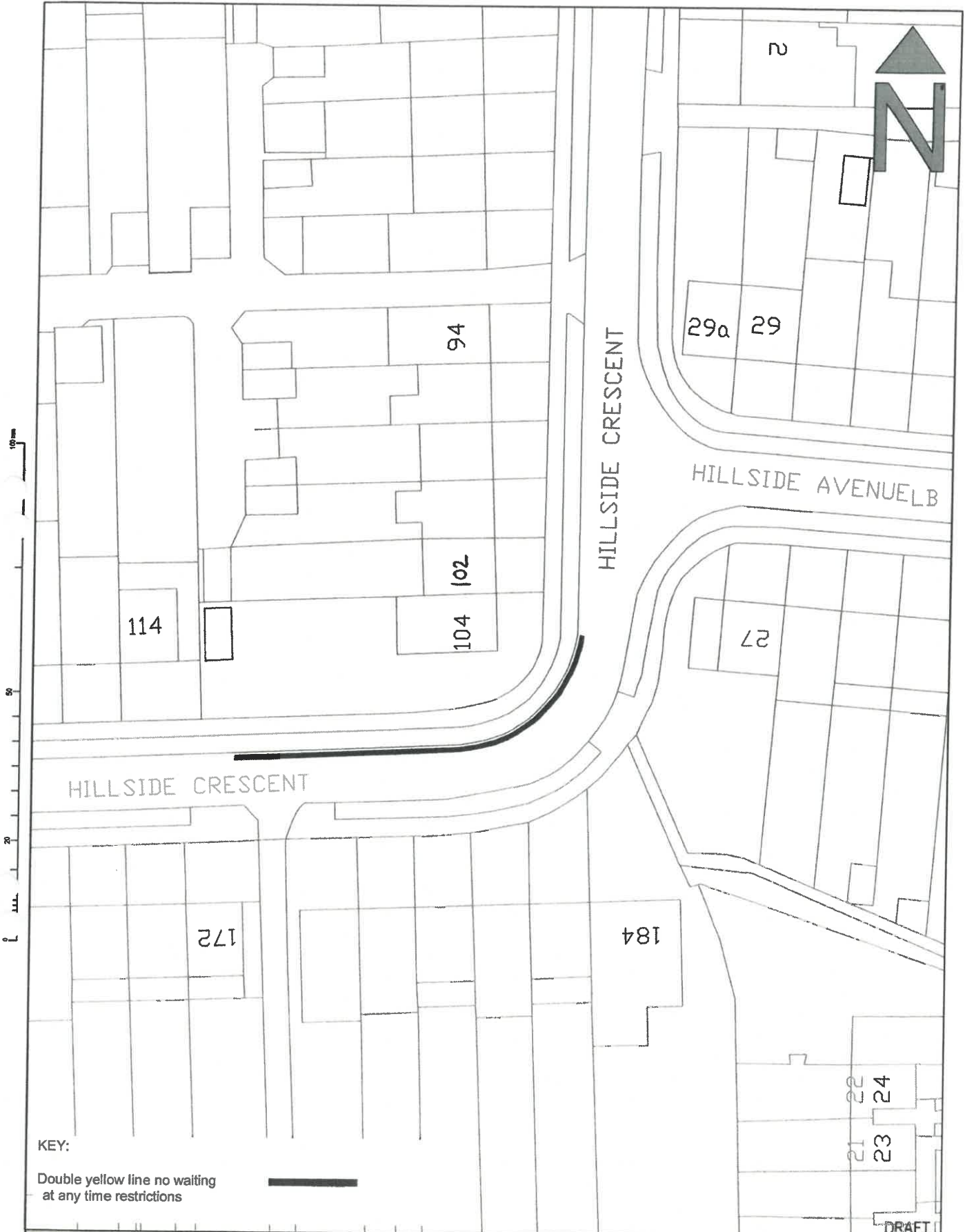
Hillside Crescent (west and north sides)	from a point 4.5 metres south of a point in line with the boundary between 102 and 104 Hillside Crescent southwards and westwards for approximately 40 metres to a point 3 metres east of a point in line with the east boundary of 114 Hillside Crescent.
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Signed:

Quentin Baker

Quentin Baker
Chief Legal Officer


Dated: 14 FEB 2020



KEY:

Double yellow line no waiting
at any time restrictions

DRAFT

 <p>COUNTY HALL Pegs Lane Hertford, Herts SG13 8DN Phone: 01992 555555</p>	<p>© Crown copyright and database rights to 2019 Ordnance Survey EUL 100019606</p> <p>You are not permitted to copy, sub-licence, distribute or sell any of this data to third parties in any form. (This restriction may not apply to HCC and its licensed contractors, agents & partners.)</p>		<p>Project HL\2019\20 Division 9</p>										
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HERTFORDSHIRE COUNTY COUNCIL

THE HERTFORDSHIRE (HILLSIDE CRESCENT, CHESHUNT) (RESTRICTION OF WAITING) ORDER 2019

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 Cheshunt as specified in the Schedule to this Notice. The Order will come into effect on Friday 28 February 2020.

Documents giving more detailed particulars of the Order may be inspected from 20 February 2020 to 2 April 2020 during normal office hours, at the offices of Broxbourne Borough Council, Borough Offices, Bishops College, Churchgate, Cheshunt 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 Broxbourne and looking at Ref: B00619.

Enquiries relating to the Order should be referred to the Highways Engineer concerned Valerie Weaver tel: 01992 658378 or val.weaver@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 that section of road herein listed and as set out in the Order and accompanying plan - Part of Hillside Crescent in the vicinity of No 104.

County Hall
Hertford
Herts SG13 8DN

20 February 2020
Mark Kemp
Director of Environment and Infrastructure

STATEMENT OF REASONS

THE HERTFORDSHIRE (HILLSIDE CRESCENT, CHESHUNT) (RESTRICTION OF WAITING) ORDER 2019

The Hertfordshire County Council is proposing to introduce waiting restrictions in order to improve road safety in part of Cheshunt.

The proposals include:

- 'No waiting at any time' restrictions on a part of Hillside Crescent.

The restrictions are proposed to allow for road protection around a bend in Hillside Crescent, in order to help keep clear visibility on the bend of the road, through deterring obstructive parking directly on the footway in order to enhance visibility.

Vehicles are being parked completely on the corner of the carriageway bend on Hillside Crescent which blocks visibility and narrowing of the road. This also prevents refuse and recycling collection vehicles entering this part of the road. Due to a lamp column on the opposite side this could prevent Emergency services. This lamp column has been stuck by vehicles which is now leaning but deemed safe by HCC. As vehicles approach there is no visibility of what might come around the corner of the road e.g. another car or pedestrian. No emergency vehicles can gain access.

Therefore, having also considered the duty imposed under Section 122 Road Traffic Regulation Act 1984, 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, for facilitating the passage on the road or any other road of any class of traffic (including pedestrians) 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 Broxbourne Borough Council. The local Police, Ambulance, Fire and Rescue Services, Hertfordshire County Council Passenger Transport Unit and local residents have also been consulted.