

BROXBOURNE BOROUGH COUNCIL
ROAD TRAFFIC REGULATION ACT 1984

Date of Order: 27th November 2017

THE BOROUGH OF BROXBOURNE (HIGH STREET AND LORD STREET, HODDESDON)
(PROHIBITION OF STOPPING AND WAITING ON FOOTWAYS) ORDER 2017

The Council of the Borough of Broxbourne ("the Council") pursuant to arrangements made under Section 19 of the Local Government Act 2000 and the Local Government (Arrangements for Discharge of Functions) (England) Regulations 2000 with Hertfordshire County Council ("the County Council") and in exercise of the powers conferred by Sections 1, 2 and 3, of the Road Traffic Regulation Act 1984 ("the 1984 Act") 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 to the 1984 Act hereby make the following Order:

1. (1) This Order may be cited as "The Borough of Broxbourne (High Street and Lord Street, Hoddesdon) (Prohibition of Stopping and Waiting on Footways) Order 2017 (hereinafter referred to as "this Order") and shall come into operation on 27th November 2017.
- (2) The Borough of Broxbourne (High Street and Lord Street, Hoddesdon) (Prohibition of Stopping and Waiting on Footways) Plan HFPP/K-BC014/Y4/17 dated 27th November 2017 (herein after referred to as "the Plan to this Order") is incorporated into this Order.

2. Interpretation:-

In this Order -

"restricted area" means the area shown on "the plan to this Order" and identified in the key thereon as an area in which vehicles are prohibited from stopping or waiting.

"Market Trader's vehicle" means a vehicle owned or kept by a market trader being used at the time in connection with the setting up, running or dismantling of an authorised market stall on Hoddesdon Town Centre Market and on which is displayed in a prominent position on the front windscreen thereof a valid Market Trader's Permit issued by Broxbourne Borough Council so that all of the details contained on it are clearly visible from outside the vehicle.

"Market Trader" means a person authorised under licence to run a market stall in the Hoddesdon Town Centre Market.

"Authorised Market Stall" means any stall licensed or authorised by Broxbourne Borough Council to be erected within the boundary of Hoddesdon Town Centre Market.

"Market Trader's Parking Permit" means a permit which has been issued and validated by Broxbourne Borough Council.

"Town Centre Event" means any event authorised by the council which is held in Hoddesdon town centre.

3. Save as provided in Articles 4 or 5 of this Order, no person shall at any time cause or permit any vehicle, except an authorised Market Trader's vehicle, a vehicle directly associated with a town centre event, any other vehicle duly authorised by the Council or by the provisions of this Order, to stop or wait with one or more wheels on any part of the "restricted area" as shown on and identified in the key to "the plan to this Order" as an area in which vehicles are prohibited from stopping or waiting.
4. Nothing in Article 3 of this Order shall render it unlawful to cause or permit any vehicle to stop or wait in the "restricted area" for so long as may be reasonably necessary to enable:-
 - a. the vehicle, if it cannot conveniently be used for such purpose in any other place, to be used in connection with any of the following operations, namely:-
 - i. building, industrial or demolition operations;
 - ii. the removal of any obstructions to traffic;
 - iii. the maintenance, improvement or reconstruction of the said roads;

- iv. 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.
- b. the vehicle if it cannot conveniently be used for such purpose in any other place to be used in the service of a local authority or water authority in pursuance of statutory powers or duties.
- c. the vehicle to be used for fire and rescue, ambulance or police purposes;
- d. the vehicle to be used by a universal service provider in the course of the provision of a universal postal service for the purpose of delivering or collecting postal packets.
- e. a vehicle being used by any person duly authorised in writing by the Highway Authority to have access to the restricted area
- f. a Highway Authority vehicle engaged in highway maintenance or inspection works
- g. a vehicle in the service of Broxbourne Borough Council
- h. anything to be done under the direction of or with the permission of a Police Constable uniform

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.

- 5. Nothing in Article 3 of this Order shall render it unlawful to cause or permit a vehicle to stop or wait in the restricted area if 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.
- 6. 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 Broxbourne (Control of Parking) (Consolidation) Order 2013
- 7. A vehicle left in the “restricted area” in contravention of Articles 2 and 3 of this Order, or otherwise in accordance with the provisions of this Order shall incur a penalty charge.
- 8. The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the Interpretation of an Act of Parliament.
- 9. The prohibitions and restrictions imposed by this Order shall be in addition to and not in derogation of any restriction or requirement imposed by any regulations made or having effect as if made under the 1984 Act or by or under any other enactment.

SCHEDULE

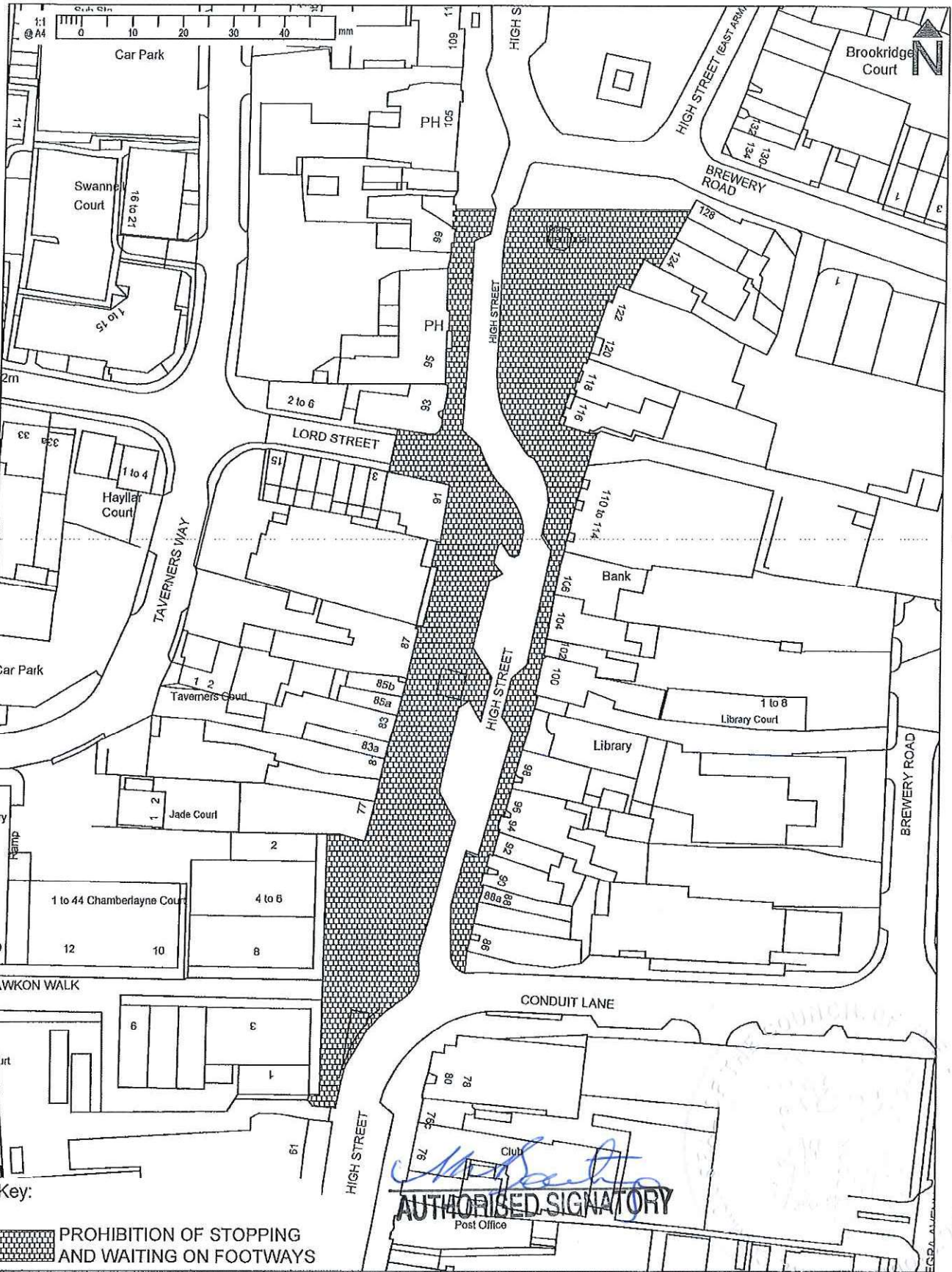
The Hertfordshire (High Street and Lord Street, Hoddesdon) (Prohibition of Stopping and Waiting on Footways) Plan HFPP/K-BC014/Y4/17 is incorporated into this Order.

IN WITNESS whereof the Common Seal of the Council of the Borough of Broxbourne was hereunto affixed this 27th day of November 2017

The Common Seal of **THE COUNCIL
OF THE BOROUGH OF BROXBOURNE**
Was hereunto affixed in the presence of:




M. Baister
Authorised Signatory



[Signature]
AUTHORISED SIGNATORY
 Post Office

Key:

 PROHIBITION OF STOPPING AND WAITING ON FOOTWAYS

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		<small>Project No.:</small> K-BC014.Y4				<small>Scale:</small> 1:1000	
<small>Revision</small> <small>Amendment</small>	<small>Approved Date</small>	<small>Design</small> SD	<small>Designed</small> SD	<small>Approved</small> SC	<small>Checked</small> SC	<small>Signature</small> HODDESDON TOWN CENTRE SCHEME	
<small>Original Sheet Size A4 (210x297)</small>		<small>Plot Date</small>		<small>Project No.:</small> K-BC014.Y4		<small>Scale:</small> 1:1000	

