

**HERTFORDSHIRE COUNTY COUNCIL**  
**ROAD TRAFFIC REGULATION ACT 1984**

Date of Order: 7 October 2016  
Order No: 8031

**THE HERTFORDSHIRE (DOWNFIELD ROAD, CHESHUNT)**  
**(PROHIBITION OF WAITING ON THE FOOTWAY) ORDER 2015**

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 (Downfield Road, Cheshunt) (Prohibition of Waiting on the Footway) Order 2015" and shall come into effect on Monday 17 October 2016.
2. (1) Save as provided in Articles 3 and 4 of this Order no person shall cause or permit any motor vehicle to wait at any time with one or more of its wheels being placed on the footway on that length of Downfield Road, Cheshunt as specified in the Schedule to this Order.  
  
(2) In this Order 'footway' has the same meaning as given in Section 329(1) of The Highways Act 1980, that is to say –  
  
"footway" means a way comprised in a highway which also comprises a carriageway, being a way over which the public have a right of way on foot only
3. (1) Nothing in Article 2 of this Order applies to the length of footway restricted by that Article (which said length of footway 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 footway restricted by that Article (which said length of footway is referred to in this Article as "the restricted area") so as to render it unlawful to cause or permit any motor vehicle to wait only for so long as may be reasonably necessary to enable goods to be loaded on or unloaded from the vehicle, from or to premises adjacent to the restricted area.
  5. The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.
  6. A motor vehicle waiting on the footway in contravention of Article 2 and the Schedule to this Order or otherwise in accordance with the provisions of this Order shall incur a penalty charge.
  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 Downfield Road, Cheshunt – no waiting at any time on the footway

Downfield Road (rear of no's 60 to 68) (east side)	the entire 2 metre width of the eastern footway to the rear of no's 60 to 68 Downfield Road, from a point 4 metres north of a point in line with the boundary between 60 and 62 Downfield Road southwards for approximately 31 metres to the northern boundary of Downfield Primary School.
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IN WITNESS whereof the Common Seal of the Hertfordshire County Council was hereunto affixed this 7<sup>th</sup> day of October 2016.

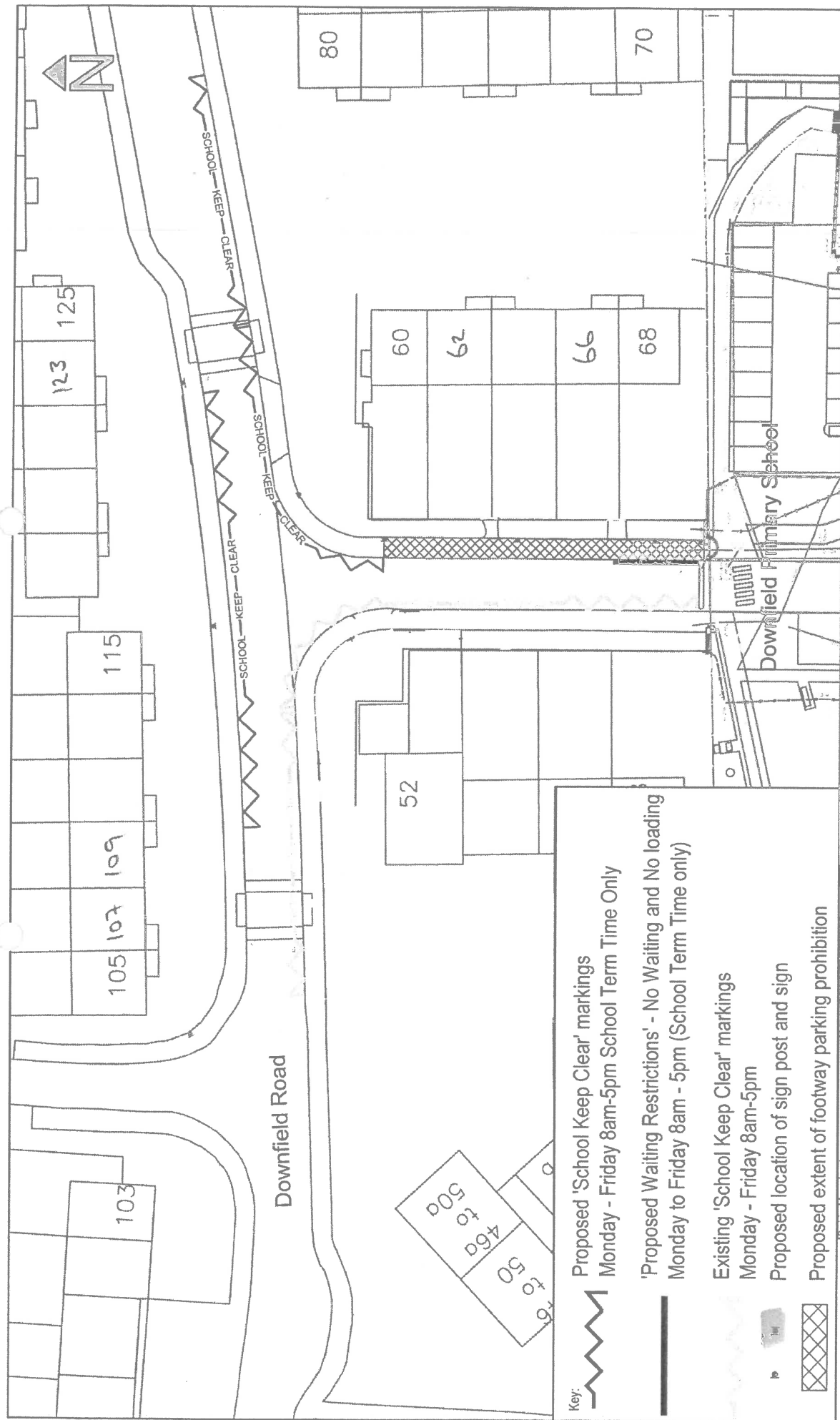
The Common Seal of Hertfordshire County Council was hereunto affixed in the presence of:- )  
)  
)  
)

1426/16



**Chief Legal Officer**

*K. Pettitt*  
Kathryn Pettitt  
Chief Legal Officer



Key:

- Proposed 'School Keep Clear' markings  
Monday - Friday 8am-5pm School Term Time Only
- 'Proposed Waiting Restrictions' - No Waiting and No loading  
Monday to Friday 8am - 5pm (School Term Time only)
- Existing 'School Keep Clear' markings  
Monday - Friday 8am-5pm
- Proposed location of sign post and sign
- Proposed extent of footway parking prohibition

<p><b>OPUS</b> Million Keynes Office 1 South House Bond Avenue Millon Keynes MK1 1SW +44 1988 373 383</p>		<p>Project: Downfield Primary School Downfield Road Chestnut Sheet</p>	
Drawn: SK	Designed: SK	Approved: NA	Revision Date: 28/07/15
<p>Project No: G-BE023.37</p>		<p>Scale: 1:500 @ A4</p>	
<p>County Hall Pegs Lane Hertford, Herts SG13 8DN Phone: 01992 555555</p>		<p>Proposed Traffic Regulation Order Waiting Restrictions / Keep Clear</p>	
Revision/Amendment	Approved Date	Sheet No.	Revision
R1 Adjusted design	July 15	1 of 1	R2
R2 Sign changes	Sep 2015		



# HERTFORDSHIRE COUNTY COUNCIL

## THE HERTFORDSHIRE (DOWNFIELD ROAD, CHESHUNT) (PROHIBITION OF STOPPING AND RESTRICTION OF WAITING) ORDER 2015

### THE HERTFORDSHIRE (DOWNFIELD ROAD, CHESHUNT) (PROHIBITION OF WAITING ON THE FOOTWAY) ORDER 2015

NOTICE is given that the Hertfordshire County Council has made Orders under the Road Traffic Regulation Act 1984 to introduce waiting restrictions in Downfield Road, Cheshunt as specified in the Schedules to this Notice. The Orders will come into effect on Monday 17 October 2016.

Documents giving more detailed particulars of the Orders may be inspected from 13 October 2016 to 24 November 2016 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 viewed on line at [www.hertsdirect.org/trafficorders](http://www.hertsdirect.org/trafficorders) by clicking on PTRO's and looking in Broxbourne BC (Under Ref: B/004/15)

Enquiries relating to the Order should be referred to the Highways Engineer concerned Nichola Shaw tel: 01992 658364 or [nichola.shaw@hertfordshire.gov.uk](mailto:nichola.shaw@hertfordshire.gov.uk)

Any person wishing to question the validity of the Orders, or of any provision contained in them, 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 Orders, may within 6 weeks from the date of this Notice apply to the High Court for this purpose.

**SCHEDULE 1:** No waiting or loading 8.00am to 5.00pm Monday to Friday during school term time – effecting that section of road herein listed and as set out in the Order and accompanying plan - Downfield Road outside rear of no 68.

**SCHEDULE 2:** Prohibition of stopping and waiting on the School Keep Clear markings 8.00am to 5.00pm Monday to Friday during school term time – effecting those sections of road herein listed and as set out in the Order and accompanying plan – outside no's 111 to 123 Downfield Road and adjacent to no's 60 and 80 Downfield Road.

**SCHEDULE 3:** Prohibition of waiting on the footway at any time – effecting that section of footway herein listed and as set out in the Order and accompanying plan - Downfield Road eastern footway at the rear of no's 60 to 68 Downfield Road.

County Hall  
Hertford  
Herts SG13 8DN

13 October 2016  
John Wood  
Chief Executive & Director of Environment

**STATEMENT OF REASONS FOR PROPOSING**  
**THE HERTFORDSHIRE (DOWNFIELD ROAD, CHESHUNT)**  
**(PROHIBITION OF STOPPING AND RESTRICTION OF WAITING) ORDER 2015**

**THE HERTFORDSHIRE (DOWNFIELD ROAD, CHESHUNT)**  
**(PROHIBITION OF WAITING ON THE FOOTWAY) ORDER 2015**

The Hertfordshire County Council is proposing to introduce measures in order to improve road safety in Downfield Road, Cheshunt.

The proposals include:

- A 'No waiting or loading 8.00am to 5.00pm Monday to Friday during school term time' restriction on Downfield Road outside the rear of no 68.
- 'No stopping or waiting on the school keep clear markings 8.00am to 5.00pm Monday to Friday during school term time' restrictions on Downfield Road in the vicinity of no's 111 to 123 and adjacent to no's 60 and 80.
- A prohibition of waiting at any time on the footway at the rear of no's 60 to 68 Downfield Road.

The implementation of 'School Keep Clear' road markings is intended to improve safety for all road users in the vicinity of Downfield School and eliminate parking / stopping during school times. Thereby improving visibility in particular in respect of child pedestrian activity.

The implementation of a 'waiting' & 'Loading' restriction on that part of Downfield Road to the rear of no 68. It is intended that this will prevent obstructive parking in the vicinity of the school gates during school times.

The implementation of a 'prohibition of waiting on the footway' to the rear of no's 60 to 68 Downfield Road. It is intended that this will prevent obstructive parking on the footway which presents a hazard for footway users and school pedestrian traffic.

Therefore, it appears to the Highway Authority that it is necessary and expedient to make the Orders 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, Downfield Primary School and local residents have also been consulted.