

BROXBOURNE BOROUGH COUNCIL

ROAD TRAFFIC REGULATION ACT 1984

Date of Order: 15 July 2019

THE BOROUGH OF BROXBOURNE COUNCIL (HIGH STREET SERVICE ROAD FRONTING NO's 70 – 102, WALTHAM CROSS) (GOODS VEHICLE LOADING BAY) ORDER 2019

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 32 and 35, of the Road Traffic Regulation Act 1984 ("the 1984 Act") and Part IV of Schedule 9 of 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 1984 Act hereby make the following Order:

1. This Order may be cited as "The Borough of Broxbourne Council (High Street Service Road fronting No's 70 -102, Waltham Cross) (Goods Vehicle Loading Bay) Order 2019" and shall come into effect on 18 July 2019.
2. The Borough of Broxbourne Council New Town Square Scheme plan numbered WSP/001/18-GVLB-01 herein after referred to in this Order as 'the plan' is incorporated into this Order as Schedule 1.
3. That length of High Street Service Road fronting No's 70 -102, Waltham Cross as shown on 'the plan' and identified in the key to that plan is hereby authorised for use as a loading bay at any time for goods vehicles for the purpose of loading or unloading goods, limited to 1 hour waiting with no return within the next 2 hours.
4. Save as provided in Article 5 of this Order where in Article 3 of this Order a loading bay is described as authorised for use as a loading bay at any time for goods vehicles for the purpose of loading or unloading goods, limited to 1 hour waiting with no return within the next 2 hours, the driver of a vehicle shall not permit the vehicle to wait in that loading bay unless it is;
 - (a) a goods vehicle being used to load or unload goods; and
 - (b) wholly parked within the marked limits of the loading bay; and
 - (c) waiting for no more than 1 hour (not being a period separated by an interval of less than 2 hours from a previous period of waiting by the same vehicle in the same length of road) for the purpose of loading and unloading.

In Articles 3 and 4 to this Order –

"goods vehicle" has the meaning as a motor vehicle or trailer constructed or adapted for use for the carriage or haulage of goods or burden of any description.

5. (1) Nothing in Articles 3 and 4 of this Order applies to the length of road restricted by those Articles (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 the Postal Services Act 2000.

(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.

- 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 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

- 8. A vehicle left in a loading bay in contravention of Articles 3 and 4 of this Order or otherwise in accordance with the provisions of this Order shall incur a penalty charge.
- 9. 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 any other enactment.

SCHEDULE 1

Plan incorporated into this Order – Goods Vehicle Loading Only Bay

Plan numbered WSP/001/18-GVLB-01 is incorporated into this Order.

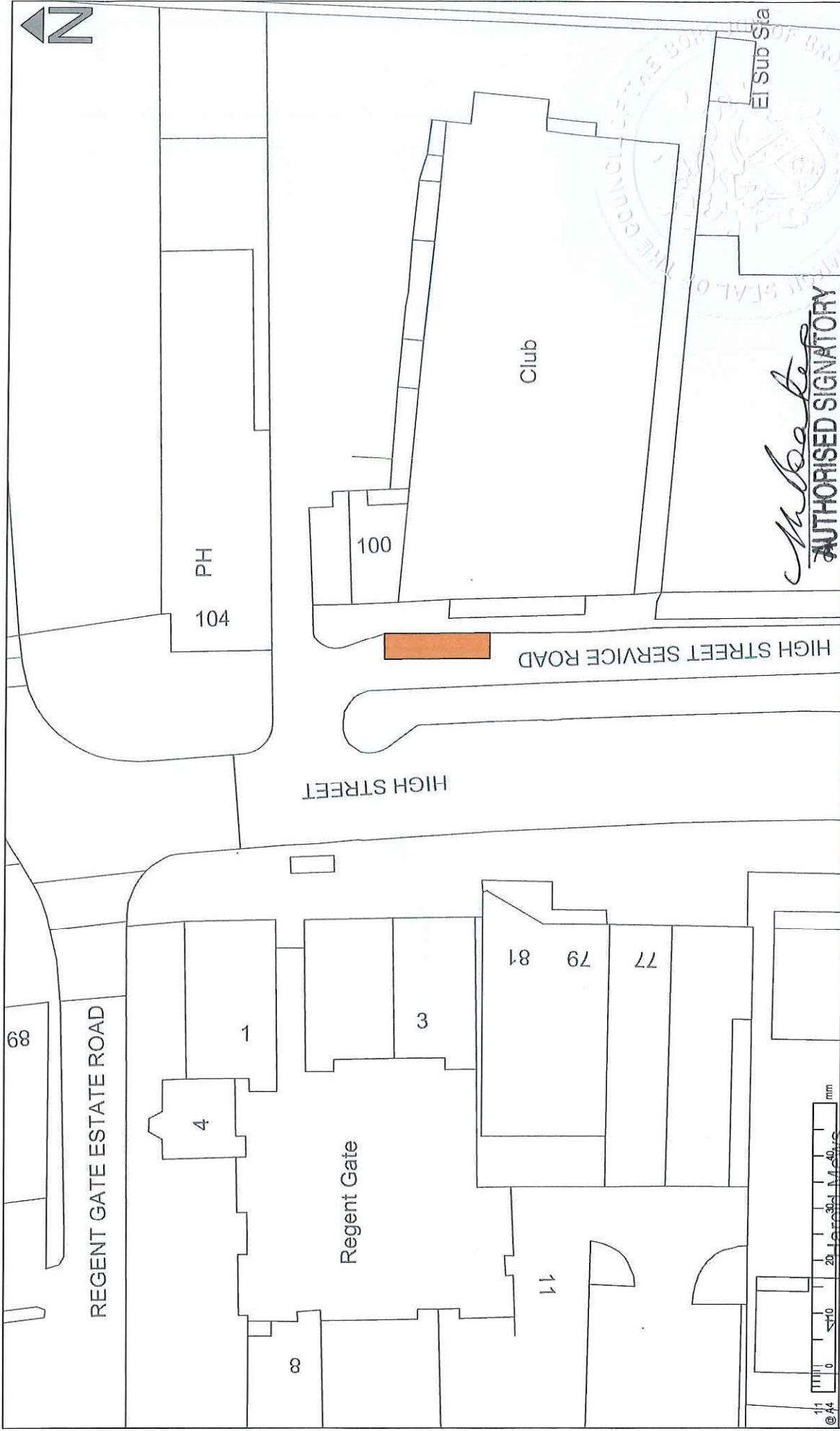
IN WITNESS whereof the Common Seal of the Council of the Borough of Broxbourne was hereunto affixed on 15 day of July 2019

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



²⁶⁵
~~Chief Executive Officer~~

M. Beaker
AUTHORISED SIGNATORY



M. Beate
AUTHORISED SIGNATORY

Project		NEW TOWN SQUARE WALTHAM CROSS TOWN CENTRE
Sheet		HIGH STREET SERVICE ROAD fronting No's 70-102 GOODS VEHICLE LOADING ONLY BAY
Designed	Approved	06/03
Drawn	Scale	1:500
SD	SD	WSP/001/18-GVLB-01
Drawing No		1 of 1
Revision		0

BOROUGH OF BROXBORNE
 2018: Year of the Environment

Key:
 Goods Vehicle Loading Only bay -
 1hr no return within 2hrs

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Original Sheet Size: A4 (297x210) Plot Date: 05 Mar 2018 @ 10:58 AM Path: S:\HERTFORD\HIGH-WAYS\SHOS\WCS\Shared\SPET\TRO\TEAM\NewTownSquare\NewTownSquare\plan.dwg GVLB

