

HERTFORDSHIRE COUNTY COUNCIL

ROAD TRAFFIC REGULATION ACT 1984

Date of Order: 11 January 2019

Order No: 8222

THE HERTFORDSHIRE (CHURCHGATE, COLLEGE ROAD AND PENGELLY CLOSE, CHESHUNT) (RESTRICTION OF WAITING) ORDER 2018

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 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 of the Act of 1984, hereby make the following Order:-

1. This Order may be cited as "The Hertfordshire (Churchgate, College Road and Pengelly Close, Cheshunt) (Restriction of Waiting) Order 2018" and shall come into effect on Monday 21 January 2019.
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 those lengths of Churchgate, College Road and Pengelly Close, Cheshunt as specified in the Schedule to this Order.
3. (1) Nothing in Article 2 of this Order applies to the lengths of road restricted by that Article (which said lengths of road are 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 lengths of road restricted by that Article (which said lengths of road are 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 lengths 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 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 – maps BRX0361(rev 3) and BRX0374 (rev 5)
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 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

lengths of Churchgate, College Road and Pengelly Close, Cheshunt – no waiting at any time

- | | |
|---------------------------|--|
| Churchgate
(east side) | <p>(a) from a point 6 metres north of a point in line with the north facia wall of The Green Dragon Public House, 62 Churchgate, southwards for approximately 44 metres to a point in line with the projected north kerbline of the access road leading into Old Bishops College, Churchgate.</p> <p>(b) from a point in line with the projected south kerbline of the access road leading into Old Bishops College, Churchgate, southwards for approximately 89 metres to a point in line with the projected north west kerbline of the entrance / exit road to Broxbourne Borough Council offices.</p> <p>(c) from a point in line with the projected south east kerbline of the entrance / exit road to Broxbourne Borough Council offices, south and south westwards for approximately 69 metres to its junction with the north east kerbline of College Road.</p> |
|---------------------------|--|

- (west side) (a) from a point 18 metres north of a point in line with the north boundary of 51 Churchgate southwards for approximately 169 metres to a point in line with the projected north kerblineline of the access road serving the rear of properties 5-9 Churchgate.
- (b) from a point in line with the with the projected south west kerblineline of the access road serving the rear of properties 5-9 Churchgate southwards for approximately 41.5 metres to a point 4 metres north of a point in line with the boundary between 1 and 3 Churchgate.
- Access Road into Old Bishop's College (both sides) from a point in line with the projected east kerblineline of Churchgate eastwards for 5 metres.
- Entrance to Broxbourne Borough Council Offices (both sides) from a point in line with the projected east kerblineline of Churchgate eastwards for 4 metres.
- Access road serving rear of properties 5-9 (both sides) from a point in line with the projected west kerblineline of Churchgate westwards for 2 metres.
- College Road (north east side) from its junction with the east kerblineline of Churchgate south eastwards for 16 metres.
- Pengelly Close (north west & north east sides) from a point 8 metres south west of a point in line with the boundary between 41 and 43 Pengelly Close south westwards and westwards for approximately 29 metres to a point 0.5 metre south east of a point in line with the north west boundary of 56 Pengelly Close.

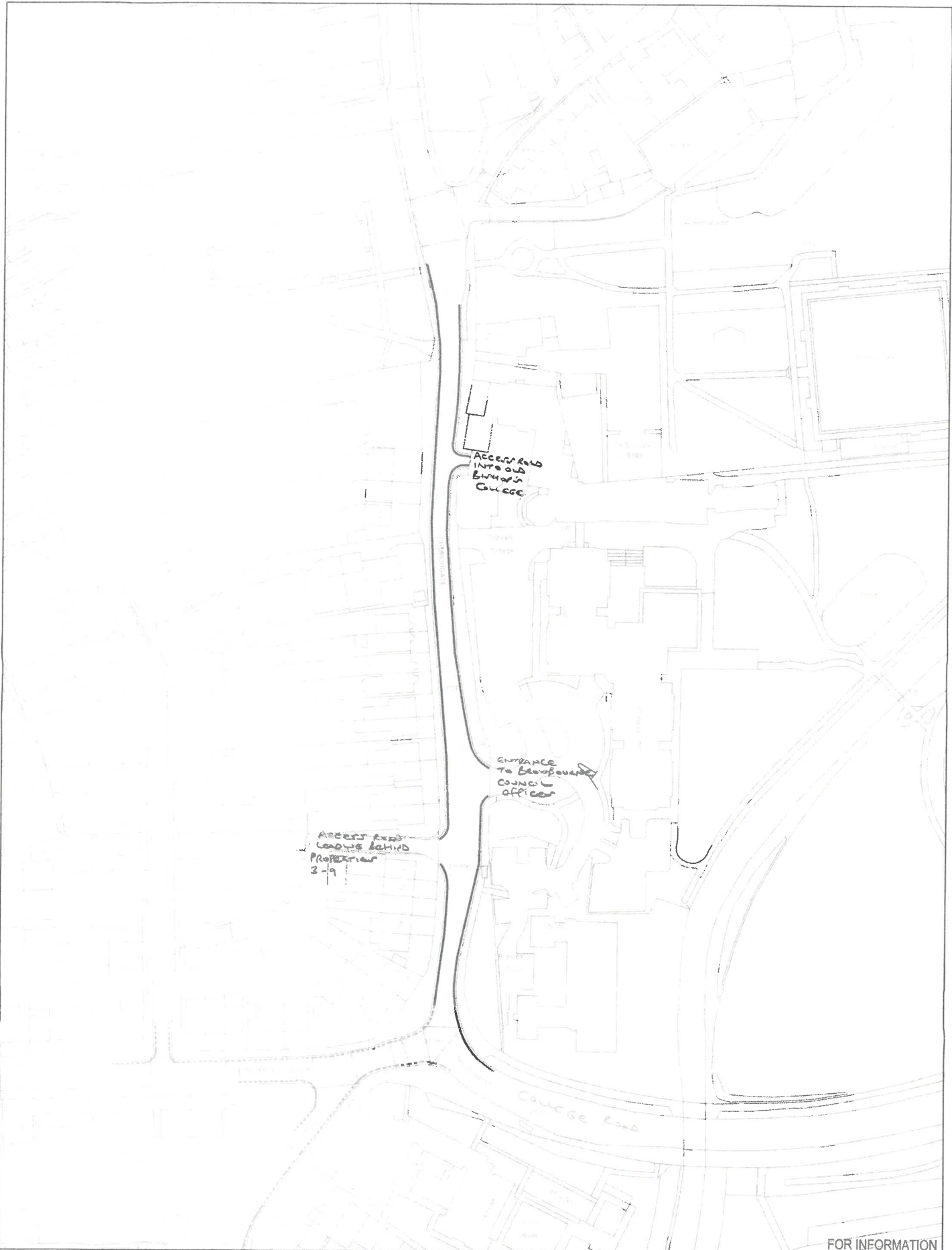
IN WITNESS whereof the Common Seal of the Hertfordshire County Council was hereunto affixed this 11th day of January 2019

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

K.Pettitt
Kathryn Pettitt

Chief Legal Officer





FOR INFORMATION

Key:

- Proposed No Waiting at Any Time Restriction
- Existing No Waiting at Any Time Restriction

1:1000
A3

COUNTY HALL
Pegs Lane
Hertford, Herts
SG13 8DN
Phone: 01992 555555

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Design:	QC	Approved:	DH	Approved Date:	22/01/18
Drawn:	HZ	Scale:	1:1000		

HERTFORDSHIRE COUNTY COUNCIL
HIGHWAY LOCALITY TEAM
CHURCHGATE, CHESHUNT

CHURCHGATE, CHESHUNT
PROPOSED TRAFFIC REGULATION ORDER

Project No:	G-HLB09.Y502	Sheet No.:	01	Revision:	RA
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Key:

Proposed 'No Waiting at Any Time'
Restriction: 

0 10m 20m 30m



Revision	Amendment	Approved	Date



COUNTY HALL
Pegs Lane
Hertford, Herts
SG13 8DN
Phone: 01992 555555

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Drawn: PAC (Designed) Approved: VW (Revision Date)

Project No. BXLG/01 Scale 1:500 @ A4

Project
HERTFORDSHIRE COUNTY COUNCIL
HIGHWAY LOCALITY BUDGET 18/19
PROPOSED TRAFFIC REGULATION ORDER
Sheet

PROPOSED WAITING RESTRICTIONS
PENGELLY CLOSE / BURY GREEN

Drawing No. BXLG/01 Sheet No. 002 Revision R0

HERTFORDSHIRE COUNTY COUNCIL
THE HERTFORDSHIRE (CHURCHGATE, COLLEGE ROAD AND PENGELLY CLOSE, CHESHUNT)
(RESTRICTION OF WAITING) ORDER 2018

NOTICE is given that the Hertfordshire County Council has made an Order under the Road Traffic Regulation Act 1984 to introduce waiting restrictions in parts of Cheshunt as specified in the Schedule to this Notice. The Order will come into effect on Monday 21 January 2019.

Documents giving more detailed particulars of the Order may be inspected from 17 January 2019 to 28 February 2019 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: B023-02418.

Enquiries relating to the Order should be referred to the Highways Engineer concerned Val 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 those roads herein listed and as set out in the Order and accompanying plans
- Parts of Churchgate, College Road and Pengelly Close, Cheshunt.

County Hall
Hertford
Herts SG13 8DN

17 January 2019
Mark Kemp
Director of Environment and Infrastructure

STATEMENT OF REASONS

THE HERTFORDSHIRE (CHURCHGATE, COLLEGE ROAD AND PENGELLY CLOSE, CHESHUNT) (RESTRICTION OF WAITING) ORDER 2018

Hertfordshire County Council is proposing to improve road safety by introducing waiting restrictions in parts of Cheshunt.

The proposals will comprise of –

- 'no waiting at any time' restriction on parts of Churchgate, College Road and Pengelly Close.

These measures are considered necessary in order to help enhance visibility for road users along the lengths of Churchgate, College Road and Pengelly Close, through deterring obstructive parking and also preventing parking directly on the footways. The enhanced visibility is intended to improve road safety at and on approach to junctions and improve pedestrian passage.

Therefore, 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 preventing damage to the road or to any building on or near the road, 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 and Hertfordshire County Council Passenger Transport Unit have also been consulted.