

HERTFORDSHIRE COUNTY COUNCIL

THE HERTFORDSHIRE (RIVERSIDE WALK, BISHOP'S STORTFORD) (PEDESTRIAN ZONE AND PROHIBITION OF WAITING) ORDER 2021

THE HERTFORDSHIRE (RIVERSIDE WALK, BISHOP'S STORTFORD) (RESTRICTED ZONE) ORDER 2021

NOTICE is given that the Hertfordshire County Council in order to improve road safety proposes under the Road Traffic Regulation Act 1984 to introduce a Pedestrian Zone and a Restricted Parking Zone in parts of Bishop's Stortford as specified in the Schedules to this Notice.

Documents giving more detailed particulars of the proposals are held on deposit at the offices of Hertfordshire County Council, Pegs Lane, Hertford. However, due to the current COVID 19 emergency, in particular the restrictions imposed on Social Distancing, the documents may be viewed on line from 7 January 2021 at www.hertfordshire.gov.uk/trafficorders by selecting East Herts and looking at Ref: EH02220, or you may request a copy of the documents quoting Ref EH02220 by emailing tro.team@hertfordshire.gov.uk, or paper copies may be collected by prior arrangement, from Front Reception, Hertfordshire County Council, County Hall, Pegs Lane, Hertford tel 01992 555553.

General enquiries relating to the proposals should be referred to the Highways Engineer concerned Martin Nevill tel: 01992 658272 or martin.nevill@hertfordshire.gov.uk

Objections to the proposals should be made **in writing** to Terry Curtis, Postal Point (CHO242), First Floor, East Link Corridor, County Hall, Pegs Lane, Hertford, Herts, SG13 8DN or tro.team@hertfordshire.gov.uk by 28 January 2021 stating the grounds on which they are made.

SCHEDULE 1: Pedestrian zone and Prohibition of waiting – at any time - effecting that section of road herein listed and as set out in the Order and accompanying plan – Part of Riverside Walk, between No's 5/6 Charlie Browns Barbers and South Street with an exemption for access by goods vehicles for loading.

SCHEDULE 2: Restricted parking zone – at any time - effecting that section of road herein listed and as set out in the Order and accompanying plan – Part of Riverside Walk, between Riverside and No's 5/6 Charlie Browns Barbers - no waiting loading or unloading at any time.

Consulting on this scheme is a statutory duty of the County Council. Any personal data you provide in responding to this Notice will be treated as confidential but will be shared with HCC Officers; County Councillors and contracted third parties who are involved in the statutory process. We will not share identifiable data with third parties outside of the statutory process. Guidance on your rights in respect of personal data are published in the Privacy Policy on our website, Hertfordshire.gov.uk

County Hall
Hertford
Herts SG13 8DN

7 January 2021
Mark Kemp
Director of Environment and Infrastructure

HERTFORDSHIRE COUNTY COUNCIL
ROAD TRAFFIC REGULATION ACT 1984

Date of Order:
Order No:

**THE HERTFORDSHIRE (RIVERSIDE WALK, BISHOPS STORTFORD)
(PEDESTRIAN ZONE AND PROHIBITION OF WAITING) ORDER 2021**

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 hereby make the following Order:-

1. (1) This Order may be cited as “The Hertfordshire (Riverside Walk, Bishops Stortford) (Pedestrian Zone and Prohibition of Waiting) Order 2021” and shall come into effect on
- (2) The Hertfordshire (Riverside Walk, Bishops Stortford) (Pedestrian Zone and Prohibition of Waiting) Order 2021 Plan number **HC 7700553.Y8.24.RWPZ 02** (“the On-Street Plan”) as listed in Schedule 1 to this Order is incorporated into this Order.

Interpretation

- 2 Save as otherwise defined within this Order, each and every expression shall have the meaning assigned to it by the Traffic Signs Regulations and General Directions 2016 SI 362 / 2016.

“goods” means goods of any kind whether animate or inanimate and includes postal packets of any description; and “delivering” and “collecting” in relation to any goods includes checking the goods for the purpose of their delivery or collection;

“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.

“Key” means the Key attached to “the On-Street Plan” to be read in conjunction with the On-Street Plan

“motor vehicle” – shall have the same meaning as given in Section 136 Road Traffic Regulation Act 1984

“Restricted Area” means that length of Riverside Walk, Bishops Stortford that is subject to the restriction imposed by Article 3 to this Order as identified in the key to and indicated on plan no **HC 7700553.Y8.24.RWPZ 02** which is incorporated into this Order pursuant of Article 1(2) hereof.

“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.

3. Save as provided in Article 4 to this Order no person shall at any time cause or permit any motor vehicle to enter, be in, or wait, load or unload in “the Restricted Area”, as defined within Article 2 of this Order and as shown on “the On-Street Plan” and indicated in the key to that plan.
4. Nothing in Article 3 of this Order applies in relation to –
 - (a) a goods vehicle being used for the purpose of loading or unloading goods to or from premises located within or directly adjacent to “the Restricted Area”.
 - (b) a vehicle being used for Fire and Rescue, Ambulance or Police purposes.

- (c) anything done with the permission of or at the direction of a Police Constable in uniform.
 - (d) a vehicle which is being used for one or more of the following purposes and which cannot reasonably be used for such a purpose without entering or being in the Restricted Area;
 - (i) any operation involving building, demolition or excavation;
 - (ii) the removal of any obstruction to traffic;
 - (iii) the maintenance, improvement or reconstruction of a road;
 - (iv) constructing, improving, maintaining, or cleaning of any street furniture; or
 - (v) 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.
 - (f) a marked vehicle which, whilst used by a universal service provider in the course of the provision of a universal postal service, is required to enter or be in the “Restricted Area” to enable postal packets to be delivered or collected.
5. The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.

SCHEDULE 1

Schedule	On-Street Plan – HC 7700553.Y8.24.RWPZ 02
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Signed:

**Quentin Baker
Chief Legal Officer**

Dated:

HERTFORDSHIRE COUNTY COUNCIL

**ROAD TRAFFIC REGULATION ACT 1984
TRAFFIC REGULATION ORDER**

**Date:
Order No:**

**THE HERTFORDSHIRE (RIVERSIDE WALK BISHOP'S STORTFORD)
(RESTRICTED PARKING ZONE) ORDER 2021**

Draft

PART I - PRELIMINARY

- 1. Citation and Commencement
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- 5. Removal of a vehicle from the Restricted Parking Zone
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- 7. Penalty Charge Notices
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- 9. Restriction on the removal of Penalty Charge Notices

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Schedule	Restricted Parking Zone Plan – HC 7700553.Y8.24.RWRZ 03
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The Hertfordshire County Council, in exercise of their powers under Sections 1, 2, 3 and 4 and Part IV of Schedule 9 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 to the 1984 Act, hereby makes the following Order:

PART I - PRELIMINARY

Citation and commencement

- 1. (a) This Order may be cited as “The Hertfordshire (Riverside Walk, Bishop’s Stortford) (Restricted Parking Zone) Order 2020” and shall come into effect on.....
- (b) The Hertfordshire (Riverside Walk, Bishop’s Stortford) Restricted Zone Plan: **HC 7700553.Y8.24.RWRZ 03** (hereinafter referred to as “the Restricted Parking Zone Plan”) is incorporated into this Order.

Interpretation

- 2.(1) In this Order, except where the context otherwise requires, the following expressions have the meaning hereby respectively assigned to them:

“civil enforcement officer” has the meaning as given in the Traffic Management Act 2004.

“County Council” means the council of the County of Hertfordshire.

“Council” means East Hertfordshire District Council and includes any parking services contractors or authorised agent appointed by and acting on behalf of the Council for the purposes of any function under the provisions of this Order;

“designated officer” means an officer nominated by East Hertfordshire District Council to carry out Council functions associated with the provisions of this Order;

“driver”, in relation to a vehicle waiting in the restricted waiting zone, means the person driving the vehicle at the time it was left in the restricted waiting zone;

“enactment” means any enactment, whether public general or local, and includes any order, byelaw, rule, regulation, scheme or other instrument having effect by virtue of an enactment;

“goods” means goods of any kind whether animate or inanimate and includes postal packets of any description; and “delivering” and “collecting” in relation to any goods includes checking the goods for the purpose of their delivery or collection;

“goods carrying vehicle” means a motor vehicle which is constructed or adapted for use for the carriage of goods or burden of any description and is not drawing a trailer;

“Motor-cycle” has the same meaning as that in the Road Vehicles (Construction and Use) Regulations 1986;

“owner”, in relation to a vehicle, means the person by whom such vehicle is kept and used;

“passenger vehicle” means a motor vehicle (other than a motorcycle or invalid carriage) constructed or adapted solely for the carriage of not more than twelve passengers (exclusive of the driver) and their effects and not drawing a trailer;

“penalty charge” has the same meaning as a charge set by the Council in accordance with The Civil Enforcement of Parking Contraventions (Guidelines on levels of charges) (England) Order 2007 and the provisions of Part 6 and Schedule 9 of the Traffic Management Act 2004.

“Restricted Zone” or “RZ” is an area as shown in “the restricted parking zone plan” and indicated in the key to that plan as area’s which all the streets are subject to parking restrictions other than lengths of road where parking bays are designated, whether these parking bays bear road markings or not;

“Restricted Parking Zone Plan” is the plan numbered **HC 7700553.Y8.24.RWRZ 03**, inclusive of its Key, which is incorporated into this Order and its Schedule.

“telecommunication system” has the same meaning as in the Telecommunications Act 1984 (c.12);

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) Any reference in this Order to a numbered Article or Schedule shall, unless the context otherwise requires, be construed as a reference to the Article or Schedule bearing that number in this Order.
- (3) Any reference in this Order to any enactment shall be construed as a reference to that enactment as amended, applied, consolidated, re-enacted by or as having effect by virtue of any subsequent enactment.

PART II - RESTRICTIONS

Section 1 – Provisions of the Order

General prohibition on Waiting and Loading

3. Save as provided in Article 4 of this Order no person shall cause or permit any Vehicle to wait, load or unload at any time on the areas of Road or sides of the Road as shown on the “restricted parking zone plan” where waiting, loading and unloading is not allowed as identified and shown on and defined in the Key to the “restricted parking zone plan”.
4. The following vehicles are exempt from the General Prohibition as set out in Article 3:

- (a) a vehicle, necessarily required for use in connection with any of the following operations, namely:-
 - (i) the removal of any obstruction to traffic,
 - (ii) the maintenance, improvement or reconstruction on the areas of Road or sides of Road; and
 - (iii) the laying, erection, alteration or repair in or on land adjacent to the Roads, lengths of Road or sides of Road of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or of any telegraphic line by a utility organisation while attending to their apparatus;
- (b) a vehicle in the service of the Council or any other Local Authority whilst necessarily required for use in connection with highway works, highways and parking enforcement, waste collection or street cleansing activities;
- (c) a vehicle which is:
 - (i) required by law to stop; or
 - (ii) obliged to stop so as to prevent an accident; or
 - (iii) prevented from proceeding by circumstances outside his control; or
 - (iv) caused or permitted to stop or wait upon the direction or with the permission of a police constable in uniform.
- (d) a vehicle being used for:
 - (i) fire and rescue, ambulance or police purposes; or
 - (ii) attendance at an emergency by a Doctor, a District Nurse or Midwife.
The Council may require evidence to show that there was a genuine emergency.
- (e) a vehicle authorised by virtue of any special written dispensation by East Hertfordshire District Council.
- (f) 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.
- (g) a marked vehicle which, whilst used by a Civil Enforcement Officer in the course of the enforcement of waiting restrictions, is stationary only for so long as may be reasonably necessary for them to issue (or attempt to issue) a Penalty Charge Notice to a vehicle they believe to be parked in contravention of those restrictions or adjacent restrictions.

Removal of a vehicle from the Restricted Waiting Zone

5. Where a Civil Enforcement Officer is of the opinion that any of the provisions contained in Article 3 of this Order have been contravened or not complied with in respect of a vehicle left in any part of the restricted parking zone, they may remove or cause to be removed the vehicle from the restricted parking zone and, where it is so removed, shall provide for the safe custody of the vehicle and its contents.

Movement of a vehicle in an emergency

6. A Civil Enforcement Officer or Police Constable in uniform may move or cause to be moved, in case of emergency, to any place they think fit, any vehicle left in the restricted parking zone.

PART III - SUPPLEMENTARY PROVISIONS

Section 1 – Penalty Charge Notices

Penalty Charge Notices

7. (1) Where a person contravenes any of the restrictions set out in the provisions of this Order, or a vehicle is left in the 'restricted parking zone' otherwise than in accordance with the provisions of this Order, the Owner of the Vehicle in question shall incur a penalty charge.
- (2) That charge shall be payable to East Hertfordshire District Council in accordance with the instructions contained on the Penalty Charge Notice.

Period for which a vehicle may be left after a Penalty Charge has been incurred

8. The period for which a vehicle may be left in a restricted parking zone after a penalty charge has been incurred shall not exceed one hour.

Restriction on the removal of Penalty Charge notices

9. (1) Where a penalty charge notice has been issued in accordance with the provisions of Article 7 and attached to a vehicle no person not being the driver of the vehicle shall remove the notice from the vehicle unless authorised to do so by the driver of that vehicle.
- (2) Provided that nothing herein shall apply to a Civil Enforcement Officer or Police Constable in uniform or person removing the vehicle in pursuance of an arrangement made by the police constable in uniform or under the regulations in pursuance of powers contained in Sections 99,100, 101 and 102 of the Act of 1984.

Section 2 – Schedule

SCHEDULE

Restricted Parking Zone Plan

Plan no HC 7700553.Y8.24.RWRZ 03 as incorporated into this Order.

Signed:

Quentin Baker
Chief Legal Officer

Dated:

STATEMENT OF REASONS

THE HERTFORDSHIRE (RIVERSIDE WALK, BISHOP'S STORTFORD) (PEDESTRIAN ZONE AND PROHIBITION OF WAITING) ORDER 2021

THE HERTFORDSHIRE (RIVERSIDE WALK, BISHOP'S STORTFORD) (RESTRICTED PARKING ZONE) ORDER 2021

Hertfordshire County Council is proposing to introduce a Pedestrian Zone and a Restricted Parking Zone in parts of Bishop's Stortford.

The proposals will comprise of –

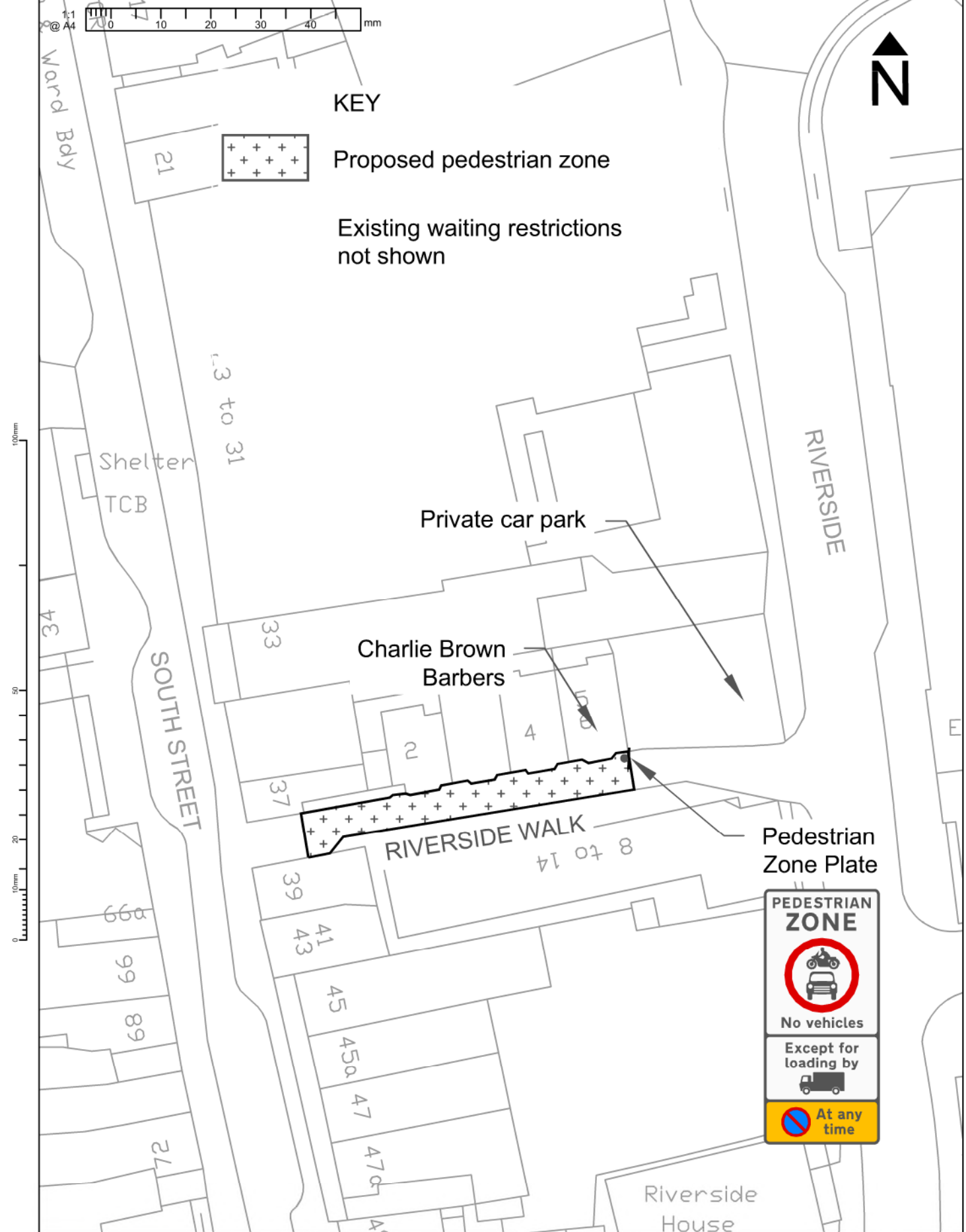
- Implementation of a 'Pedestrian zone' with a restriction of waiting therein, except for access and loading by goods vehicles, on part of Riverside Walk between No's 5/6 Charlie Browns Barbers and South Street.
- 'Restricted parking zone' restriction on part of Riverside Walk, no waiting, loading or unloading between Riverside and No's 5/6 Charlie Browns Barbers.

The restrictions are proposed in order to prevent inappropriate parking within Riverside Walk, where vehicles are causing obstruction to the private car park located towards the eastern end of the road. Additionally, inappropriate parking and use of the area, is causing accessibility issues for vulnerable road users.

Access will be maintained to the private car park within Riverside Walk. Loading will be permissible by goods vehicles within the pedestrian zone section.

Therefore, it appears to the Highway Authority, having also considered the duty imposed under Section 122 Road Traffic Regulation Act 1984, that it is necessary and expedient to make 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), for preventing the use of the road by vehicular traffic of a kind which, or its use by vehicular traffic in a manner which, is unsuitable having regard to the existing character of the road or adjoining property 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 East Herts District Council. The local Police, Ambulance, Fire & Rescue Services, Hertfordshire County Council Passenger Transport Unit Council, Bishop's Stortford Town Council and local residents are also being consulted.



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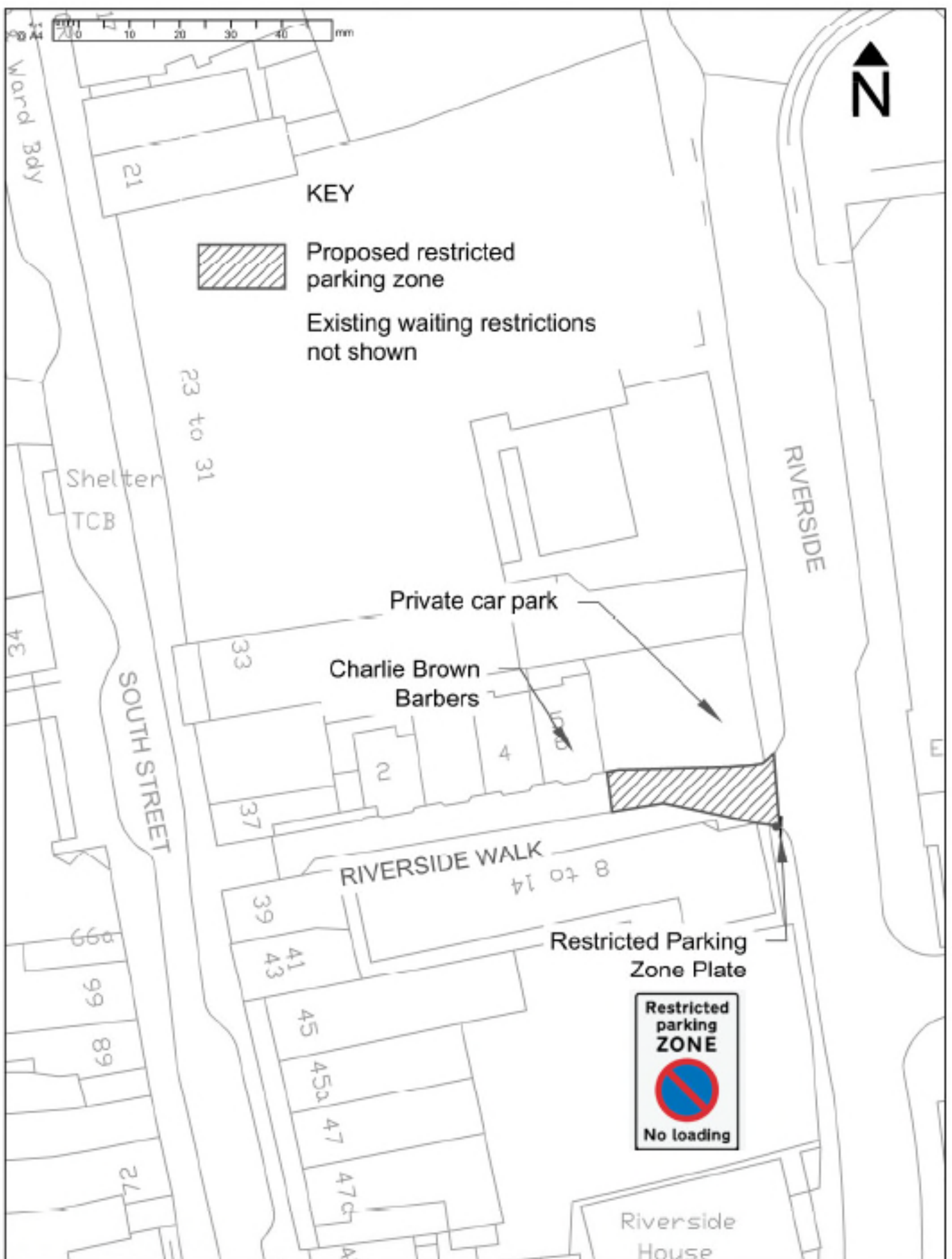
Project
 Riverside Walk PTRO
 Division 24

Sheet
 Proposed Pedestrian Zone
 Riverside Walk
 Bishops Stortford



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Rev	Date	Description of Revisions	Drawn	Checked	Approved	Approved Date	Signature	Signature	Signature	Signature	Scale(s)	Project No.	Sheet No.	Revision
R1	Sept '20	Cycle plate removed	MN	MN	MN	Sep '20					1:500	HC 7700553.Y8.24.RWPZ	02	R1



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<p>R1</p>		<p>Drawn MN</p>		<p>Proposed Restricted Zone Riverside Walk Bishops Stortford</p>	
<p>Sept 20</p>		<p>Designed MN</p>		<p>Scale 1:500</p>	
<p>Cycle plate removed</p>		<p>Checked MN</p>		<p>Project No. HC 7700553.Y8.24.RWRZ</p>	
<p>MN</p>		<p>Approved MN</p>		<p>Sheet No. 03</p>	
<p>MN</p>		<p>Approved Date Sep 20</p>		<p>Revision R1</p>	
<p>MN</p>		<p>Signature</p>		<p>Revision</p>	