

THE EAST HERTFORDSHIRE DISTRICT COUNCIL

(APTON COURT AND URBAN ROAD, BISHOP'S STORTFORD) (DISABLED PERSONS PARKING PLACES) ORDER 2018

NOTICE IS HEREBY GIVEN that the East Herts District Council (pursuant to arrangements made with Hertfordshire County Council) proposes to make an Order under the Road Traffic Regulation Act 1984. The general effect of the Order will be to create two new disabled persons parking places to allow their use by disabled badge holders within Parking Zones B4 and B2, Bishop's Stortford as specified in the Schedule to this Notice.

Full details of the proposals are contained in the draft Order, the plans and the statement of reasons which may be inspected during normal office hours at the council offices of East Herts District Council Offices, Wallfields, Pegs Lane, Hertford, Herts, SG13 8EQ and Causeway, Bishops Stortford, Herts, CM23 2EN or viewed at www.eastherts.gov.uk from 9 August 2018.

General enquiries relating to the proposals should be referred to Dominique Kingsbury, East Herts District Council, Parking Services telephone 01279-502036 or email dominique.kingsbury@eastherts.gov.uk

Objections to the proposals stating the grounds on which they are made must be sent in writing to Dominique Kingsbury, East Herts District Council, Parking Services, Wallfields, Pegs Lane, Hertford, Herts, SG13 or email dominique.kingsbury@eastherts.gov.uk by 31 August 2018.

SCHEDULE

Schedule: Lengths of Road, Parking Places for Disabled Persons – at any time – those sections of road herein listed and as set out in the Order and accompanying plans: Parts of Apton Court and Urban Road

East Hertfordshire District Council
Wallfields
Pegs Lane
Hertford
SG13 8EQ

STATEMENT OF REASONS FOR PROPOSING

THE EAST HERTFORDSHIRE DISTRICT COUNCIL (APTON COURT AND URBAN ROAD, BISHOP'S STORTFORD) (DISABLED PERSONS PARKING PLACES) ORDER 2018

East Hertfordshire District Council is currently reviewing the use of disabled persons parking places throughout the District, especially within permit parking zones and seeks to create two new disabled persons parking places which will be opened up for blue badge holder only use.

Parking zones B4 and B2 in Bishop's Stortford both lack parking places of this type and so this proposal seeks to install two new disabled persons parking places: one in Apton Court opposite no.29 and the other in Urban Road adjacent to no.35.

All the proposed measures have been subject to consultation with local and County Councillors representing the area and Hertfordshire County Council. The local Police, Ambulance and Fire & Rescue Services, Hertfordshire County Council Passenger Transport Unit, local residents and businesses have also been consulted.

EAST HERTFORDSHIRE DISTRICT COUNCIL

ROAD TRAFFIC REGULATION ACT 1984

Date of Order:

Order No:

THE EAST HERTFORDSHIRE DISTRICT COUNCIL (APTON COURT AND URBAN ROAD, BISHOP'S STORTFORD) (DISABLED PERSONS PARKING PLACES) ORDER 2018

The Council of East Hertfordshire District ("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 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. This Order may be cited as "The East Hertfordshire District Council (Apton Court and Urban Road, Bishop's Stortford) (Disabled Persons Parking Places) Order 2018" and shall come into effect on2018
2. The East Hertfordshire District Council (Apton Court and Urban Road, Bishop's Stortford) (Disabled Persons Parking Places) plans ("the plans") identified 62254733/DPP/01 and 62254733/DPP/02 are hereby incorporated into this Order
3. Those lengths of road in Bishop's Stortford as shown on "the plans" 62254733/DPP/01 and 62254733/DPP/02 incorporated into this Order and its Schedule and identified in the key to "the plans" as disabled persons parking places, are designated for use as parking places at any time for disabled persons vehicles which display in the relevant position a disabled persons badge and parking disc.
4. Save as provided in Article 5 of this Order, where in Article 3 of this Order a parking place is described as designated for use as a parking place at any time for disabled persons vehicles which display in the relevant position a disabled persons badge and parking disc, the driver of a vehicle shall not cause or permit a vehicle to wait in that parking place unless it is;
 - (a) a disabled persons vehicle on which is displayed in the relevant position a disabled persons badge and parking disc; and
 - (b) wholly parked within the marked limits of the parking place.
- 5(1) Nothing in Articles 3 or 4 of this Order applies to the lengths of road restricted by those Articles (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 East Herts District 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.

6. In this Order -

“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” means has the same meaning as given in Regulation 4 of the Local Authorities’ Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000

- 7. A vehicle left in a disabled persons parking place in contravention of Articles 3 or 4 of this Order, or left otherwise than in accordance with the provisions of this Order shall incur a penalty charge.
- 8. The provisions of the following Order are hereby revoked but only in so far as they are affected by the provisions imposed by this Order:

The East Hertfordshire District Council (Control of Parking) (Consolidation) Order 2017
- 9. The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.
- 10. 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.

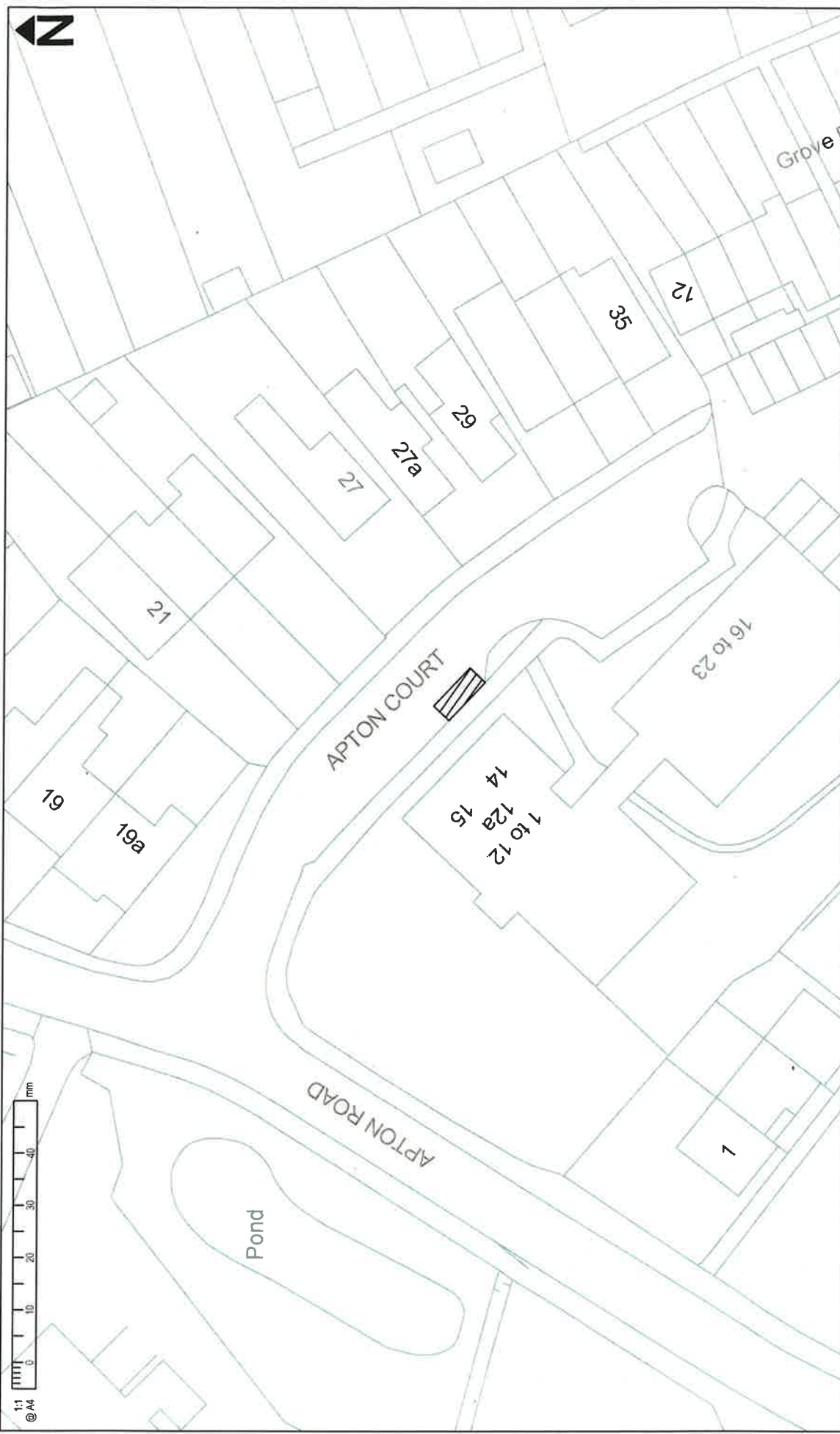
SCHEDULE


The plans identified as 62254733/DPP/01 and 62254733/DPP/02 are incorporated into this Order


GIVEN UNDER the Common Seal of the Council this x day of x 2018.

THE COMMON SEAL of EAST
HERTFORDSHIRE DISTRICT COUNCIL
Was hereunto affixed in the presence of

Alison Stuart
Head of Democratic and Legal Support Services



Key:  Proposed Disabled Persons Parking Places



Project: APTON COURT, BISHOPS STORTFORD

Sheet: PROPOSED DISABLED PERSONS PARKING PLACES

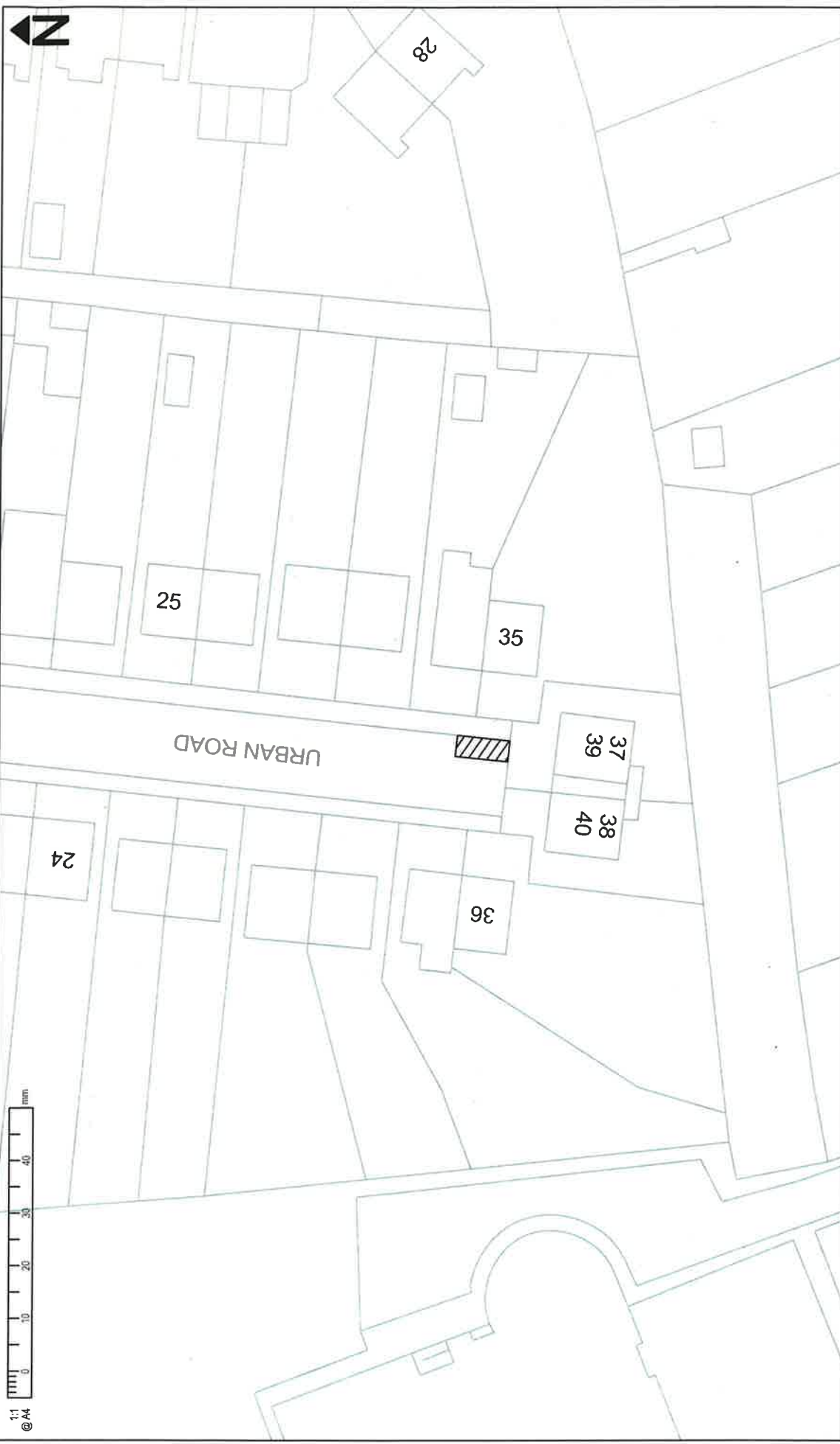
Project No.: 62254733/DPP/01

Sheet No.: 1 of 2 1

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 Unassigned: Approved Date: 10/7

SD	TC	Scale
SD	107	1:500



Project		URBAN ROAD, BISHOPS STORTFORD	
Sheet		PROPOSED DISABLED PERSONS PARKING PLACES	
Project No.	62254733/DPP/02	Sheet No.	2 of 2

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Designated	Approved
SD	TC
Urban	Scale
SD	1:500
SD	10/7



Key:

Proposed Disabled Persons
Parking Places