

EAST HERTFORDSHIRE DISTRICT COUNCIL

ROAD TRAFFIC REGULATION ACT 1984

**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 makes 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 on 17 September 2018.
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

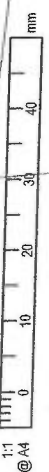
GIVEN UNDER the Common Seal of the Council this 17 September 2018

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


Alison Stuart
Head of Legal and Democratic Services



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URBAN ROAD

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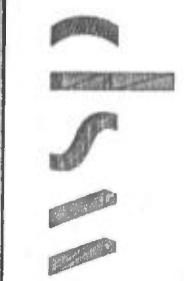
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Key:



Proposed Disabled Persons
Parking Places



URBAN ROAD, BISHOPS STORTFORD

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PROPOSED DISABLED PERSONS PARKING PLACES

62254733-DPP/02

2 of 2 | 0



Key:
 Proposed Disabled Persons Parking Places

WSP

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APTON COURT, BISHOPS STORTFORD

PROPOSED DISABLED PERSONS PARKING PLACES

62254733/DPP/01

1 of 2.1

THE EAST HERTFORDSHIRE DISTRICT COUNCIL

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

NOTICE IS HEREBY GIVEN that the East Hertfordshire District Council (pursuant to arrangement made with Hertfordshire County Council) has made the above 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.

Documents giving more detailed particulars of the Orders may be inspected from 20 September 2018 to 2 October 2018 during normal office hours at the offices of East Hertfordshire District Council, Wallfields, Pegs Lane, Hertford and Council Offices and Council Offices, The Causeway, Bishops Stortford or viewed at www.eastherts.gov.uk from 20 September 2018.

Enquiries relating to the proposals should be referred to Dominique Kingsbury, East Herts District Council, Parking Services telephone: 01279-502 036 or dominique.kingsbury@eastherts.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 Orders, may within 6 weeks from the date of this Notice apply to the High Court for this purpose.

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

20 September 2018

Head of Legal and Democratic Services
East Hertfordshire District Council
Wallfields
Pegs Lane
Hertford
SG13 8EQ