

ST ALBANS CITY AND DISTRICT COUNCIL

ROAD TRAFFIC REGULATION ACT 1984

THE ST ALBANS CITY AND DISTRICT COUNCIL (BATTLEFIELD ROAD AND MARSHALSWICK SOUTH AREA, ST ALBANS) (RESTRICTION OF WAITING) ORDER 2022

The St Albans City and District 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 the Hertfordshire County Council, and in exercise of powers conferred on that County under sections 1, 2, 3, 4 and Part IV of Schedule 9 of the Road Traffic Regulation Act 1984 and the provisions of Part 6 and Schedule 9 of the Traffic Management Act 2004 and of all other enabling powers, and after consultation with the Chief Officers of Police in accordance with Part III of Schedule 9 to the 1984 Act, makes the following Order:

1. This Order shall come into operation on 6th June 2022 and may be cited as The St Albans City And District Council (Battlefield Road and Marshalswick South Area, St Albans) (Restriction of Waiting) Order 2022 hereinafter referred to as "this Order";

Interpretation

2. In this Order:-

"Civil Enforcement Officer" is a Civil Enforcement Officer as defined by the Traffic Management Act 2004;

"disabled person's vehicle" means a vehicle lawfully displaying a disabled person's badge and which is a vehicle which, immediately before or after any period of waiting allowed by virtue of a provision of a kind required by Regulation 8 of the Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000 SI 683, has been or is to be driven by a disabled person or, as the case may be, has been or is to be used for carrying disabled persons as passengers;

"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

"disabled person" means a disabled person of a description prescribed by Regulation 4 of the Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000 SI 682;

"driver" means the person driving the vehicle at the time it was left in the parking place;

Restrictions on waiting

2. Save as provided in Articles 3, 4 and 5 of this Order no person, except upon the direction of a police constable in uniform or with the permission of a Civil Enforcement Officer shall, cause or permit any vehicle to wait at any time in those lengths of road in St Albans as specified in the Schedule to this Order.

Exemptions to the provisions of 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 St Albans City and 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 the Postal Services Act 2011.

- (2) The "purposes" referred to in sub-Article (1)(d) of this Article are –
- (a) the removal of any obstruction to traffic;
 - (b) the maintenance, improvement or reconstruction of a road;
 - (c) constructing, improving, maintaining, or cleaning of any street furniture; or
 - (d) 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. 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 to 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).

Revocations

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 City and District Of St Albans (Control of Parking) (Consolidation) Order 2013

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 roads within St Albans – No waiting at any time

Col 1	Col 2	Col 3	Col 4
Item	Name Of Road	Side Of Road	Description
1	Battlefield Road	Both	From its junction with Lancaster Road westwards for a distance of 15 metres
2	Battlefield Road	East	From a point 49 metres west of its junction with Lancaster Road westwards to a point in line with the common property boundary of numbers 48 and 50 Battlefield Road (approximately a distance of 37 metres)
3	Battlefield Road	East	From its junction with Sandpit Lane northwards for a distance of 32 metres
4	Battlefield Road	West	From its junction with Sandpit Lane northwards to a point in line with the common property boundary of numbers 1 and 3 Battlefield Road (Approximately 45 metres)
5	Battlefield Road	West	From a point 199 metres northeast of the common property boundary of numbers 1 and 3 Battlefield Road north eastwards to a point in line with the common property boundary of numbers 25 and 27 Battlefield Road (approximately a distance of 36 metres)
6	Battlefield Road	West	From a point in line with the common property boundary of numbers 55 and 57 Battlefield Road northeastwards to a point in line with the common property boundary of numbers 63 and 65 (approximately a distance of 46 metres)
7	Charmouth Court	East	From a point in line with the common property boundary of numbers 30 to 31 and 32 to 33 northwards for a distance of 25 metres
8	Charmouth Court	North	From its junction with Charmouth Road eastwards for a distance of 101 metres
9	Charmouth Court	South	From its junction with Charmouth Road eastwards for a distance of 18 metres

Col 1	Col 2	Col 3	Col 4
Item	Name Of Road	Side Of Road	Description
10	Charmouth Road	Both	From its junction with Sandpit Lane Northwards to a point in line with the common property boundary of number 2 Charmouth Road and number 43 Sandpit Lane (Approximately for a distance of 43 metres)
11	Charmouth Road	Both	From its junction with Marshal's Drive southwards for a distance of 21 metres
12	Charmouth Road	East	From a point 1metre south of the common property boundary of numbers 25 and 27 Charmouth Road northwards to a point in line with the common property boundary of numbers 20 and 22 Charmouth Road (Approximately for a distance of 56 metres)
13	Charmouth Road	East	From a point 5 metres south of the common property boundary of numbers 95 and 97 Charmouth Road northwards for a distance of 89 metres
14	Charmouth Road	West	From a point 1metre south of the common property boundary of numbers 25 and 27 Charmouth Road northwards to a point in line with the common property boundary of numbers 31 and 33 Charmouth Road (Approximately for a distance of 34 metres)
15	Charmouth Road	West	From a point 4 metres south of the common property boundary of numbers 95 and 97 Charmouth Road northwards for a distance of 48 metres
16	Charmouth Road	West	From a point in line with the common property boundary of numbers 59 and 61 Charmouth Road northwards to a point in line with the common property boundary of numbers 63 and 65 Charmouth Road (Approximately for a distance of 35 metres)
17	Faircross Way	Both	From its junction with Charmouth Court eastwards to a point in line with the common property boundary of numbers 2 and 4 Faircross Way (Approxamately for a distance of 30 metres)
18	Faircross Way	North	From a point 8 metres east of the common property boundary of numbers 30 and 32 Faircross Way eastwards for a distance of 157 metres
19	Faircross Way	North	From its junction with Homewood Road westwards for a distance of 23 metres
20	Faircross Way	South	From a point in line with the common property boundary of numbers 34 and 36 Faircross Way eastwards to a point in line with the common property boundary of numbers 40 and 42 Faircross Way (Approxamately for a distance of 50 metres)
21	Faircross Way	South	From a point in line with the common property boundary of numbers 44 and 46 Faircross Way eastwards to a point in line with the common property boundary of numbers 48 and 52 Faircross Way (Approxamately for a distance of 54 metres)

Col 1	Col 2	Col 3	Col 4
Item	Name Of Road	Side Of Road	Description
22	Gurney Court Road	Both	From a point 23 metres north of the common property boundary of numbers 165 and 167 Gurney Court Road northwards to its junction with Marshalswick Lane (Approximately for a distance of 70 metres)
23	Gurney Court Road	East	From a point in line with the common property boundary of numbers 4 and 6 Gurney Court Road to a point in line with the common property Boundary of numbers 6 and 8 Gurney Court Road (Approximately a distance of 19 metres)
24	Gurney Court Road	East	From a point in line with the common property boundary of numbers 66 and 68 Gurney Court Road northwards to a point in line with the common property boundary of numbers 74 and 76 Gurney Court Road (approximately for a distance of 53 metres)
25	Hall Heath Close	Both	From its junction with Sandpit Lane northwards for a distance of 13 metres
26	Harptree Way	Both	From its junction with Gurney Court Road eastwards for a distance of 11 metres
27	Harptree Way	Both	From its junction with Charmouth Road Westwards for a distance of 11 metres
28	Homewood Road	East	From a point in line with the common property boundary of numbers 16 and 18a Homewood Road northwards to a point in line with the common property boundary of numbers 20 and 22 Homewood Road (approxametly a distance of 39 metres)
29	Homewood Road	West	From a point in line with the common property boundary of numbers 9 and 11 Homewood Road northwards to a point in line with the common property boundary of numbers 15 Homewood Road and 29 Faircross Way (approxametly a distance of 65 metres)
30	Lancaster Road	Both	From a point in line with the common property boundary of numbers 120 and 122 Lancaster Road northwards for its remaining length (Approximately for a distance of 37 metres)
31	Lancaster Road	East	From its junction with Sandpit Lane northwards to a point in line with the common property boundary of numbers 4 and 6 Lancaster Road (Approximately for a distance of 43 metres)
32	Lancaster Road	East	From a point in line with the common property boundary of numbers 70 and 72 Lancaster Road northwards to a point in line with the common property boundary of numbers 76 and 78 Lancaster Road (Approximately for a distance of 27 metres)
33	Lancaster Road	West	From its junction with Sandpit Lane northwards to a point in line with the common property boundary of numbers 1 and 3 Lancaster Road (Approximately for a distance of 35 metres)

Col 1	Col 2	Col 3	Col 4
Item	Name Of Road	Side Of Road	Description
34	Lancaster Road	West	From a point in line with the common property boundary of numbers 53 and 55 Lancaster Road northwards to a point in line with the common property boundary of numbers of 59 and 61 Lancaster Road (Approximately for a distance of 49 metres)
35	Marshal's Drive	North	From a point in line with the common property boundary of numbers 14 and 16 Marshal's Drive westwards for a distance of 47 metres
36	Marshal's Drive	North	From a point in line with the rear common property boundary of numbers 14 and 16 Marshalswick Lane eastwards a point in line with the common property boundary of numbers 18 and 20 Marshalswick Lane (approximately for a distance of 30 metres)
37	Marshal's Drive	South	From a point in line with the common property boundary of numbers 16 and 18 Marshal's Drive westwards for a distance of 57 metres
38	Marshal's Drive	South	From a point in line with the common property boundary of numbers 24 and 26 Marshal's Drive eastwards for a distance of 58 metres
39	Sandpit Lane	Both	From a point 5 metres southwest of the southwestern kerbline of Lancaster Road northwards to its junction with Gurney Court Road (approximately a distance of 160 metres)
40	Sandpit Lane	Both	From a point 40 metres east of the eastern kerblin of Charmouth Road eastwards for a distance of 453 metres
41	Sandpit Lane	Both	From a point in line with the eastern kerbline of Woodstock Road North eastwards for a distance of 116 metres
42	The Park (Eastern Flank)	Both	From its junction with Faircross Way northwards for a distance of 27 metres (Including centre island)
43	The Park (Eastern Flank)	West	From a point in line with the common property boundary of numbers 38 and 40 The Park Southwards to a point in line with the common proeprerty boundary of numbers 40 and 42 The Park (Approximately for a distance of 40 metres)
44	The Park (Northern End)	North	From a point in line with the common property boundary of numbers 36 and 38 The Park eastwards to a point in line with the common property boundary of numbers 53 and 55 The Park (Approximately for a distance of 53 metres)
45	The Park (Western Flank)	Both	From its junction with Faircross Way northwards to a point in line with the common property boundary of number 2 The Park and number 19 Faircross Way (Approximately a distance of 24 metres) (Including centre island)

Col 1	Col 2	Col 3	Col 4
Item	Name Of Road	Side Of Road	Description
46	The Park (Western Flank)	Northeast	From a point in line with the common property boundary of numbers 22 and 24 The Park northwestwards and the northeastwards to a point in line with the common property boundary of numbers 26 and 28 The Park (Approximately for a distance of 84 metres)
47	The Park (Western Flank)	West	From a point 184 metres northwest of the common property boundary of number 2 The Park and number 19 Faircross Way northeastwards for a distance of 35 metres

The Common Seal of
 St Albans City and District Council
 was hereunto affixed on the 17th March 2022
 in the presence of:-



Sally D. B...

 Authorised Signatory

C. S. P...

 Authorised Signatory