

STATEMENT OF REASONS FOR PROPOSING
THE ST ALBANS CITY AND DISTRICT COUNCIL (BRITTON AVENUE, ST
ALBANS)(RESTRICTION OF WAITING) ORDER 2013

St Albans City and District Council is currently preparing measures to improve road safety and reduction congestion in Britton Avenue, St Albans.

Britton Avenue is situated in a residential area close to the Town Centre that has a high demand for parking. Britton Avenue is a busy road used by both residents and vehicles entering and leaving the multi storey car park situated at Crovers Way/Russell Avenue, St Albans. Outside of the current controlled period of Monday to Saturday 08:30 to 18:30, vehicles may park with out control. This results in vehicles parking close to junctions and opposite existing cars, reducing visibility and road width, preventing oncoming vehicles from passing.

St Albans City and District Council (pursuant to arrangements made with Hertfordshire County Council) proposes to introduce no waiting at any time waiting restrictions at the following locations.

Britton Avenue

Following consultation with local Councillors representing residents, residents, Hertfordshire Constabulary and Hertfordshire County Council the problem of vehicles obstructing traffic and reducing visibility at junctions has been highlighted.

It is intended that these measures will:

- Reduce instances of inappropriate or inconsiderate parking and improve visibility at road junctions.
- Deter drivers from parking vehicles that narrow the road width to a single track.
Reduce congestion.
- Improve road safety.

It appears to the Council therefore that these measures are necessary and it is expedient to make Orders to avoid danger to persons using the road and footway or to prevent the likelihood of such danger arising, to prevent or relieve congestion and to improve the amenities of an area through which a road runs.

The proposals have been developed following consultation with Residents, District Councillors, Hertfordshire County Council, Hertfordshire Constabulary and all other statutory consultees, taking into account Section 122 of Road Traffic Regulation Act 1984.

24 April 2013

Public Notice

ST ALBANS CITY AND DISTRICT COUNCIL

ROAD TRAFFIC REGULATION ACT 1984

THE ST ALBANS CITY AND DISTRICT COUNCIL (BRITTON AVENUE, ST ALBANS)(RESTRICTION OF WAITING) ORDER 2013

1. NOTICE IS HEREBY GIVEN that St Albans City and District Council (pursuant to arrangement made with Hertfordshire County Council) has made the above Order under the Road Traffic Regulation Act 1984.
2. The general effect of the Order would be to introduce double yellow lines in Britton Avenue St Albans. The restrictions are intended to reduce instances of inappropriate or inconsiderate parking, improve visibility at road junctions and improve road safety

SCHEDULE ONE

No Waiting At Any Time

Britton Avenue

Lengths of road as detailed on plan reference – BA-01-2013

Documents giving more detailed particulars of the Orders including the map to the schedule may be inspected at St Albans City and District Council, Civic Centre, St Albans, AL1 3JE or at www.stalbans.gov.uk/parking.

Any person who wishes to question the validity of the Order or any of its provisions on the grounds that it or they are not within the powers conferred by the Act, or that any requirements of the Act or of any instrument made under it have not been complied with may, within six weeks from the date of this Notice, apply to the High Court for that purpose.

Dated 10 September 2014

Mike Lovelady - Head of Legal, Democratic & Regulatory Services

Council of the City & District of St Albans

Civic Centre, St Peters Street, St Albans, AL1 3JE

ST ALBANS CITY AND DISTRICT COUNCIL

ROAD TRAFFIC REGULATION ACT 1984

THE ST ALBANS CITY AND DISTRICT COUNCIL (BRITTON AVENUE, ST ALBANS)(RESTRICTION OF WAITING) ORDER 2013

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, and 3 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. (1) This Order may be cited as "The St Albans City and District Council (Britton Avenue, St Albans)(Restriction of Waiting) Order 2013" and shall come into operation on 10th September 2014.
 - (2) The City and District of St Albans On-Street Waiting Plan ("the On-Street Plan") and the Schedule to the Order is incorporated into this Order.
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 roads specified in Schedule 1 and detailed on the relevant plans 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 that 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 –
 - (i) a Police Constable in uniform;
 - (ii) a Civil Enforcement Officer as defined by the Traffic Management Act 2004 and appointed by St Albans City and District Council;
 - (iii) an authorised officer of the 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 2000.

- (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 Schedule 1 and shown on the relevant plan 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;

“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 Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.
7. 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.
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 ONE

No Waiting At Any Time

Britton Avenue

Lengths of road as detailed on plan reference – BA-01-2013

The Common Seal of)
St Albans City and District Council)
was hereunto affixed on the 3rd September 2014)
in the presence of:-)



Sally C. Fyfe

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Authorised Signatory

A. S. [Signature]

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Authorised Signatory

