

ST ALBANS CITY AND DISTRICT COUNCIL

ROAD TRAFFIC REGULATION ACT 1984

THE ST ALBANS CITY AND DISTRICT COUNCIL (GUILDFORD ROAD AND VARIOUS ROADS - ST ALBANS) (RESTRICTION OF WAITING) ORDER 2015

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. This Order may be cited as “The St Albans City and District Council (Guildford Road and Various Roads – St Albans) (Restriction of Waiting) Order 2015 and shall come into operation on 17th August 2015
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 as specified in the Schedule 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 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 2000.

(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. (i) 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 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; 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

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
Number	Road	Side of Road	Description
1	Beresford Road	Both	From a point in line with the southern kerbline of Cambridge Road southwards for a distance of 10 metres
2	Cambridge Road	South	From a point in line with the eastern kerbline of Beresford Road eastwards for a distance of 10 metres
3	Cambridge Road	South	From a point in line with the western kerbline of Beresford Road westwards for a distance of 10 metres
4	Guildford Road	East	From a point in line with the southern kerbline of Hedley Road Southwards for a distance of 10 metres
5	Guildford Road	East	From a point 30 metres south of the southern kerbline of Hedley Road southwards for a distance of 15 metres
6	Guildford Road	West	From a point in line with the southern kerbline of Hedley Road Southwards for a distance of 15 metres
7	Guildford Road	North and West	From a point 6.5 metres southeast of the common boundary of 33 and 35 Guildford road southeastwards then northeastwards for a distance of 39.5metres

The Common Seal of
 St Albans City and District Council
 was hereunto affixed on the 15th July 2015
 in the presence of:-



Sally C. Rose

 Authorised Signatory

C.S.M.

 Authorised Signatory

STATEMENT OF REASONS

THE ST ALBANS CITY AND DISTRICT COUNCIL (GUILDFORD ROAD AND VARIOUS ROADS - ST ALBANS) (RESTRICTION OF WAITING) ORDER 201*

It is intended that these measures will:

- Reduce instances of inappropriate or inconsiderate parking and improve visibility at road junctions and property entrances.
- 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, District Councillors, Hertfordshire County Council, Hertfordshire Constabulary, Harpenden Town Council and all other statutory consultees, taking into account Section 122 of Road Traffic Regulation Act 1984.

Date 10 July 2015

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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 and shall come into operation on 17th August 2015.

The general effect of the Order would be to introduce no waiting at any time. The restrictions are intended to improve road safety and reduce instances of inappropriate or inconsiderate parking.

SCHEDULE

No waiting at any time

Beresford Road at its junction with Cambridge Road, Cambridge Road at its junction with Beresford Road, and various sections of Guildford Road

Documents giving more detailed particulars of the Order may be inspected during normal office hours 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 6 weeks from the date of this Notice, apply to the High Court for that purpose.

Dated 15th July 2015

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

