

BOROUGH OF BROXBOURNE
ROAD TRAFFIC REGULATION ACT 1984

THE BOROUGH OF BROXBOURNE (VARIOUS ROADS)
(DISABLED PERSONS' PARKING PLACES) ORDER NO.2 2022

THE COUNCIL OF THE BOROUGH OF BROXBOURNE, pursuant to arrangements made with the Hertfordshire County Council under Section 19 of the Local Government Act 2000 and the Local Authorities (Arrangements for the Discharge of Functions) (England) Regulations 2000, and in exercise of its powers under Sections 32, 35 and Part IV of Schedule 9 of the Road Traffic Regulation Act 1984, (hereinafter called "the 1984 Act") and of all other enabling powers, and after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 of the Act of 1984, hereby make the following Order:

1(1) In this Order

"Disabled Person's Badge" has the same meaning as in The Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000.

"Disabled Person's Vehicle" has the same meaning as in Section 142(1) of the 1984 Act

"Driver", in relation to a vehicle waiting in a Parking Place, means the person driving the vehicle at the time it was left in the Parking Place

"Parking Place" means any part of a road authorised by this Order to be used as a parking place

(2) For the purposes of this Order a vehicle shall be regarded as displaying a Disabled Person's Badge in the relevant position if:

- (i) in the case of a vehicle fitted with a dashboard or fascia panel, the badge is exhibited thereon so that the serial number and the date of expiry of the badge is legible from outside the vehicle; or
- (ii) in the case of a vehicle not fitted with a dashboard or fascia panel, the badge is exhibited in a conspicuous position on the vehicle so that the serial number and the date of expiry of the badge is legible from outside the vehicle.

2 The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.

3 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

4(1) Those parts of the roads specified in Column 1 of Schedule 1 and shown for identification purposes only in the plan in the Schedule to this Order are authorised to be used in a position specified in Column 2 of the said Schedule 1 and subject to the following provisions of this Order, as Parking Places at any time for Disabled Person's Vehicles which display in the relevant position a Disabled Person's Badge.

(2) Nothing in paragraph (1) of this Article shall restrict the power of the Council, for preventing obstruction of the roads, by order, or by notice on the occasion of any public procession, rejoicing or illumination, or when the roads are thronged or liable to be obstructed, to close the Parking Place.

- 5 Where in Column 1 of Schedule 1 to this Order a Parking Place is described as available for a Disabled Person's Vehicle which displays in the relevant position a Disabled Person's Badge, the Driver of a vehicle shall not permit it to wait in that Parking Place unless it is:
- (a) a Disabled Person's Vehicle on which is displayed in the relevant position a Disabled Person's Badge, and
 - (b) wholly within the limits of the Parking Place.
- 6 A Driver of a vehicle shall not use a Parking Place:-
- (a) so as unreasonably to prevent access to any premises adjoining the road, or the use of the road by other persons, or so as to be a nuisance;
 - (b) when for preventing obstruction of the road the Council shall by order or by notice made on the occasion of any public procession, rejoicing or illumination or when the roads are thronged or liable to be obstructed have closed that Parking Place and exhibited notice of such closing on or near the Parking Place.
- 7 The Driver of a motor vehicle using a Parking Place shall stop the engine as soon as the vehicle is in a position in the Parking Place, and shall not start the engine except when about to change the position of the vehicle in or to depart from the Parking Place.
- 8 No person shall use a vehicle, while it is in a Parking Place, in connection with the sale of any article to persons in or near the Parking Place or in connection with the selling or offering for hire of his skill or service.
- 9 Subject to the provision hereto, when a vehicle is left in a Parking Place in contravention of any of the provisions contained in Articles 4 and 5 of this Order a person authorised in that behalf by the Council may remove the vehicle or arrange for it to be removed from that Parking Place provided that when a vehicle is waiting in a Parking Place in contravention of the provisions of Articles 4 and 5 of this Order, a person authorised in that behalf by the Council may alter or cause to be altered the position of the vehicle in order that its position shall comply with that provision.
- 10 Any person removing a vehicle or altering its position by virtue of Article 9 of this Order may do so by towing or driving the vehicle or moving the vehicle in such other manner as he may think necessary and may take such measures in relation to the vehicle as he may think necessary to enable him to remove it or alter its position, as the case may be.
- 11 When a person authorised by the Council removes or makes arrangements for the removal of a vehicle from a Parking Place by virtue of Article 9 of this Order, he shall make such arrangements as may be reasonably necessary for safe custody of the vehicle.
- 12(1) If a vehicle (other than a vehicle otherwise exempted by this Order) is left in contravention of any Article or provision of this Order, a penalty charge shall be payable.
- (2) In the case of a vehicle in respect of which a penalty charge is payable, a penalty charge notice may be issued in accordance with the Civil Enforcement of Parking Contraventions (England) General Regulations 2007.
 - (3) The penalty charge must be paid to Broxbourne Borough Council in accordance with the instructions and within the time limits specified on the penalty charge notice.

- 13 The lengths of road specified in Schedule 2 of this Order are no longer authorised for the sole parking of disabled persons vehicles.
- 14 The provisions of The Borough of Broxbourne (Control of Parking) (Consolidation) Order 2013 (“the 2013 Order”) are hereby revoked but only in so far as they are affected by the restrictions imposed by this Order.
- 15 Paragraph 26 of schedule 1 of the Borough of Broxbourne (Various Roads) (Disabled Persons Parking Places) Order No.2 2014 is revoked.
- 16 Paragraph 1 & 7 of schedule 1 of the Borough of Broxbourne (Various Roads) (Disabled Persons Parking Places) Order 2018 is revoked.
- 17 Paragraph 1, 24 & 28 of schedule 1 of the Borough of Broxbourne (Various Roads) (Disabled Persons Parking Places) Order No.2 2019 is revoked.
- 18 Paragraph 7 of schedule 1 of the Borough of Broxbourne (Various Roads) (Disabled Persons Parking Places) Order 2020 is revoked.
- 19 This Order shall come into operation on **DD Month YYYY** and may be cited as the Borough of Broxbourne (Various Roads) (Disabled Persons' Parking Places) Order 2022.

SCHEDULE 1

Column 1	Column 2
Description of the Parking Place	
i MEADWAY, HODDESDON South side from a point 4.6 metres east from a point in line with the western flank wall of No. 23 Meadway, eastwards for a distance of 5.5 metres	Parallel and adjacent to the kerb
ii HAWTHORN ROAD, HODDESDON North side from a point 4.8 metres east of a point in line with the western flank wall of No.54 Hawthorn Road, for a distance of 6.0 metres	Parallel and adjacent to the kerb
iii 11 HAWARD ROAD South side from a point 9.7 metres west of a point in line with the western flank wall of No. 12 Haward Road, westwards for a distance of 2.4 metres	at 90° to the kerb in a South – North direction
iv BARCLAY COURT, PARK VIEW, HODDESDON South side from a point 2.35 metres east of a point in line with the western flank wall of No. 13a Taylors Avenue, westwards for a distance of 2.5 metres	at 90° to the kerb in a South – North direction
v LORD STREET, HODDESDON South side from a point 8.80 metres east of a point in line with the western flank wall of No. 161 Lord street, Eastwards for a distance of 6.0 metres	Parallel and adjacent to the kerb

- | | | |
|------|---|--|
| vi | SAFFRON CLOSE, HODDESDON
South side from a point 0.6 metres west of a point in line with the eastern flank wall of Nos. 7 & 8 Saffron Close, eastwards for a distance of 2.8 metres | In the parking bay, lengthwise at 90° to the kerb in a North – South direction |
| vii | ROWAN DRIVE, TURNFORD
South side from a point 5.5 metres east of a point in line with the western flank wall of No.13 Rowan Drive, eastwards for a distance of 5.5 metres | at 90° to the kerb in a South – North direction |
| viii | MCGREDY, ROSEDALE, CHESHUNT
east side from a point 1.25 metres south-east of a point in line with the southern flank wall of No. 26 McGredy, Southwards for a distance of 2.9 metres | at 90° to the kerb in a East – West direction |
| ix | CEDAR LODGE, DAVISON DRIVE, CHESHUNT
East side from a point 5.0 metres North of a point in line with the Southern flank wall of Nos.8 & 9 Cedar Lodge, Davison drive Northwards for a distance of 6.0 metres | Parallel and adjacent to the kerb |
| x | COLLEGE COURT, CHESHUNT
East Side from a point 0.1 metres South of a point in line with the Northern flank wall of No.73 Great Cambridge Road, Northwards for a distance of 5.1 metres | Parallel and adjacent to the kerb |
| xi | HAMMOND CLOSE, CHESHUNT
West side from a point 7.1 meters north of a point in line with the Southern flank wall of No. 27 Hammond Close, northwards for a distance of 2.3 metres | at 90° to the kerb in a West – East direction |
| xii | BUSHBARNES, CHESHUNT
West side from a point 7.4 metres North of a point in line with the Southern flank wall of No.101 Bushbarnes, Northwards for a distance of 6.0 metres | Parallel and adjacent to the kerb |
| xiii | WHEATCROFT, CHESHUNT
East side from a point 0.45 metres South of a point in line with the Southern flank wall of No.99 Wheatcroft, southwards for a distance of 3.0 metres | at 90° to the kerb in a East – West direction |
| xiv | THE GREEN, CHESHUNT
West side from a point 5.4 metres south of a point in line with the northern flank wall of Nos. 13 - 16 The Green, southwards for a distance of 6.0 metres | Parallel and adjacent to the kerb |
| xv | SANDRINGHAM WAY, W.CROSS
South side from a point 1.4 metres west of a point in line with the eastern flank wall of block No.61 Sandringham way, eastwards for a distance of 2.4 metres | at 90° to the kerb in a South – North direction |

xvi

ABBEY ROAD, W.CROSS

North west side from a point 3.5 metres
South west of a point in line with the eastern
flank wall of No.38 Abbey Road, south
westwards for a distance of 5.5 metres

Parallel and adjacent to the kerb

SCHEDULE 2

Description of those parking places to be removed

FOXTON ROAD, HODDESDON. South side from a point in line with a point 1m west of the boundary between Nos. 36 & 37 Foxton Road westwards for a distance of 6 metres

FAIRFIELD ROAD, HODDESDON. West side from a point 0.9 metres south of a point in line with the southern flank wall of No.25 Fairfield Road, northwards for a distance of 6.0 metres.

TREGELLES ROAD, HODDESDON. East side from a point in line with the southern flank wall of No. 11 northwards for a distance of 6 meters.

WELLERS GROVE, CHESHUNT. North side from a point 8.4 metres west of a point in line with the western flank wall of No.67 Wellers Grove, westwards for a distance of 2.5 metres.

WHITEFIELDS ROAD, CHESHUNT. Southwest side from a point 2m southeast of a point in line with the boundary between No. 111 Whitefields Road & Whitefields Court north-westwards for a distance of 7.2m.

BRAMPTON CLOSE, CHESHUNT. North-west side from a point 22.0 metres north of a point in line with the northern flank wall of No.51 Brampton Close, north-westwards for a distance of 6.0 metres.

THE BRIARS, CHESHUNT. South side from a point 1 meter eastwards from a point in line with the boundary of No. 24 – 25 westwards for a distance of 3 meters.

THE BRIARS, CHESHUNT. East side from a point 1.5 meters north of a point in line with the boundary wall between Nos. 19 – 21 southwards for a distance of 2.4 meters.

HAMMOND CLOSE, CHESHUNT. East side from a point 2 meters north of a point in line with the flank wall of No. 28, southwards for a distance of 6 meters.

MCGREDY, CHESHUNT. West side from a point 1.7 metres south of a point in line with the southern flank wall of No.33 McGredy southwards for a distance of 2.4 metres.

MCGREDY, CHESHUNT. West side from a point 600 mm north of the northern boundary of No. 16 northwards for a distance of 2.5 meters.

RUSKIN CLOSE, CHESHUNT. East side from a point in line with the northern flank wall of Nos.18&20 Ruskin Close, northwards for a distance of 3.1 metres.

QUEENS ROAD, WALTHAM CROSS. East side from a point 1.7 metres south from a point in line with the southern flank wall of No.22 Queens Road northwards for a distance of 6.0 metres.

EASTFIELD ROAD, WALTHAM CROSS. West side from a point in line with a point 2 meters south of the boundary between No. 82 – 84, northwards for a distance of 6 meters.

IN WITNESS whereof the Common Seal of the Council of the Borough of Broxbourne has hereunto been affixed on this **DD Month YYYY**.

The Common Seal of the COUNCIL OF THE BOROUGH OF BROXBOURNE was hereunto affixed in the presence of:-

Authorised Signatory

Dated **DD Month YYYY**

ROAD TRAFFIC REGULATION ACT 1984

THE BOROUGH OF BROXBOURNE
(VARIOUS ROADS) (DISABLED
PERSON'S PARKING PLACES)
ORDER 2022