BROXBOURNE BOROUGH COUNCIL

**THE BOROUGH OF BROXBOURNE COUNCIL (MILL LANE, BROXBOURNE)
(RESTRICTION OF WAITING) ORDER 2020**

The Broxbourne Borough Council ("the Council") pursuant to arrangements made under Section 19 of the Local Government Act 2000 and the Local Authorities (Arrangements for Discharge of Functions) (England) Regulations 2012 with Hertfordshire County Council ("the County Council") and in exercise of the powers conferred by Sections 1, 2 and 3, of the Road Traffic Regulation Act 1984 ("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 to the 1984 Act hereby make the following Order:

1. This Order may be cited as "The Borough of Broxbourne Council (Mill Lane, Broxbourne) (Restriction of Waiting) Order 2020" and shall come into operation on DDMMYYY.

2. The Borough of Broxbourne Council (Mill Lane, Broxbourne) (Restrictions of Waiting) Order 2020 plan numbered BOB/2020/0713 herein referred to as 'the plan' is incorporated into this Order.

3. Save as provided in Articles 5, 6 and 7 to this Order no person shall cause or permit any vehicle to wait at any time on those lengths and sides of Mill Lane, Broxbourne as show on 'the plan' BOB/2020/0713 and indicated in the key to that plan as no waiting at any time.

4. Save as provided in Articles 5, 6 and 7 to this Order no person shall cause or permit any vehicle to wait between the hours of 8.30am to 9.30am and 2.30pm to 3.30pm Monday to Friday inclusive on those lengths and sides of Mill Lane, Broxbourne as show on 'the plan' BOB/2020/0713 and indicated in the key to that plan as no waiting 8.30am -9.30am and 2.30pm – 3.30pm Monday to Friday.

5. (1) Nothing in Articles 3 and 4 of this Order applies to the lengths of roads 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 Broxbourne Borough 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. Nothing in Articles 3 and 4 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.

7. (1) Nothing in Articles 3 and 4 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, to wait at any time in the lengths of road as specified in the Schedule of this Order.

(2) In this Article –

"disabled person's vehicle" has the same meaning as in Section 142(1) of the 1984 Act;

"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

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

9. 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 1984 Act or by or under any other enactment.

SCHEDULE 1

Plan incorporated into this Order – no waiting at any time

SCHEDULE 2

Plan incorporated into this Order - no waiting 8.30am-9.30am and 2.30pm-3.30pm Monday to Friday

Plan numbered BOB/2020/0713 is incorporated into this Order.

IN WITNESS whereof the Common Seal of the Council of the Borough of Broxbourne was hereunto affixed this DDMMYYYY

The Common Seal of THE COUNCIL
OF THE BOROUGH OF BROXBOURNE
Was hereunto affixed in the presence of: Authorised Signatory