

STEVENAGE BOROUGH COUNCIL

ROAD TRAFFIC REGULATION ACT 1984

THE BOROUGH OF STEVENAGE (CHOULER GARDENS AND BURYPEAD, STEVENAGE) (PROHIBITION OF VERGE AND FOOTWAY PARKING) ORDER 2020

The STEVENAGE BOROUGH COUNCIL (hereinafter referred to as "the Council") pursuant to arrangements made with the County Council of Hertfordshire under Section 19 Local Government Act 2000 and Section 101 of The Local Government Act 1972, in exercise of the powers of the said County Council under Sections 1, 2, 3 and 4 of the Road Traffic Regulation Act 1984 (hereinafter referred to as "the Act of 1984") 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 makes the following Order:-

1. This Order may be cited as "The Borough of Stevenage (Chouler Gardens and Burymead, Stevenage) (Prohibition of Verge and Footway Parking) Order 2020 " and shall come into operation on 10 April 2020.

2. In this order:-

"carriageway" has the meaning as given in the Highways Act 1980 but does not include lay-bys.

"verge" means any part of a road not being a carriageway and includes road margins central reservations and those areas laid for ornamental purposes maintained by Stevenage Borough Council but does not include lay-bys.

"footway" means any paved or hardened area separated from the highway carriageway for use by pedestrians.

3. Save as provided in Article 4, of this Order, no person shall cause or permit any vehicle to stop or wait at any time with one or more wheels on any part of the verge or footway in those lengths of road in Stevenage specified in the Schedule to this Order.
4.
 - 1) Nothing in Article 3 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 –

- (i) a police constable in uniform;
- (ii) a Civil Enforcement Officer as defined by the Traffic Management Act 2004 and appointed by Stevenage 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 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.

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

IN WITNESS whereof the Common Seal of Stevenage Borough Council was hereunto affixed this 6th day of March 2020.

The Common Seal of
Stevenage Borough Council
was hereunto affixed
in the presence of:-

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Authorised signatory

SCHEDULE			
Prohibition Of Verges And Footways Parking			
Item number	Name of road	Side of road	Description
1	Burymead	Both	For its entire length
2	Chouler Gardens	Both	For its entire length