

Herefordshire Council

(U81216 Westfaling Street, U81233 Whitehorse Street, U81248 Stanhope Street, U81233 Breinton Avenue & C1189 Breinton Road, Hereford) (Parking Restrictions) Order 2016

Notice is hereby given that Herefordshire Council has made the above-named Order, the effect of which introduces the following: **Prohibition of waiting at any time: Westfaling Street:** (a) On the north east side from its junction with Whitehorse Street for a distance of 10 metres in a north westerly direction. (b) On the north east side from its junction with Whitehorse Street for a distance of 10 metres in a south easterly direction. (c) On the north east side from its junction with Stanhope Street for a distance of 10 metres in a south easterly direction. (d) On the north east side from its junction with Stanhope Street for a distance of 10 metres in a south easterly direction. **Whitehorse Street:** On both sides from its junction with Westfaling Street for a distance of 20 metres in a north easterly direction. **Stanhope Street:** (a) On the north west side from its junction with Westfaling Street for a distance of 10 metres in a north easterly direction. (b) On the south east side from its junction with Westfaling Street for a distance of 10 metres in a north easterly direction. **Breinton Avenue:** On the north east side from its junction with the Breinton Road for a distance of 15 metres in a north westerly direction. **Breinton Road:** On the north side from its junction with Breinton Avenue for a distance of 15 metres in an easterly direction.

The Order comes into operation on the 21st November 2016.

A copy of the Order, with plan and Statement of Reasons, may be viewed at the Council's offices at Plough Lane, Hereford, the Hereford Centre, Franklin House or on the Council's website at www.herefordshire.gov.uk. The Council's Customer Service Centre opening times are, Monday: 10am to 4.15pm, Tuesday: 10am to 4.15pm, Wednesday: 10am to 4.15pm, Thursday 10am to 4pm, Friday: 10am to 4.15pm & Saturday and Sunday: Closed. Any queries in relation to this Order may be directed to Balfour Beatty Living Places, Network Regulation, Unit 3, Thorn Business Park, Rotherwas Industrial Estate, Hereford, HR2 6JT or by email to Herefordshire.TROcomments@bblivingplaces.com.

If any person wishes to question the validity of the Order or of any of its provisions on the grounds that it or they are not within the powers conferred by the Act, or that any requirement of the Act or of any instrument made under the Act has not been complied with that person may do so by application to the High Court within six weeks from the date the order was made.

HEREFORDSHIRE COUNCIL

(U81216 WESTFALING STREET, U81233 WHITEHORSE STREET, U81248 STANHOPE STREET, U81233 BREINTON AVENUE & C1189 BREINTON ROAD, HEREFORD) (PARKING RESTRICTIONS) ORDER 2016

STATEMENT OF REASONS

The implementation of the proposed parking restrictions will preserve and improve the amenities of the area through which the road runs.

The Council reserves the right to produce an amended or further statement, in the context of any public inquiry or judicial proceedings to these proposals.

Richard Ball
Assistant Director Environment and Place
Herefordshire Council

Balfour Beatty Living Places
Traffic Engineering
Unit 3, Thorn Business Park
Rotherwas Industrial Estate
Hereford
HR2 6JT

ROAD TRAFFIC REGULATION ACT 1984

THE COUNTY OF HEREFORDSHIRE DISTRICT COUNCIL

(U81216 WESTFALING STREET, U81233 WHITEHORSE STREET, U81248 STANHOPE STREET, U81233 BREINTON AVENUE & C1189 BREINTON ROAD, HEREFORD) (PARKING RESTRICTIONS) ORDER 2016

The County of Herefordshire District Council ("the Council") in exercise of its powers under sections 1 and 2 Road Traffic Regulation Act 1984 (referred to as "the 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, hereby makes the following Order:-

1. This Order shall come into operation on the 21st November 2016 and may be cited as The County of Herefordshire District Council (U81216 Westfaling Street, U81233 Whitehorse Street, U81248 Stanhope Street, U81233 Breinton Avenue & C1189 Breinton Road, Hereford) (Parking Restrictions) Order 2016

2. Without prejudice to the validity of anything done or to any liability incurred in respect of any act or omission before the coming into operation of this Order the Orders or Order (or part thereof where stated) as listed in Schedule 1 hereto are revoked or varied, as detailed in the said Schedule from the date this Order comes into operation.

3. (1) In this Order:-

"Civil Enforcement Officer" means a person appointed in accordance with the provisions of Section 76 of the Traffic Management Act 2004.

"Disabled Permit Holder" means a person who has been issued with a valid Disabled Person's Badge;

"Disabled Person's Badge" has the same meaning as in The Disabled Persons (Badges for Motor Vehicles) Regulations 2000;

"Disabled Person's Vehicle" means a vehicle displaying a valid Disabled Person Badge and Parking Disc; "Parking Disc" has the same meaning as in the Disabled Persons (Exemptions for Disabled Persons) (England) Regs 2000.

(2) For the purpose of this Order a vehicle shall be regarded as displaying:-

(a) a Disabled Person's Badge in the relevant position, when:-

(i) in the case of a vehicle fitted with a dashboard or fascia panel, the badge is exhibited thereon so that the front of the badge is legible from outside the vehicle; and

(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 front of the badge is legible from outside the vehicle.

(b) a Parking Disc in the relevant position, when:-

(i) in the case of a vehicle fitted with a dashboard or fascia panel, the disc is exhibited thereon so that the quarter-hour period during which the period of waiting began is legible from outside the vehicle; and

- (ii) in the case of a vehicle not so fitted, the disc is exhibited in a conspicuous position on the vehicle so that the quarter-hour period during which the period of waiting began is legible from outside the vehicle.
4. Save as provided in Articles 5 and 6 of this Order no person shall, except upon the direction or with the permission of a Police Officer or of a Civil Enforcement Officer in uniform, cause or permit any vehicle to wait during the times and for the purposes on the lengths of road as mentioned in Schedule 2 hereto as shown for identification purposes only on the attached plan.
5. Where referred to in this Order nothing shall render it unlawful to cause or permit any vehicle to wait on the sides of those lengths of road referred to in the said Schedule and Articles of this Order so long as may be necessary where:-
- (a) a person to board or alight from the vehicle;
 - (b) goods to be loaded onto and/or unloaded from the vehicle;
 - (c) the vehicle, if it cannot conveniently be used for such purpose in any other road, to be used in connection with any building operation or demolition, the removal of any obstruction to traffic, the maintenance, improvement or reconstruction of the side of those lengths of road referred to, or the laying, erection, alteration or repair in or near the said sides of those lengths of road of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity, or of any telecommunications apparatus as defined in the Telecommunications Act 1984;
 - (d) the vehicle, if it cannot conveniently be used for such purpose in any other road, to be used in pursuance of statutory powers or duties;
 - (e) the vehicle to be used for the purpose of delivering or collecting postal packets.
 - (f) the vehicle to be used for the purpose of removing furniture and effects from one office or dwellinghouse to another, or to such premises from a depository or from such premises to a depository, provided notice is given twenty-four hours in advance to the police, their consent is obtained and such reasonable conditions as they may impose are complied with;
 - (g) the vehicle to be used for fire brigade, police or ambulance purposes.
6. Nothing in Article 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, and a Parking Disc (on which the driver, or other person in charge of the vehicle, has marked the time at which the period of waiting began) to wait in the said sides of those lengths of road referred to in Schedule 2 for a period not exceeding three hours (not being a period separated by an interval of less than one hour from a previous period of waiting by the same vehicle on the same sides of length of road on the same day).
7. The restrictions, prohibitions and requirements imposed by this Order are in addition to and not in derogation of any restriction, prohibition or requirement imposed by any other enactment and any exception or exemption to the provisions of this Order is without prejudice to the provisions of any other enactment.
8. References to any statutory provision herein shall include reference to any statutory modification or re-enactment thereof.



Key

- Proposed Prohibition of Waiting
- Existing Prohibition of Waiting

Authorised
 by:



**Westfaling Street, Hereford
 (Whitehorse St, Stanhope St & Breinton Av Junctions)
 Proposed Parking Restrictions**


Dwg No: HD/T/HER/1675/2/A4
 Date: June 2015
 Scale: Not to scale

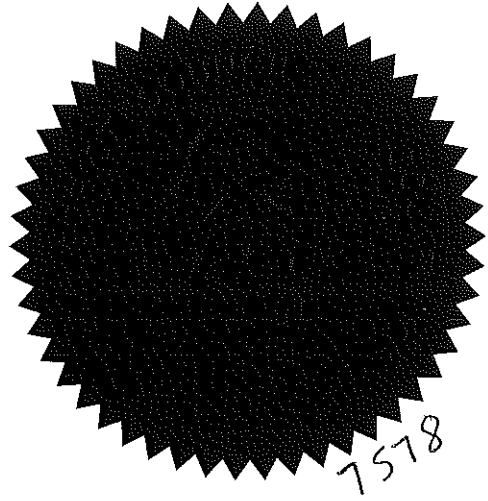


Balfour Beatty Living Places
 Unit 3 Thom Business Park
 Rotherwas Industrial Estate
 Hereford HR2 6JT

21st November
Dated this . 2016

THE COMMON SEAL of
THE COUNTY OF HEREFORDSHIRE
DISTRICT COUNCIL was hereunto
affixed BY ORDER

 Authorised Officer



Schedule 1

Previous Traffic Regulation Orders to be revoked in their entirety:

(Whitehorse Street and Westfaling Street, Hereford)(Prohibition of Waiting) Order 2007

Schedule 2

Prohibition of waiting at any time:

U81216 Westfaling Street:

- a) On the north east side from its junction with the U81233 Whitehorse Street for a distance of 10 metres in a north westerly direction.
- b) On the north east side from its junction with the U81233 Whitehorse Street for a distance of 10 metres in a south easterly direction.
- c) On the north east side from its junction with the U81248 Stanhope Street for a distance of 10 metres in a south easterly direction.
- d) On the north east side from its junction with the U81248 Stanhope Street for a distance of 10 metres in a south easterly direction.

U81233 Whitehorse Street:

- a) On both sides from its junction with the U81216 Westfaling Street for a distance of 20 metres in a north easterly direction.

U81248 Stanhope Street:

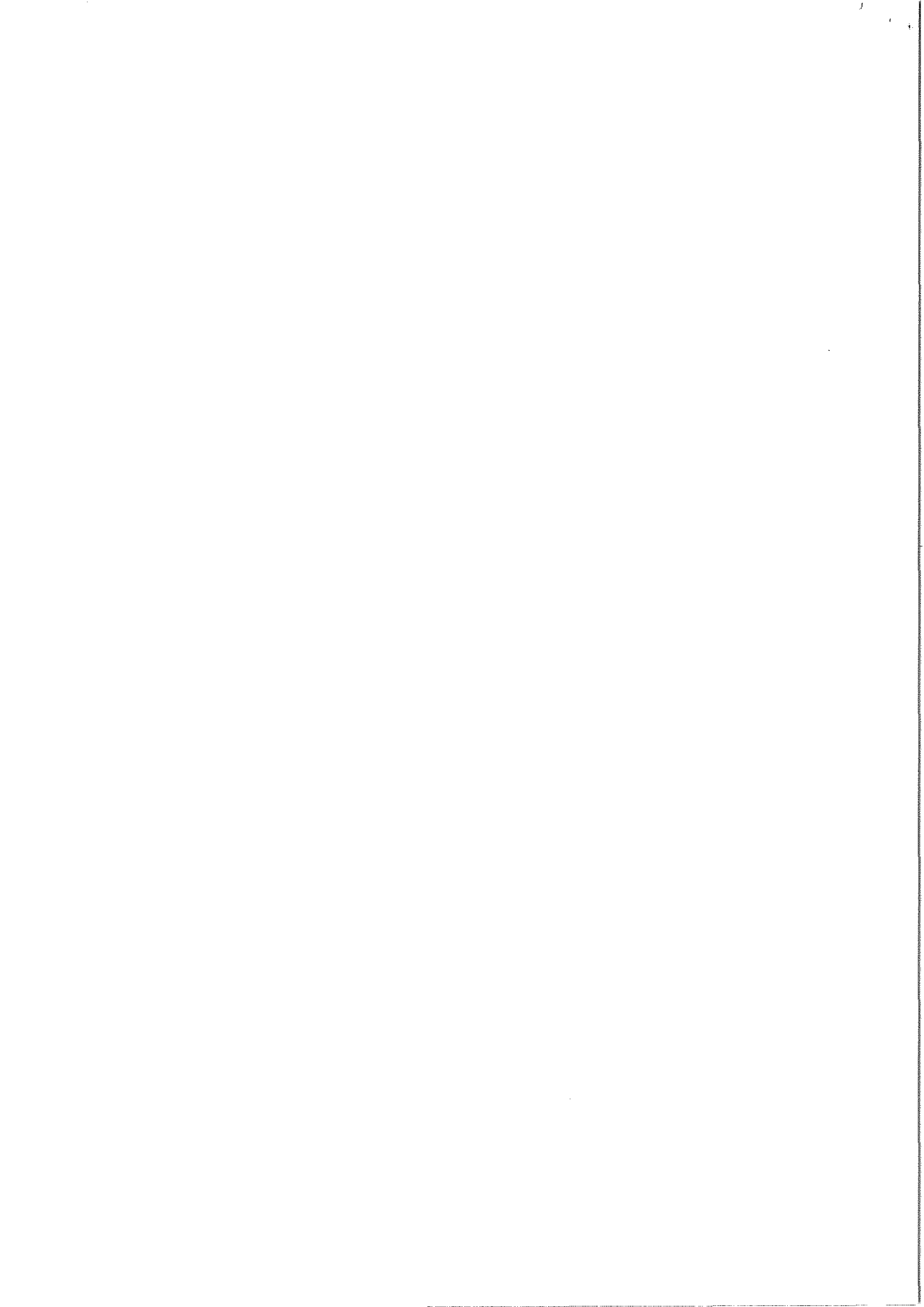
- a) On the north west side from its junction with the U81236 Westfaling Street for a distance of 10 metres in a north easterly direction.
- b) On the south east side from its junction with the U81236 Westfaling Street for a distance of 10 metres in a north easterly direction.

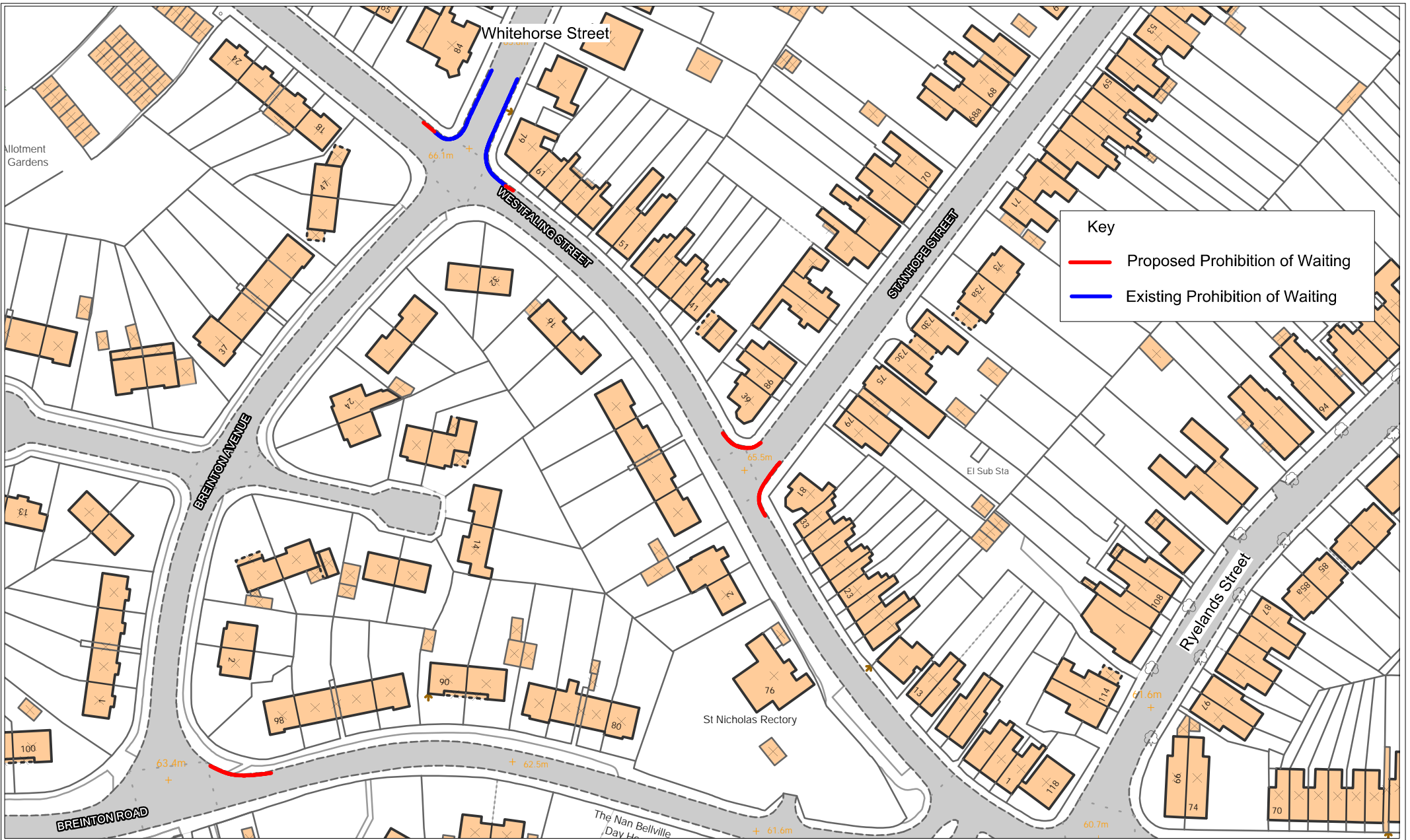
U81233 Breinton Avenue:

- a) On the north east side from its junction with the C1189 Breinton Road for a distance of 15 metres in a north westerly direction.

C1189 Breinton Road:

- a) On the north side from its junction with the U81233 Breinton Avenue for a distance of 15 metres in an easterly direction.





Key

- Proposed Prohibition of Waiting
- Existing Prohibition of Waiting



**Westfaling Street, Hereford
(Whitehorse St, Stanhope St & Brenton Av Junctions)
Proposed Parking Restrictions**

Dwg No: HD/T/HER/1675/2/A4
Date: June 2015
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