

NOTICE OF MAKING

HEREFORDSHIRE COUNCIL (BRIERLEY COURT, HEREFORD) (PROHIBITION OF WAITING, LOADING AND UNLOADING AT ANYTIME) ORDER 2017

Notice is hereby given that the County of Herefordshire District Council, known as Herefordshire Council, in exercise of its enabling powers has made the above named Order under Sections 1 and 2 of part 1 of the Road Traffic Regulation Act 1984.

The effect of the Order is to introduce no waiting and no loading at any time restrictions along Brierley Court, Hereford for a distance of 29.5 metres on the north side and 40.5 metres on the south side both commencing 3.5 metres east of Turner Street to prevent obstructive parking and improve traffic flows.

A copy of the Order, which comes into operation on the 29th December 2017, together with a plan and Statement of Reasons for making the Order can be viewed on the Council's website at **www.herefordshire.gov.uk** in the Introduced Traffic Regulation Order section from 14 December 2017. They are also available for inspection during normal office hours at the Council Offices, Plough Lane, Hereford HR4 0LE and during normal opening times at the Hereford Centre, Franklin House, 4 Commercial Road, Hereford, HR1 2BB.

Photocopies of the same may be provided on payment of photocopying charges at the Council.

General enquiries relating to the Order should be referred to the Traffic Management Team at ADL Traffic Engineering Ltd (Tel: 01454 332100).

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, within six weeks from the date on which the Order was made, apply for the purpose to the High Court.

Richard Ball
Assistant Director Environment and Place

ROAD TRAFFIC REGULATION ACT 1984

HEREFORDSHIRE COUNCIL (BRIERLEY COURT, HEREFORD) (PROHIBITION OF WAITING, LOADING AND UNLOADING AT ANYTIME) ORDER 2017

The County of Herefordshire District Council ("the Council") in exercise of its powers under Sections 1 and 2 of Part I of the 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 Paragraph 20 of Part III of Schedule 9 of the Act, hereby makes the following Order:

1. This Order shall come into operation on *29th December* 2017 and may be cited as Herefordshire Council (Brierley Court, Hereford) (Prohibition of Waiting, Loading and Unloading at Any Time) Order 2017.
2. (1). In this Order,
"Civil Enforcement Officer" means a person appointed in accordance with the provisions of Section 76 Traffic Management Act 2004
3. Save as provided in Article 4 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, load and unload at any time in the lengths of road specified in the Schedule to this Order and for identification purposes only as has been shown on the attached plan.
4. Nothing in Article 3 of this Order shall render it unlawful to cause or permit any vehicle to wait in those lengths of road specified in the schedule to this Order for so long as may be necessary to enable:-
 - (a). a person to board or alight from the vehicle.
 - (b). the vehicle, if it cannot conveniently be used for such purpose in any other road, to be used for the delivery or removal of plant/or materials for 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 Communications Act 2003;
 - (c). 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;
 - (d) the vehicle to be used for the purpose of delivering or collecting postal packets.
 - (e) the vehicle to be used for the purpose of removing furniture and effects from one office or dwelling house 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 Council, their consent is obtained and such reasonable conditions as they may impose are complied with;

(f) the vehicle to be used for fire brigade, police or ambulance purposes.

(g) the vehicle to be used for the purposes of collecting waste or recyclables or street cleansing

5. 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.
6. References to any statutory provision herein shall include reference to any statutory modification or re-enactment thereof.

Dated this *1st* Day of *December* 2017

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

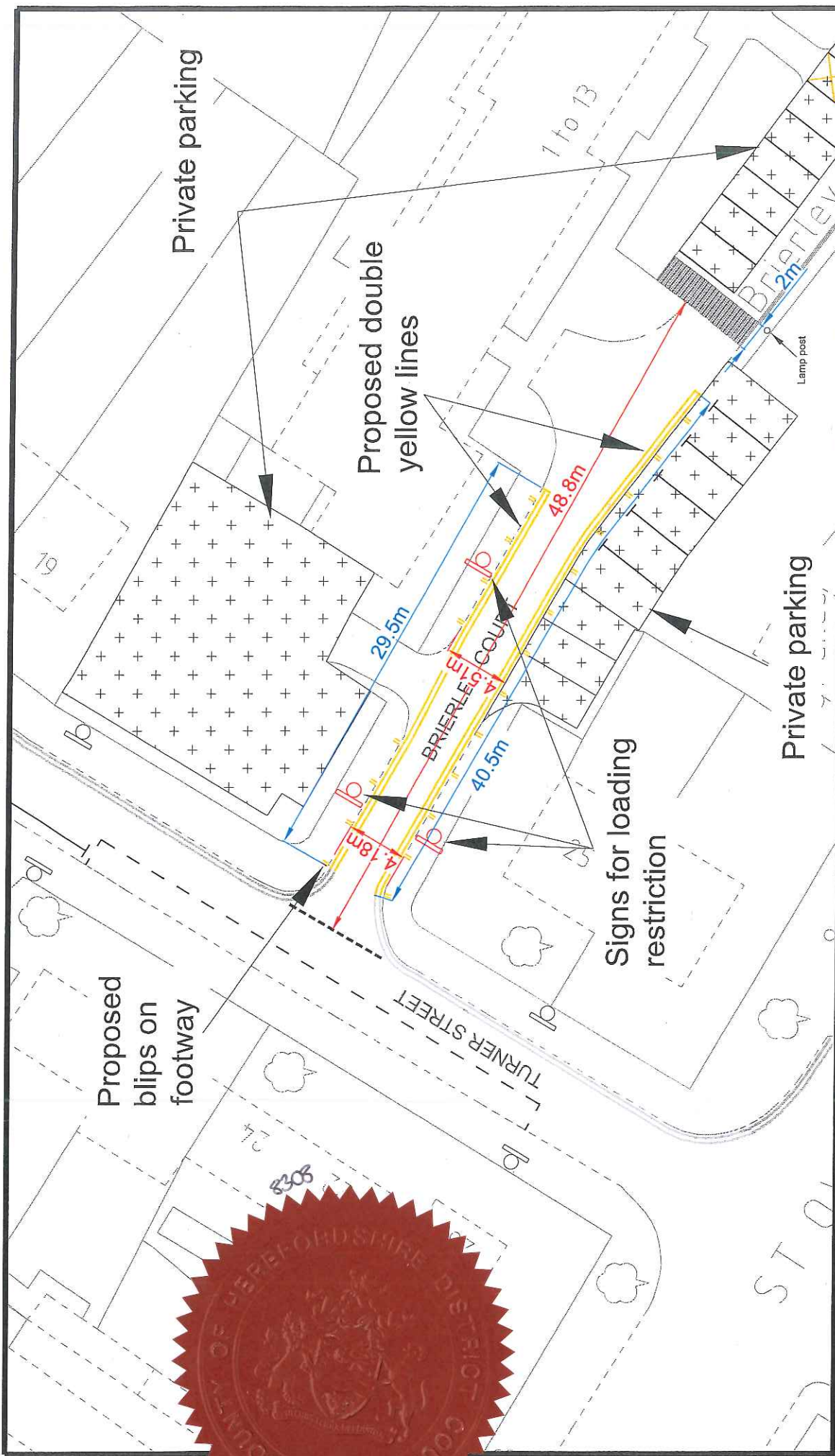
Kate Coghlin Authorised Officer



SCHEDULE

LENGTHS OF BRIERLEY COURT DESIGNATED AS NO WAITING, NO LOADING OR UNLOADING AT ANYTIME

Side of road	Description
North	From a point 3.4 metres east of the northern kerb line of the junction with Turner Street south eastwards for a distance of 29.5 metres
South	From a point 3.5 metres east of the southern kerb line of the junction with Turner Street south eastwards for a distance of 40.5 metres



Project	Brierley Court, Herefordshire
Title	Brierley Court: TPO Drawing
Date	14.12.2016
Checked	Date
Scale	Dwg No. 3409-04
	Rev. E

ACI Job No.	3409
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REF.	DATE	DESCRIPTION
A	01/02/11	FURTHER DIMENSIONS ADDED.
B	03/02/11	NOTES ADDED.
C	06/02/11	BLIPS AND RESTRICTION SIGNS ADDED.
D	11/02/11	DIMENSIONS READED.
E	03/02/11	FURTHER BLIPS ADDED.

NOTES

1. PRELIMINARY DESIGN PROVIDED FOR ILLUSTRATIVE PURPOSES ONLY. ALL DETAILS ARE SUBJECT TO INCLUDING CHECKING STATUTORY SERVICE APPARATUS.
2. DO NOT SCALE FROM THIS DRAWING.
3. BACKGROUND PLAN IS BASED UPON OSBASE.
4. ALL DETAILS TO BE CONFIRMED ON SITE AND ON A VISUAL SURVEY.
5. ALL TRUCKS EXCEEDING 160 AND 140 RESPECTIVELY EXCEED 160 AND 140 RESPECTIVELY OTHERWISE VEHICLE MANOEUVRABILITY MAY BE AFFECTED.
6. ALL LAND OWNERSHIP DETAILS EXTENT OF ADOPTED HIGHWAY AND RIGHTS OF WAY TO BE CONFIRMED.
7. ASSUMES ALL LANDSCAPING CAN BE ALTERED AND NO TREES ARE SUBJECT TO TPO.

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ADL
T R A F F I C

ADL Traffic Engineering Ltd.
The Deaklands Business Park
Yates, Bristol
BS37 5NA
Tel: 01454 332100
Fax: 01454 332103
E-Mail: CAD@ADLTRAFFIC.CO.UK

Kate Cashin

HEREFORDSHIRE COUNCIL

STATEMENT OF REASONS FOR PROPOSING

HEREFORDSHIRE COUNCIL (BRIERLEY COURT, HEREFORD) (PROHIBITION OF WAITING LOADING AND UNLOADING) ORDER 2017

Herefordshire Council is proposing to introduce a new waiting and loading restrictions along sections of Brierley Court to prevent obstructive parking, improve traffic flows and road safety

The general effect of the Order will be to prohibit waiting loading and unloading in parts of Brierley Court between junction with Turner Street and the eastern end of the cul-de-sac. The proposal will not affect the designated private parking bays

The implementation of the proposals which forms the basis of this Order is necessary for the following reasons:

- For facilitating the passage on the road or any other road of any class of traffic (including pedestrians) (*i.e. to maintain access and/or to reduce congestion*),
- For avoiding danger to persons or other traffic using the road or any other road or for preventing the likelihood of any such danger arising,
- For preserving or improving the amenity of the area through which the road runs,

The proposals have been subject to consultation with local Councillors representing the area, the local Police, Ambulance, Fire and Rescue Services and Herefordshire County Council Passenger Transport Unit.

Richard Ball
Assistant Director Environment and Place