

# STEVENAGE BOROUGH COUNCIL

## ROAD TRAFFIC REGULATION ACT 1984

### THE BOROUGH OF STEVENAGE (ANSELL COURT, BARON COURT, CHAPMAN ROAD, INGLESIDE DRIVE AND HERNE ROAD, STEVENAGE) (PROHIBITION OF VERGE AND FOOTWAY PARKING) ORDER 2025

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 the Local Authorities (Arrangements for the Discharge of Functions) (England) Regulations 2000, in exercise of their powers 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 (Ansell Court, Baron Court, Chapman Road, Ingleside Drive and Herne Road, Stevenage) (Prohibition of Verge and Footway Parking) Order 2025” and shall come into operation on **xx-month 2025**.
2. In this order: -

“the Act of 1984” means the Road Traffic Regulation Act 1984;

“the Council” means Stevenage Borough Council;

“Civil Enforcement Officer” has the same meaning as defined in the Traffic Management Act 2004, as appointed by or on behalf of Stevenage Borough Council;

“Driver” means the person driving or having control or charge of the Vehicle at any given time;

“Enactment” means any enactment, whether public general or Local and includes any Order, Byelaw, Rule, Regulation, Scheme or other instrument having effect by virtue of an enactment;

“Penalty Charge” means a charge set by the Council in accordance with ‘The Civil Enforcement of Road Traffic Contraventions (Approved Devices, Charging Guidelines and General Provisions) (England) Regulations 2022’;

“Penalty Charge Notice” has the same meaning as in the Regulations of 2022;

“The Regulations of 2022” means ‘The Civil Enforcement of Road Traffic

Contraventions (Approved Devices, Charging Guidelines and General Provisions) (England) Regulations 2022';

"Vehicle" means motor vehicle and "motor vehicle" has the same meaning as in section 136 of the Act of 1984;

"Universal Service Provider", "Provision of a universal Postal Service" and "Postal Packet" have the same meaning as in the Postal Services Act 2011;

"carriageway" has the meaning as given in the Section 329 of 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;

"road" means the full width -- including any footway or verge -- of any length of highway or of any other road to which the public has access, and includes bridges over which a road passes;

"vehicle crossover" means a metalled surface constructed specifically as a means of access across a verge from the carriageway of a road, to a private driveway or private parking place;

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

"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;

"legally qualified medical practitioner" has the same meaning as 'fully registered medical practitioner' in the Medical Act 1983;

"medical practitioner" has the same meaning as 'legally qualified medical practitioner';

"Midwife, District Nurse or Health Visitor" means a person registered as such with the Nursing and Midwifery Council.

3. Save as provided in Articles 4, 5 and 6 of this Order no person shall, except upon the direction of, or with the permission of a Police Constable in uniform, or with the permission of a Civil Enforcement Officer appointed by the Council, or with the written permission of the Council, cause or permit any motor vehicle to stop or wait at any time with two or more wheels on any part of the verge, vehicle crossover or footway, where stopping and waiting is prohibited 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; if the observance of that provision would be likely to hinder the use of that vehicle for the purpose for which is being used on that occasion;
    - (b) a vehicle which is prevented from proceeding by circumstances beyond the driver's control or which has stopped in order to avoid injury or damage to persons or property or when required to do so by law;
    - (c) 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;
    - (d) a marked vehicle which, whilst used by a universal service provider during 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;
  
  - (2) The "purposes" referred to in sub-Article (1) (c) of this Article are:
    - a) any operation involving building, demolition or excavation;
    - b) the removal of any obstruction to traffic;
    - c) the maintenance, upgrading, improvement to, or reconstruction of a road;
    - d) construction, 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. Nothing in Article 3 of this Order applies to lengths of road restricted by that Article (which said lengths of road are referred to in this Article as "the restricted area") to render it unlawful to cause or permit a motor vehicle to

stop or wait on any vehicle crossover for so long as may be 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;
  - (c) To enable a medical practitioner, or to enable a Midwife, a District Nurse or a health Visitor registered with the Nursing and Midwifery Council or a carer to make a house call on a patient;
  - (d) To enable the vehicle to be used in connection with the removal of furniture from one office or dwelling house to another, or the removal of furniture from such premises to a depository or to such premises from a depository;
  - (e) a marked vehicle which, whilst used by a universal service provider during 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.
6. Nothing in Article 3 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 stop or wait any time on a vehicle crossover where stopping and waiting is prohibited as listed in the Schedule to this Order for a period not exceeding 3 hours (not being a period separated by an interval of less than 1 hour from a previous period of stopping or waiting by the same vehicle on the same vehicle crossover.
- 7.
- (1) Where a person contravenes any of the restrictions set out in the provisions of this Order, or a motor vehicle is left on any verge, vehicle crossover, or footway, otherwise than in accordance with the provisions of this Order, the owner of the motor vehicle in question shall incur a penalty charge.
  - (2) That charge shall be payable to Stevenage Borough Council in accordance with the instructions contained on the Penalty Charge Notice.
8. Any reference in this Order to any enactment shall be construed as a reference to that enactment as amended by any subsequent enactment.
9. The restrictions imposed by this Order shall be in addition to and not in derogation of any restriction or requirement imposed by any regulations made under or having effect as if made under the Road Traffic Regulation Act 1984, or by or under any other enactment.
10. 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 xx day of month 202x.

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

.....  
Authorised signatory

<b>SCHEDULE</b>			
<b>Prohibition of verges and footways parking</b>			
<b>Item number</b>	<b>Name of road</b>	<b>Side of road</b>	<b>Description</b>
1	Ansell Court	Both	For its entire length
2	Baron Court	Both	For its entire length
3	Chapman Road	Both	For its entire length
4	Ingleside Drive	Both	For its entire length
5	Herne Road	Both	For its entire length