

HERTSMERE BOROUGH COUNCIL

THE HERTSMERE BOROUGH COUNCIL (OFF-STREET PARKING PLACES) ORDER 2018 (AMENDMENT No.1) ORDER 2025

The Hertsmere Borough Council (hereinafter referred to as “the Council”) pursuant to arrangements made under Section 19 of the Local Government Act 2000 with the County Council of Hertfordshire in exercise of the powers under Sections 32, 33 and 35 and Part IV of Schedule 9 of the Road Traffic Regulation Act 1984 (hereinafter referred to as “the Act of 1984”), and the provisions of the Traffic Management Act 2004 and schedule 3 of the Road Traffic Act 1991 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 makes the following Order:-

1. This Order shall come into operation on xx xxxxxx 2025 and may be cited as The Hertsmere Borough Council (Off-Street Parking Place) Order 2018 (Amendment No.1) Order 2025, hereinafter referred to as ‘this Order’.
2. The provisions of The Hertsmere Borough Council (Off-Street Parking Places) Order 2018 shall be amended by inserting the following;

Interpretation

“Electronic payment system” means an computerised system operated by or on the behalf of the council whereby the driver of a vehicle, or some other person authorized by that driver on their behalf, uses an electronic device to make payment of the parking charge in respect of a specified vehicle, a specified parking place and for specified parking period by use of a debit or credit card and which records details pertaining to such payment, vehicle, parking place and parking period;

“Electronic permits system” means a computerised system operated by or on behalf of the council which facilitates and records details pertaining to parking permits and which can transmit data to and receive data from hand-held devices;

“Hand-held device” means a wireless hand-held computer which is programmed to interface with the electronic payment system and the electronic permits system;

3. The provisions of The Hertsmere Borough Council (Off-Street Parking Places) Order 2018 shall be amended as follows;

- (a) By replacing Article 10 a (i) of that Order with the following;

The driver of a vehicle who leaves that vehicle in a parking place specified in Schedule 3 and Schedule 5 during the permitted hours shall display a valid permit, unless the driver has made payment by phone, at a payment machine or by using the electronic payment system. Instructions for making payment shall be displayed at ticket machine points. A record of electronic payment will be made electronically and no ticket will be required to be displayed.

- (b) In Article 12 of that Order, Article 12 c were added with the following;

12 c (i)

Payment of the parking charge in respect of a vehicle left in a parking place either; at a payment machine or via electronic payment system in accordance with Article 10, shall be indicated by the appearance on a hand-held device of an indication that the parking charge has been paid and accepted in respect of that vehicle by the use of that system and an indication of the date and time of expiry of the parking period for which that parking charge has been paid and accepted.

12 c (ii)

If at any time while a vehicle is left in a parking place specified in Schedules 3 and 5 during the permitted hours and no indication appears on a hand-held device that payment of the parking charge has been made in accordance with Article 10a, it shall be presumed that the vehicle has been left in that parking place without the payment of the parking charge.

4. Schedule 5 of the 2018 Order shall be amended by the addition of the car parks set out in the Schedule to this Order.
5. 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 Act of 1984 or by or under any other enactment.
6. 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 where of the Common Seal)

Hertsmere Borough Council was hereunto affixed)

This.....day of 2025)

In the presence of:-)

Head of Legal and Democratic Services

To be added to The Hertsmere Borough (Off-Street Parking Places) Order 2018 as part of Schedule No. 5

1	2	3	4	5	6	7	8
Name of Parking Place	Permitted Vehicles	Classes of vehicles	Days and Hours of Restrictions	Maximum Period for which vehicles may wait within Regulated times	Restrictions of Return Period	Position in which a vehicle may wait	Permits in Place
Barnet Road, Potters Bar (surface level) as shown on drawing number HBC/TRO/JY/315K/01 And Brook Road, Borehamwood (surface level) as shown on drawing number HBC/TRO/JY/315A/01 And Clarendon Road, Borehamwood (surface level) as shown on drawing number HBC/TRO/JY/315D/01 And Newberries, Radlett (surface level) as shown on drawing number HBC/TRO/JY/315F/01 And Manor Road, Potters Bar as shown on drawing number HBC/TRO/JY/315G/01 And Bushey (High Road, opposite St Peters Church) as shown on drawing number HBC/TRO/JY/315M/01	Electric or Hybrid Motor vehicles constructed or adapted to carry not more than 12 passengers and goods vehicles not exceeding 152kg unladen weight. Maximum height 2.30 metres Maximum length 5.50 metres	Electric or Hybrid vehicles classed as (i) Motor cars within the provisions of s.136(2)(a) of the 1984 Act.	Everyday (inclusive of Sundays & Bank Holidays) 24 hours a day	4 hours	No return within 2 hours of leaving the parking place	Wholly within a parking bay	Pay and Display or Parking Session or Business Permit Pay and Display or Parking Session or Staff Permit or School Permit (only valid at designated times) or Business permit or Discretionary permit Pay and Display or Parking Session or Business Permit Pay and Display or Parking Session or Business Permit or Commuter Permit Pay and Display or Parking Session or Business Permit Pay and Display or Parking Session or Business Permit or School Permit (only valid at designated times)