

**EAST HAMPSHIRE DISTRICT COUNCIL**  
**(LINDFORD: HAWTHORN WAY)**  
**(PROHIBITION OF WAITING) ORDER 2017**

Notice is hereby given that East Hampshire District Council pursuant to an arrangement entered into under Section 19 of the Local Government Act 2000, with the Council of the County of Hampshire, propose to make a permanent Order under the provisions of the Road Traffic Regulation Act 1984, the effect of which will be to introduce a prohibition of waiting on lengths of Hawthorn Way, Lindford.

A copy of the draft Order, plans showing the affected lengths of road and a statement of the District Council's reasons for proposing to make the Order may be inspected at Penns Place, Petersfield during normal office hours, and at Bordon Library, Forest Centre, Pinehill Road, Bordon, during normal library opening hours. Library staff will **NOT** be in a position to answer questions on the proposal and all enquiries should be addressed to the undersigned, quoting Ref No. AS/TRO/170.

Alternatively, these documents are available to view on the East Hampshire District Council website at: [www.easthants.gov.uk/tro](http://www.easthants.gov.uk/tro). Any comments supporting or objecting to the proposal, together with the grounds on which they are made, or any other comments must be received by 22 December 2017. These may be sent:-

- by using the online response form at the above web address
- by email to [tro@easthants.gov.uk](mailto:tro@easthants.gov.uk)
- in writing to the undersigned below

**Please note that objections or comments to this proposal will be kept on a file open to the public.**

Dated this first day of December 2017.

Solicitor to the Council  
East Hampshire District Council  
Penns Place  
Petersfield GU31 4EX

**EAST HAMPSHIRE DISTRICT COUNCIL**  
**(LINDFORD: HAWTHORN WAY)**  
**(PROHIBITION OF WAITING) ORDER 2017**

East Hampshire District Council hereby gives notice that pursuant to arrangements made under Section 19 of the Local Government Act 2000 with the Council of the County of Hampshire in exercise of the powers conferred on that County Council under Sections 1 (1), 2 (1), (2), 4 (2) and Part IV of Schedule 9 of the Road Traffic Regulation Act 1984 ("the 1984 Act") 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 Act hereby make the following Order:-

1. This Order shall come into operation on the \*\*\*\*\* day of \*\*\*\*\* 2018 and may be cited as "East Hampshire District Council (Lindford: Hawthorn Way) (Prohibition of Waiting) Order 2017".
2. The parts of Order specified in the First Schedule to this Order are hereby revoked.
3. (1) In this Order -
  - "**Civil Enforcement Officer**" means a person (being a person appointed under Section 76 of the Traffic Management Act 2004 and/or under Section 63A of the 1984 Act) authorised by or on behalf of the Council to supervise any parking place and act as indicated by the use of the expression in any of the Articles in this Order;
  - "**Council**" means East Hampshire District Council;
  - "**delivering**" and "**collecting**" in relation to any goods includes checking the goods for the purpose of their delivery or collection;
  - "**disabled person's badge**" or "**blue badge**" has the same meaning as in The Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000 SI 682;
  - "**Disabled Persons' Parking Place**" means a area on a highway which is designated as a disabled persons' parking place and is comprised within and indicated by a road marking complying with the Traffic Signs Regulations and General Directions 2016;
  - "**disabled person's vehicle**" has the same meaning as in The Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England and Wales) Regulations 1986 as amended;
  - "**light goods vehicle**" means a vehicle, not exceeding 3.5 tonnes gross vehicle weight, which is constructed or adapted for use for the carriage of goods or burden of any description;
  - "**loading**" means the loading or unloading of goods to or from a vehicle;
- (2) For the purpose of this Order a vehicle shall be regarded as displaying a disabled person's badge or a parking disc in the relevant position when and only when they are displayed in accordance with Regulation 4 of the Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000;
- (3) Except where otherwise stated any reference in this Order to a numbered Article or Schedule is a reference to the Article or Schedule bearing that number in this Order.
4. Save as provided in Article 5 no person shall except upon the direction or with the permission of a police constable in uniform or a Civil Enforcement Officer cause or permit any vehicle to wait in the lengths of road specified in the Second Schedule to this Order.
5. (1) Subject to the provisions in Article 6 nothing in Article 4 shall render it unlawful to cause or permit any vehicle to wait in the lengths of road referred to therein 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 in connection with any of the following operations namely -
    - (i) building industrial or demolition operations;
    - (ii) the removal of any obstruction to traffic;
    - (iii) the maintenance improvement or reconstruction of the said lengths of road;  
or

- (iv) the laying erection alteration or repair in or in land adjacent to the said lengths of road of any sewer or of any main pipe or cable or other apparatus for the provision of gas water electricity or telecommunications by a utility organization attending their apparatus in pursuance of their statutory powers or duties; or
  - (v) in pursuance of a local authority's highways management, works, maintenance, waste collection or street cleansing.
- (c) the vehicle if it is a Universal Service Provider as defined in Section 4(3) of the Postal Services Act 2000 used for the delivering or collecting of postal packets;
  - (d) the vehicle to take in petrol oil water or air from any garage situated on or adjacent to the said lengths of road;
  - (e) the vehicle to wait at or near to any premises situated on or adjacent to the said lengths of road for so long as such waiting by that vehicle is reasonably necessary in connection with any wedding or funeral; or
  - (f) the vehicle if it is being used by the emergency services in pursuance of their statutory powers or duties; or
  - (g) the vehicle if it is required by law to stop or obliged to stop so as to prevent an accident or prevented from proceeding by circumstances beyond its control.
  - (h) the vehicle to wait for the purpose of enabling goods to be loaded on or unloaded from the vehicle.
- (2) Nothing in Article 4 shall render it unlawful to cause or permit a disabled person's vehicle which validly displays in the relevant position a disabled person's badge in the circumstances prescribed in Regulations 7, 8 or 9 and subject to the limitation set out in Regulation 6(2) of the Local Authorities Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000 SI 683 to wait in the lengths of roads referred to therein.
6. Those vehicles described in Article 5 (1) (a) to (h) are subject to the provision that:-
- (a) there is no reasonable alternative place to stop or wait; and
  - (b) they only stop and wait for so long as is necessary.
7. The prohibitions and restrictions imposed by this Order shall be in addition to and not in derogation from any restriction or requirement imposed by any regulations made or having effect as if made under the Act or by or under any other enactment.

**FIRST SCHEDULE**  
**(Parts of Order to be Revoked)**

**ORDER**

The Hampshire (Various Roads, Whitehill, Bordon and Lindford) (Parking Places, Restriction and Prohibition of Waiting) Order 2015

**EXTENT OF REVOCATION**

No Waiting at any Time in so far as it relates to:

- Hawthorn Way:-

South-east side – from a point 39 metres south-west of its junction with Washford Lane, south-westwards to its junction with Sycamore Road.

North-west side:- from a point 39 metres south-west of its junction with Washford Lane, south-westwards, north-westwards, westwards, thence south-westwards, to a point 17 metres south-west of the property boundary of No.100 Hawthorn Way and Lands End Lane.



## LIST OF SCHEDULES

1.00 No waiting at any time

### **Schedule No**

**1 No waiting at any time**

### **Hawthorn Way**

(i) the north side, from a point 10 metres from its junction with Washford Lane, south-westwards, for a distance of 8 metres.

(ii) the north west side, from a point 30 metres south-west of its junction with Washford Lane, south-westwards, north-westwards, westwards, thence south-westwards, to a point 17 metres southwest of the property boundary of No 100 Hawthorn Way and Lands End Lane.

(ii) the south side, from a point 5 metres from its junction with Sycamore Road, eastwards, for a distance of 65 metres.

## SCHEDULE OF REVOCATIONS

Items to be revoked from:

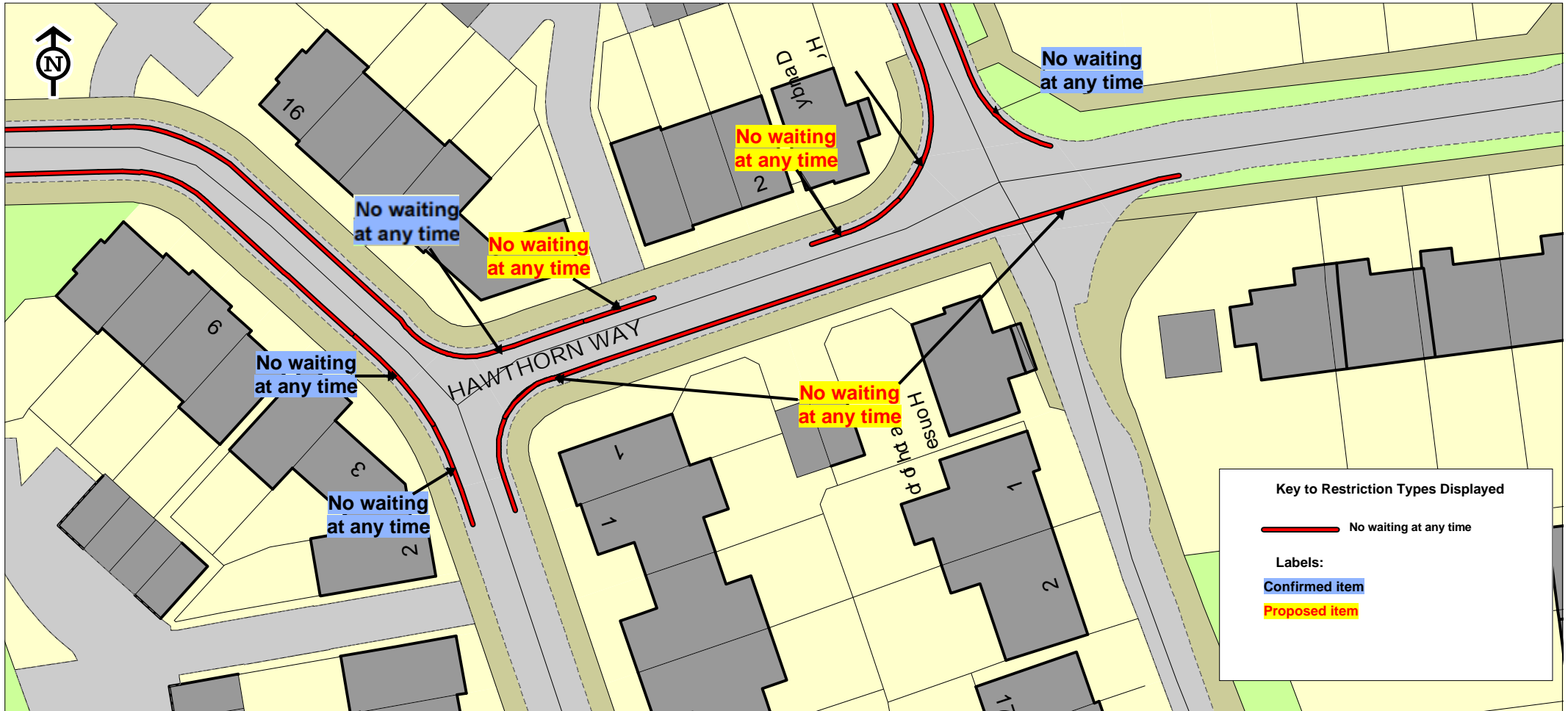
**THE HAMPSHIRE (VARIOUS ROADS, WHITEHILL, BORDON AND LINDFORD)  
(PARKING PLACES, RESTRICTION AND PROHIBITION OF WAITING) ORDER 2015**

**No waiting at any time**

### **Hawthorn Way**

the south-east side from a point 39 metres south-west of its junction with Washford Lane, south-westwards to its junction with Sycamore Road.

the north west side, from a point 39 metres south-west of its junction with Washford Lane, south-westwards, north-westwards, westwards, thence south-westwards, to a point 17 metres southwest of the property boundary of No 100 Hawthorn Way and Lands End Lane.



Hawthorn Way Proposed TRO

SCALE	1 : 500
DATE	09/10/2017
DRAWING No.	2017HW03
DRAWN BY	KF
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**EAST HAMPSHIRE DISTRICT COUNCIL**  
**(LINDFORD: HAWTHORN WAY)**  
**(PROHIBITION OF WAITING) ORDER 2017**

**STATEMENT OF REASONS FOR**  
**PROPOSING TO MAKE THIS ORDER**

Notice is hereby given that East Hampshire District Council pursuant to an arrangement entered into under Section 19 of the Local Government Act 2000, with the Council of the County of Hampshire, propose to make a permanent Order under the provisions of the Road Traffic Regulation Act 1984, the effect of which will be to introduce a prohibition of waiting on lengths of Hawthorn Way, Lindford.

Lindford Residents Association has reported dangerous and obstructive parking along Hawthorn Way, preventing safe access into Chase Estate housing development. This is of particular concern during the evenings and weekends.

Residents have also reported vehicles parking on the pavement on both sides of the road, narrowing the carriageway and causing pedestrians and wheelchair users to use the road.

Following investigation it is proposed that no waiting at any time be implemented along the south side of Hawthorn Way junction with Windsor Road. This will allow some safe kerb side parking along the northern side, while allow safe access to Chase Estate.

This Order is proposed so as to avoid danger to persons or other traffic using the roads or for preventing the likelihood of any such danger arising, and to facilitate the passage of traffic.

Drawing No. 2017HW03 show the lengths of road which are the subject of the proposed Order.

Solicitor to the Council  
1 December 2017.