

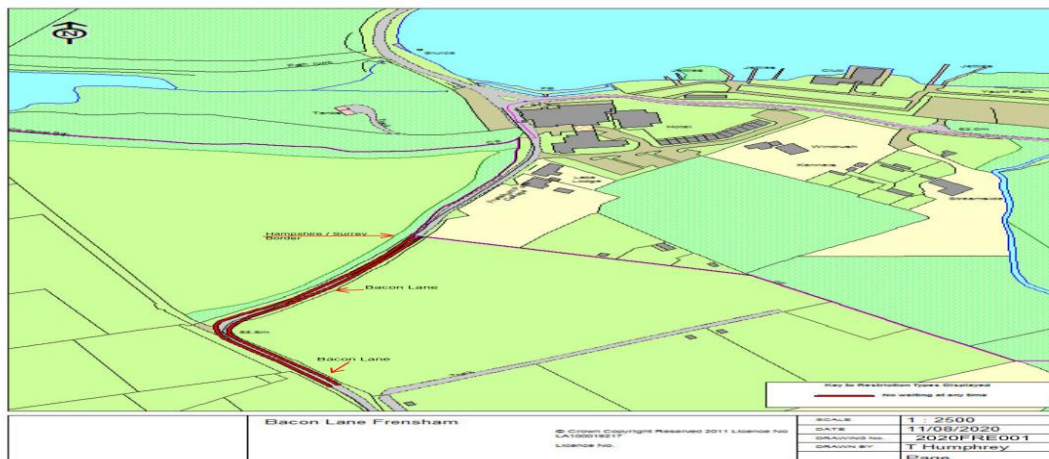
EAST HAMPSHIRE DISTRICT COUNCIL

(FRENHAM: BACON LANE)

(EXPERIMENTAL PROHIBITION OF WAITING) ORDER 2020

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 an experimental 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 Bacon Lane, Frensham.

A copy of the experimental Order, which will come into operation on 30 October 2020, a plan showing the affected lengths of road and a statement of the District Council's reasons for proposing to make the Order for an experimental period are available to view on the East Hampshire District Council website at: www.easthants.gov.uk/tro.



The District Council will consider whether the provisions of this experimental Order should be made permanent. Any representations regarding the provisions of this experimental Order and/or the proposal to make those provisions permanent, together with the grounds on which they are made, must be received by 30 April 2021, please quote Ref No. AS/TRO/429. These may be sent:-

- by using the online response form at the above web address
- by email to tro@easthants.gov.uk
- in writing to the undersigned below

PLEASE NOTE THAT IT IS NOT POSSIBLE TO LODGE A FORMAL OBJECTION TO THIS EXPERIMENTAL ORDER UNTIL IT BECOMES OPERATIONAL ON 30 OCTOBER 2020.

All representations to this proposal will be kept on a file open to the public.

Dated this twenty-third day of October 2020.

East Hampshire District Council

Penns Place

Petersfield GU31 4EX

EAST HAMPSHIRE DISTRICT COUNCIL

(FRENHAM: BACON LANE)

(EXPERIMENTAL PROHIBITION OF WAITING) ORDER 2020

East Hampshire District Council ("the Council") pursuant to arrangements made under Section 19 of the Local Government Act 2000 with the County Council of Hampshire in exercise of the powers conferred on that County Council under Sections 9 and 10 of the Road Traffic Regulation Act 1984 ("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 to the Act hereby make the following Order:-

1. This Order shall come into operation on the thirtieth day of October 2020 and may be cited as "East Hampshire District Council (Frensham: Bacon Lane) (Experimental Prohibition Of Waiting) Order 2020."
2. This Order will cease to have effect after the thirtieth day of April 2022.
3. The Council may modify or suspend the operation of this Order or any provision contained in it in accordance with Section 10 of the Act.

4. (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;

"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.

5. Save as provided in Article 6 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 Schedule to this Order.

6. (1) Subject to the provisions in Article 7 nothing in Article 5 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.

7. Those vehicles described in Article 6 (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.

8. 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.

SCHEDULE

(Waiting prohibited at all times)

Lengths of road in Frensham

Bacon Lane

West side:-

- From the boundary between Hampshire and Surrey in a southerly direction, for a distance of 250 metres.

East side:-

- From the boundary between Hampshire and Surrey in a southerly direction, for a distance of 250 metres.

THE COMMON SEAL OF EAST HAMPSHIRE)

DISTRICT COUNCIL)

was hereunto)

affixed this)

twenty-eighth day of October 2020)

)

In the presence of)

)

)

)

Authorised Signatory)

TRO/429

Plan No: 2020FRE001

EAST HAMPSHIRE DISTRICT COUNCIL

(FRENHAM: BACON LANE)

(EXPERIMENTAL PROHIBITION OF WAITING) ORDER 2020

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 an experimental 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 Bacon Lane, Frensham.

Frensham is a village in Surrey next to the A287. Its nearest town is Farnham 3.5 miles north and it lies on the right bank of the river Wey. Frensham pond is to the south of the village. It is a freshwater pond with a common area, that is famous for its sailing club as well as fishing, dog walking, picnics and bathing. There is a café on site and car park. It attracts members of the public from a wide area.

Several complaints have been received from residents and emergency meetings have taken place with Surrey and Waverley Council. Frensham pond has been a regular tourist attraction for many years. Each year the amount of people travelling to the area has been increasing and therefore the amount of traffic and parked cars has become excessive, even more so since the onset of Covid 19. Parking along entire lengths of the lanes, causes passing problems and major disruption to residents.

Surrey County Council are proposing to install double yellow lines up to the county boundary line. This will have an effect on roads that fall within the East Hampshire District as it will move the parking to the south end of Bacon Lane.

In view of the Surrey County Council proposals, East Hampshire District Council is proposing to install an experimental Order for a period of 18 months that will coincide with the Surrey CC proposals. A length of double yellow line is proposed from the boundary of Hampshire and Surrey in Bacon Lane, 250 metres to the south, on both the west and east side. During this period the parking will be monitored to assess where any displacement of vehicles has occurred. The work will take place in conjunction with Surrey to cause as minimal disruption as possible.

This Experimental Order will be operational from 30 October 2020 for a period of eighteen months. The reason for proceeding by way of an Experimental Order is to assess the effects of the proposals for a trial period before consideration is given to whether the provisions of the Experimental Traffic Order should be made permanent.

Drawing No: 2020FRE001 show the lengths of road which is the subject of the proposed Order.

East Hampshire District Council

23 October 2020