



## Western Area Committee

3<sup>rd</sup> February 2005

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### AIR QUALITY MANAGEMENT AREA ORDER – A36 at WILTON

**1. Purpose of Report:**

The purpose of the report is to request that the committee make the official Salisbury District Council Orders revoking the Air Quality Management Area at King Street and Queen Street, Wilton.

**2. Background:**

The Environment Act of 1995 placed a duty on Salisbury District Council to carry out a review and assessment of local air quality.

Section 82(3) of the Act requires local authorities to identify those parts of its area where prescribed national air quality objectives will not be met by the relevant year and by order designate these areas as air quality management areas (AQMAs).

At its meeting of 7<sup>th</sup> August 2003, Western Area Committee agreed to an order being made, declaring an Air Quality Management area at King Street and Queen Street Wilton as it was likely, based on the information available at the time, that the national annual air quality objective for Nitrogen Dioxide would not be met.

The effect of this was to trigger a twelve-month period for the gathering of more detailed air quality data, to establish whether an Air Quality Action Plan was required or whether the objective would actually be achieved.

In partnership with Wiltshire County Council real-time air quality monitoring equipment was obtained and the results of the further investigation are now available and presented in the report "Air Quality Review and Assessment, Stage 4, Wilton A36". The report concludes that the air quality objective for nitrogen dioxide will be met and that the air quality management area should now be revoked.

**3. The Orders:**

A copy of the Air Quality Management Area Order and draft revocation are attached.

**4. Recommendations:**

It is recommended that the Committee exercises the power conferred by the Environment Act Section 83 (1) to revoke the order designating an air quality management area in King Street/Queen Street Wilton and as defined in the attached order.

**5. Background Papers:**

Salisbury District Council review and assessment of air quality Stage 1

Salisbury District Council review and assessment of air quality Stage 2

Salisbury District Council review and assessment of air quality Stage 3

Salisbury District Council review and assessment of air quality stage 4- Wilton.

All available from Salisbury District Council Environmental Health Services, Bourne Hill, Salisbury, via the website or on CD ROM in the Members Room.

**6. Financial Implications:**

All activities concerned with the making of this order are covered under existing budgets.

**7. Legal Implications:**

The Environment Act 1995 Section 83 places a duty on local authorities to designate as air quality management areas those parts of its district identified as failing air quality objectives. The power to make and revoke Orders is conferred on Salisbury District Council and has not been delegated to the Head of Environmental Services.

**8. Personnel Implications**

None

**9. Community Safety Implications:**

None

**10. Environmental Implications:**

Air Quality is a key indicator of sustainability and quality of life. Air Quality in Salisbury is affected primarily by road traffic.

**11. Ward(s) Affected:**

The ward primarily affected by the designation is Ward 9 (Wilton).

**14. Consultation Undertaken:**

Copies of the review and assessment reports were sent to statutory consultees in September 2004.

A public consultation exercise was carried out in November 2004 and the responses have been considered in preparing this report.

SALISBURY DISTRICT COUNCIL

THE SALISBURY DISTRICT AIR QUALITY MANAGEMENT AREA  
(A36 Wilton)(revocation) ORDER 2003

SECTION 83 ENVIRONMENT ACT 1995

**ORDER REVOKING AN AIR QUALITY MANAGEMENT AREA**

Whereas the Salisbury District Council (“the council”) is satisfied that as a result of its stage 4 air quality review and assessment of the A36 at Wilton, the air quality objective for nitrogen dioxide (annual mean) is likely to be achieved by the relevant dates prescribed by the air quality (England) regulations 2000 in the area described below.

The council, in exercise of the powers conferred on it by section 83 (2) of the environment Act 1995 to revoke the Salisbury Air Quality Management Area Wilton dated 7<sup>th</sup> August 2003 and HEREBY ORDERS THAT:

- 1 The area edged in Red on the attached map shall be revoked as an Air Quality Management Area, known as **Salisbury Air Quality Management Area (A36 Wilton)**.
- 2 The Air Quality Management Area was an air quality management area in relation to nitrogen dioxide only.
- 3 The order may be cited as Salisbury Air Quality Management Area (A36 Wilton) (Revocation).
- 4 The order shall come into force on .....

THE COMMON SEAL OF SALISBURY  
DISTRICT COUNCIL WAS HERETO  
AFFIXED ON THE .....  
2005 IN THE PRESENCE OF:

Solicitor to the council.