

**CABINET MEMBER FOR HIGHWAYS AND TRANSPORT – CLLR PHILIP WHITEHEAD**

**HIGHWAYS AND TRANSPORT**

**OFFICER CONTACT:** Jamie Mundy(01225) 713496 Email: [jamie.mundy@wiltshire.gov.uk](mailto:jamie.mundy@wiltshire.gov.uk)

**REFERENCE:** HT-05-16

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## **WEST WILTSHIRE PARISHES ORDER: PROPOSED WAITING RESTRICTIONS**

### **Purpose of Report**

To:

- (i) Consider objections to the advertised proposals for parking controls at various locations in the West Wiltshire Parishes Order.
- (ii) Recommend the making of the Traffic Regulation Order with minor amendments to the advertised proposals.

### **Consultation**

All Parish Councils, where proposals were located, were consulted as part of the advertisement process for the proposals and the recommendations have been discussed with the appropriate Wiltshire Councillors for those areas.

As a result of the public advertisement, 103 letters of representation were received across the six effected parishes.

Proposals in Atworth received 9 letters, 8 objecting and 1 in support. In Hilperton, 38 letters were received with 28 objecting and 10 in support. In Holt, 15 letters were received with 6 objecting and 9 in support. In North Bradley, 1 letter of support was received. In Staverton 28 letters were received with 24 objecting and 4 in support. In Winsley, 13 letters were received with 6 objecting and 7 in support.

These are listed in **Appendix 1**, together with a summary of their comments and officer comments on the points raised.

### **Options Considered**

To:

- (i) Implement the proposals as advertised.
- (ii) Not implement the proposals.
- (iii) Implement the proposals with amendments.

**Reason for Decision**

The comments set out in **Appendix 1** on the various objections received indicate that it is considered appropriate to introduce the scheme with the amendments detailed in **Appendix 3**.

**DECISION MADE**

I approve that:

- (i) The restrictions be implemented as advertised, subject to the amendments detailed in **Appendix 3**.
- (ii) The objectors to be informed accordingly.

This decision was published on 19 February 2016 and will come into force on 29 February 2016.

**The following supporting documents are attached:**

- Appendix 1 - Comments received and officer response
- Appendix 2 - Comments from unitary Members and Parish Councils
- Appendix 3 - Recommendations for amendments to proposals
- Appendix 4 - Maps of Proposed Restrictions

**The following supporting documents are available from the officer named above:**

Letters of representation

Date .....16 February 2016.....

.....SIGNED.....

Cllr Philip Whitehead  
Cabinet Member for Highways and Transport

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### HIGHWAYS AND TRANSPORT

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### **WEST WILTSHIRE PARISHES ORDER: PROPOSED WAITING RESTRICTIONS**

#### **Purpose of Report**

1. To:
  - (i) Consider comments received to the advertised proposals for parking controls at various locations in the West Wiltshire Parishes Order.
  - (ii) Recommend the making of the Traffic Regulation Order with amendments to the advertised proposals.

#### **Relevance to the Council's Business Plan**

2. The proposed scheme meets the three key priorities of the Business Plan, as the local community worked together with Wiltshire Councillors and council officers on the proposals, the restrictions will help protect vulnerable road users and will support the local businesses by protecting their accesses.

#### **Background**

3. The procedure for dealing with requests for Parking and Waiting Restrictions was agreed in 2011 [Decision - HT-030-11](#). In order to appropriately manage the demand for changes to parking controls it is necessary to engage the Town and Parish Councils in the prioritisation of local demand for new controls in their area, so that limited resources of the Council are directed to deal with the demands which are supported by Town and Parish Councils and identified locally as a priority.
4. Requests from Town and Parish Councils were received in 2012 and were assessed and scored by Engineers in the Highway Network Management Team. The first locations approved to proceed to review were agreed in November 2012 [Decision - HT-055-12](#) and the West Wiltshire Parishes Order was among those selected to progress.
5. Atworth, Hilperton, Holt, North Bradley, Staverton and Winsley Parish Councils all submitted requests for waiting restrictions under the agreed procedure mentioned above. They had raised concerns over a number of sites within their parish and these were investigated, together with other outstanding requests for amendments.

#### **Detail**

6. All Parish Councils, where proposals were located, were consulted as part of the advertisement process for the proposals and the recommendations have been discussed with the appropriate Wiltshire Councillors for those areas.
7. Site meetings with Unitary Members and representatives of the Parishes Councils were held to confirm the perceived problems and agree what restrictions could be proposed.

8. As a result of the public advertisement, 104 letters of representation were received across the six effected parishes.

Proposals in Atworth received 9 letters, 8 objecting and 1 in support. In Hilperton, 38 letters were received with 28 objecting and 10 in support. In Holt, 15 letters were received with 6 objecting and 9 in support. In North Bradley, 1 letter of support was received. In Staverton, 28 letters were received with 24 objecting and 4 in support. In Winsley, 13 letters were received with 6 objecting and 7 in support.

### **Main Considerations for the Council**

9. Consideration needs to be given to the responses received and a decision made on the way forward. Statute states the highway is for the passage and repassage of persons and goods, and consequently any parking on the highway is an obstruction of that right of passage. There are no rights to park on the highway but parking is condoned where the right of passage along the highway is not impeded. The consideration of the objections to the introduction of controls has to be considered in this context.

### **Safeguarding Considerations**

10. There is no risk to the Council as a result of these proposals.

### **Public Health Implications**

11. There is none in this scheme.

### **Corporate Procurement Implications**

12. There is none in this scheme.

### **Environmental and Climate Change Considerations**

13. The introduction of the parking controls will involve the laying of lines and installation of a small number of signs. This will have an impact on the visual aspect but has to be balanced against the need to ensure that safe access and visibility is provided.

### **Equalities Impact of the Proposal**

14. There is none in this scheme.

### **Risk Assessment**

15. There is no risk to the Council as a result of these proposals.

### **Financial Implications**

16. There is an allocation in this year's Traffic and Network Management budget for design, implementation, supervision and monitoring works.

### **Legal Implications**

17. All changes to existing parking restrictions require amendments to the Traffic Regulation Order. The process is governed by the Road Traffic Regulation Act 1984 and Associated Procedural Regulations. Failure to adhere to the statutory processes could result in the restrictions being successfully challenged in the High Court.

### **Options Considered**

18. To:
- (i) Implement the proposals as advertised.
  - (ii) Not implement the proposals.
  - (iii) Implement the proposals with amendments.

### **Reason for Proposals**

19. The comments set out in **Appendix 1** on the various objections received indicate that it is considered appropriate to introduce the scheme with the amendments detailed in **Appendix 3**.

### **Proposals**

20. That:
- (i) The restrictions be implemented as advertised, subject to the amendments detailed in **Appendix 3**.
  - (ii) The objectors to be informed accordingly.

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**The following unpublished documents have been relied on in the preparation of this Report:**

Letters of representation