

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

### HIGHWAYS AND TRANSPORT SERVICE

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### SPEED LIMIT – MARSTON, DEVIZES

#### Purpose of Report

1. To consider the comment received following the formal advertisement of speed limit changes on the C228 and various UC roads in the village of Marston, and to recommend an appropriate way forward.

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

2. The proposed Traffic Regulation Order (TRO) meets two priorities of the Council's Business Plan.
  - Outcome 2 – People in Wiltshire work together to solve problems locally and participate in decisions that affect them.
  - Outcome 6 – People are as protected from harm as possible and feel safe.

#### Background

3. Marston Parish Council approached the Devizes Community Area Transport group (CATG) outlining a specific issue with the legitimacy of the speed limit within the village, as a number of roads were considered by them to have a level of street lighting which would constitute a system in line with the Traffic Regulation Act 1984. Consequently, the Parish Council was questioning whether a 30 mph restriction should apply.
4. The issue was discussed by the CATG and it was requested that Highways Engineers investigate further to ascertain whether there were any underlying TROs. This concluded that there was an anomaly with the restriction as no de-restriction TROs were identifiable within the authority's records.
5. An assessment of the location was completed against the criteria set out by the Department for Transport in its guidance document Circular 01/13 - Setting Local Speed Limits as there is an expectation on the authority to rectify these types of anomaly. A proposal to resolve the issue was prepared, taking into consideration the guidance provided by the circular, and the expectations of the Parish Council originally outlined to the CATG. A plan showing the proposed speed limit changes is included at **Appendix 1**.
6. A plan outlining the extent of the proposal was provided to Marston Parish Council for its information and consideration. The Parish Council outlined no objection for the proposal and sought further clarification on one specific element, namely the proposal for Long Street to which a detailed response was provided.
7. During the advertisement period for the TRO, one letter of comment has been received, which welcomed the proposal for a 30 mph restriction but queried the intention to introduce the 40 mph restriction. No comment was received from the affected Wiltshire Council Member.

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

8. To consider the comment received during the consultation period. A summary of the issues raised and officer comments are included in **Appendix 2**. Details of the commentator are provided in **Appendix 3**.

### **Safeguarding Implications**

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

### **Public Health Implications**

10. There are none with this proposal.

### **Corporate Procurement Implications**

11. There are none with this proposal.

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

12. The installation of speed limit signs and posts, particularly repeater signs where none previously existed, together with road markings and coloured surfacing could be considered detrimental to the visual vista and street scene.

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

13. There are none with this proposal.

### **Risk Assessment**

14. If schemes, programmed for design or delivery within the current financial year, are not progressed the Council risks the potential of delayed delivery in subsequent years due to other funding demands and uncertainty of future budget.

### **Financial Implications**

15. The on ground speed limit changes will be funded from the Local Transport Plan Integrated Transport allocation.

### **Legal Implications**

16. The current scenario results in a speed restriction that is not compliant with the Road Traffic Act 1984.

### **Options Considered**

17. To:
  - (i) Implement the advertised changes.
  - (ii) Amend the advertised changes in accordance with the comments made.

### **Reason for Proposals**

18. The proposals have been assessed and are in accordance with the guidance provided by the Department for Transport, Circular 01/13 'Setting Local Speed Limits'.

## **Proposals**

19. That:

- (i) The proposals be implemented as advertised.
- (ii) The objectors be informed accordingly.

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

None