

**CABINET MEMBER FOR HIGHWAYS, TRANSPORT AND WASTE –  
CLLR BRIDGET WAYMAN**

## **HIGHWAYS AND TRANSPORT SERVICE**

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**REFERENCE:** HTW-07-17

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### **AVON ROAD, DEVIZES ORDER: PROPOSED WAITING RESTRICTIONS**

#### **Purpose of Report**

1. To:
  - (i) Consider objections to the advertised proposals for parking controls at Avon Road, Devizes
  - (ii) Recommend the making of the Traffic Regulation Order with minor amendments to the advertised proposals.

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

2. The proposed scheme meets the two key priorities of the Business Plan, helping to ensure everyone lives in a high quality environment by reducing traffic obstruction at key locations and allowing vehicles to safely manoeuvre into residential areas.
3. The second key priority this proposal seeks to achieve is ensuring people are as protected from harm as possible and feel safe. The proposed waiting restrictions are intended to give increased safety to vehicular and pedestrian movements in the area.

#### **Background**

4. Avon Road is a residential road in the east of Devizes, located just south of the A361.
5. Avon Road already has waiting restrictions in place from its junction with the A361 Bath Road down to a point approximately 27 metres south of that junction.
6. Further waiting restrictions were requested to remove a pinch point at the bottom of Avon Road, allowing vehicles to safely enter and exit the residential road.

#### **Detail**

7. The Traffic Regulation Order for this proposal was advertised from 9 March 2017 until 3 April 2017.
8. During the formal consultation period, two letters were received. Both letters of representation supported the scheme whilst the first letter of representation also called for an amendment in the proposed advertisement.

### **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 Implications**

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. 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 2** on the various objections received indicate that it is considered appropriate to introduce the scheme with the minor amendments detailed in **Appendix 3**.

### **Proposals**

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

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

Letters of representation