

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

HIGHWAYS AND TRANSPORT SERVICE

OFFICER CONTACT: Trevor Malton 07825 693848 email:trevor.malton@wiltshire.gov.uk

REFERENCE: HTW-11-20

**ATWORTH PARISH ORDER:
PROPOSED WAITING RESTRICTIONS**

Purpose of Report

To:

- (i) Consider objections to the advertised proposals for parking controls at various locations within Atworth Parish Order.
- (ii) Recommend the making of the Traffic Regulation Order with minor amendments to the advertised proposal.

Consultation

As part of the parking review the relevant parish councils were consulted prior to the advertisement process. The review resulted in four locations across Atworth Parish area being put forward to advertisement. These locations were: Clocktower View, Mead Park, A365 Bath Road junction with Fleetwood Rise and A365 Bath Road junction with Bradford Road.

During the advertisement period (between 1 to 26 October 2020 inclusive) a total of seven letters of representation have been received in response to the proposals contained within the advertised Traffic Regulation Order. Of those seven letters received, three supported the schemes, three objected and one commented on the proposals.

Details of correspondence can be found in **Appendix 1** together with a summary of comments. Officer response to the comments can be found in **Appendix 2**.

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

DECISION MADE

I approve that:

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

This decision was published on _____ and will come into force on _____

The following supporting documents are attached:

- Appendix 1 - Items of Correspondence received
- Appendix 2 - Comments of Objection and Support
- Appendix 3 - Recommendations for amendments to proposal

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

- Letters of representation
- Proposed plans of all locations

Date18 December 2020.....

.....Signed.....

Cllr Bridget Wayman
Cabinet Member for Highways, Transport and Waste

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Relevance to the Council's Business Plan

2. The proposed Traffic Regulation Order (TRO) meets three of the priorities in the Council's Business Plan 2017-2027. Those being:
 - Priority 2 – Strong Communities
 - Priority 3 – Protecting the vulnerable
 - Priority 4 – Working with Partners as an innovative and effective Council

Background

3. The procedure for dealing with requests for Parking and Waiting Restrictions was agreed in 2016 [Decision HT-19-16](#). 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 are continually received and scored by Engineers in the Highway Network Management Team. The locations considered as part of the 2019/20 reviews.

Detail

5. The TRO for this proposal was advertised from 1 October 2020 until 26 October 2020.
6. During the formal consultation period, seven letters were received, three supporting the scheme, three objecting and none commenting on the proposal.

Main Considerations for the Council

7. 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 re passage 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

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

Public Health Implications

9. There is none in this scheme.

Corporate Procurement Implications

10. There is none in this scheme.

Environmental and Climate Change Considerations

11. The introduction of the parking controls will involve the laying of new 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

12. There is none in this scheme.

Risk Assessment

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

Financial Implications

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

Legal Implications

15. All changes to existing parking restrictions require amendments to the TRO. 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

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

Reason for Proposals

17. 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

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

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

Letters of representation