

Report for: Record of Decision Taken Under Delegated Authority

Item number:

Title: Report of Statutory Consultation for the removal and replacement of parking spaces by yellow lines or shared use parking spaces in Bradley Road N22

Report authorised by: Head of Operations: Ann Cunningham

Lead Officer: Daniel Nye, Level 1 (South), River Park House, 225 High Road, Wood Green, N22 8HQ
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Ward(s) affected: Wood Green Inner

**Report for Key/
Non Key Decision:** Non key decision

1.0 Purpose

- 1.1 To report the representations received during the statutory consultation carried out in February and March 2018 for the proposed installation of a Vehicle Crossover and a Single Yellow Line in Bradley Road
- 1.2 To seek approval to proceed with the recommendations as set out in section 8 of this report.

2.0 Background

- 2.1 We have received comments from residents that a property in Bradley Road has a parking bay installed across or adjacent to a vehicle crossover.
- 2.2 We currently have sufficient funds in our 2017/18 budget to enable us to provide these changes.

3.0 Proposals

- 3.1 We are proposing the removal of bays at 1 location, as listed in paragraph 1.1 of this report.

4.0 Environmental Implications

- 4.1 Before reaching a decision to make the necessary Traffic management orders to implement or amend parking controls, the Council must follow the statutory consultation procedures pursuant to the Road Traffic Regulation Act 1984 (RTRA) (as amended) and the Local Authorities Traffic Orders (procedure) (England and Wales) Regulations 1996 (as amended). All representations received must be properly considered in the light of administrative law principles, Human Rights and Equalities laws and the relevant statutory powers.
- 4.2 The Council's powers to make Traffic Management Orders arise mainly under sections 6, 9, 45, 46, 122, and 124. And schedules 1 paragraph 8 and 9 of the RTRA.
- 4.3 The power of the Local Authority to make an order regulating or controlling vehicular and other traffic is contained within the ambit of section 6(1) of the 1984 Act. The power to make an Experimental Traffic order is contained in section 9 of the same act. Experimental Traffic Orders generally have a lifespan of 18 months. during the initial 6 month period the Council will register representations received and consider and implement where possible these requests during the second 6 month period before being considered to be made permanent.
- 4.4 When determining what paying parking places are to be designated on the highway, section 45(3) requires the Council to consider both the interests of traffic and those of the owners and occupiers of adjoining properties. In particular, the Council must have regard to

- a) The need for maintaining the free movement of traffic
- b) The need for maintaining reasonable access to premises
- c) The extent to which off-street parking is available in the neighbourhood or if the provision of such parking is likely to be encouraged by designating paying parking places on the highway.

4.5 By virtue of section 122, the Council must exercise its powers under the RTRA so as to secure the expeditious, convenient and safe movement of vehicular and other traffic including pedestrians, and the provision of suitable and adequate parking facilities on and off the highway. These powers must be exercised so far as practicable having regard to the following matters

- a) The desirability of securing and maintaining reasonable access to premises.
- b) The effect on the amenities of any locality affected including the regulation and restriction of heavy commercial traffic so as to preserve or improve amenity.
- c) The National Air Quality Strategy
- d) Facilitating the passage of public service vehicles and securing the safety and convenience of their passengers.

5.0 Environmental Implications

5.1 Extent to which off-street parking is available in the neighbourhood or if the provision of such parking is likely to be encouraged by designating paying parking places on the highway.

5.2 By virtue of section 122, the Council must exercise its powers under the RTRA so as to secure the expeditious, convenient and safe movement of vehicular and other traffic including pedestrians, and the provision of suitable and adequate parking facilities on and off the highway. These powers must be exercised so far as practicable having regard to the following matters:-

- (a) The desirability of securing and maintaining reasonable access to premises.
- (b) The effect on the amenities of any locality affected including the regulation and restriction of heavy commercial traffic so as to preserve or improve amenity.
- (c) The national air quality strategy.
- (d) Facilitating the passage of public service vehicles and securing the safety and convenience of their passengers.
- (e) Any other matters appearing to the Council to be relevant

6.0 Statutory Consultation

6.1 Statutory Consultation commenced on 9th February 2018 for a period of 21 days. The process consisted of a Notice of Intention published in the London Gazette, local press and erected on site in the affected streets. The closing dates for representations and comments was 1st March 2018.

7.0 Statutory Notification Feedback

7.1 The Council received no objection to these proposals.

8.0 Recommendations

8.1 To note the representations as set out in section 7 and approve the officers recommended action.

8.2 Approve the conversion of parking places as listed in section 1.1 and detailed in appendix 1.

8.3 Approve that residents be informed of this decision.

APPENDIX I

Map of Consultation areas

APPENDIX II

Public consultation documents

APPENDIX III

Summary of Consultation Feedback

APPENDIX V

