

Report for: Head of Service for Highways and Parking

Title: Proposed extension of 90 existing standard or dedicated disabled parking places to measure minimum 6.60 metres in length as part of batch DB-LENGTH-07

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Ward(s) affected: Green Lanes and White Hart Lane

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

1 Describe the issue under consideration

To report on the feedback of statutory consultation carried out from 13 July to 03 August 2022, on the proposal to extend existing disabled and dedicated disabled parking bays in the following CPZ areas: Green Lanes B and White Hart Lane.

To request approval to proceed to implementation, having taken objections into consideration.

2 Cabinet Member Introduction

2.1 N/A

3 Recommendations

3.1 It is recommended that the Head of Service for Highways and Parking in consultation with the Cabinet Member for Tackling Inequality and Resident Services

Notes approval granted by Cabinet in March 2021 to the Disabled Parking Action Plan which included

- i) agreement to increasing the length of existing disabled parking bays to 6.6 metres to achieve consistency with any new disabled parking bays that are provided and compliance with the Traffic Signs Regulations and General Directions 2016; and
- ii) Giving delegated approval to the Head of Highways and Parking:
 - To make decisions relating to scheme design and implementation;
 - To carry out consultation
 - To consider representations received in response to consultation and to report significant or substantial concerns back to the relevant Cabinet Member; and
 - To make traffic management orders, where there are no valid objections.

Considers the objections raised during the statutory consultation on the proposals, as well as officer responses to the objections.

- 3.2 Approve proposals for locations detailed in table 1 section 6.3 which includes extending of existing disabled parking places and dedicated disabled permit parking places to meet the minimum length of 6.60 metres as specified by Traffic Sign Regulations and General directions 2016.
- 3.3 Approve revoking the existing waiting, loading and parking place restrictions to enable the introduction of the above changes.

4 Reasons for decisions

- 4.1 To ensure compliance to the Traffic Sign Regulations and General directions 2016 in regard to the 6.6 metres specified as the minimum length of disabled parking bays.
- 4.2 1 objection was received to the statutory consultation undertaken in July to August 2022.
- 4.3 A summary of the objection received is detailed in table 2 section 6.7 of this report.

The objection received was in relation to 2 disabled bays on one road that are no longer required as the users of the bays had moved or passed away. In reviewing this submission officers upheld the objections and will propose the removal of the bays as part of the disabled parking bay removal program of works.

- 4.4 No objections were received to the remaining 88 proposed disabled parking place extensions listed in Table 1 section 6.3.
- 4.5 The proposals contained within Table 1 section 6.3 impact 2 or more wards, however in assessing the proposals officers conclude that the proposed changes are not likely to be significant in terms of its effects on communities living or working in the area. Therefore, approval can be sought through Delegated Authority to make the relevant traffic management orders and implement the recommendations.

5 Alternative options considered

- 5.1 An alternative considered was to 'Do Nothing' This is not recommended as this would leave a substantial number of existing disabled parking bays not meeting the specified minimum length of disabled parking places set by Department for Transport (DfT). This is to ensure adequate space to manoeuvre a vehicle to park and access or alight from a vehicle by a disabled user.

6 Background Information

- 6.1 Previously, Haringey Council sought authorisation by Department for Transport (DfT) on a case-by-case basis to install disabled parking places at a length of 5.50 metres, this is less than the minimum length of 6.60 metres as specified within the Traffic Sign Regulations and General Directions (TSR&GD) 2016. To ensure consistency for disabled users who may be travelling across London and for them to have adequate space to park, the Council agreed as part of the 2021 – 2022 capital programme to lengthen all existing non-compliant disabled parking places to meet TSR&GD minimum specified requirement of 6.60 metres.
- 6.2 In order to deliver the changes required across the borough efficiently, a number of locations have been grouped together in batches. Each batch will be considered and progressed to advertising the necessary changes approximately 2 months apart, enabling other works programme to be delivered alongside it.

Proposals

- 6.3 Table 1 below lists the CPZ areas which comprises the disabled and dedicated disabled bay locations where the bays are proposed to be lengthened to 6.60 metres. Each location

has been investigated and assessed and the table below outlines the proposed changes. The plans detailing the changes at each location are set out within **Appendix 1**.

Table 1

Reference	Controlled Parking Zone (CPZ) Area	Description	Details of changes to other parking places or restrictions to facilitate disabled parking place lengthening	Changes to waiting/loading restrictions required? (Y/N)
(a)	Green Lanes B	Proposed extension for 60 existing standard or dedicated disabled bays to measure minimum 6.60 metres in length	See plan in Appendix 1	See plan in Appendix 1
(b)	White Hart Lane	Proposed extension for 30 existing standard or dedicated disabled bays to measure minimum 6.60 metres in length	See plan in Appendix 1	See plan in Appendix 1

Statutory Consultation

- 6.4 Statutory notification commenced on 13 July 2022 for a period of 21 days. The process consisted of a Notice of Proposal published in the London Gazette, Enfield and Haringey Independent and the notice erected on site in the affected streets. The closing date for representations and comments being 03 August 2022.

*See **Appendix 2** for a copy of the statutory notice of proposal that was advertised.

- 6.5 As part of the statutory process, the views of the following statutory bodies were also sought:

- AA
- London Transport
- Police (local)
- Fire Brigade
- London Ambulance Service
- Freight Transport Association
- Road Haulage Association
- RAC
- Metropolitan Police (traffic)
- London Travel Watch
- Haringey Cycling Campaign

*See **Appendix 3** for a copy of e-mail sent to the above statutory bodies.

Responses to Consultation

- 6.6 The Legal requirement of statutory consultation was followed with the instalment of street notices and newspaper adverts to notifying users of the disabled parking places of the statutory consultation and how they could object should they wish to. A total of 1 objection was received to the proposals listed in Table 1 under Section 6. Overview of the objection, with the officer recommendation can be found below.
- 6.7 Table 2 summarises the objections received, an officer response to each reason for the objections are provided.

Table 2

Reference	Objection	Officer Recommendation
Table 1 - Item (a)	<p>It is proposed to extend the parking bays outside 208 and 197 Hermitage Road.</p> <p>I think if you look into this you will find the blue badge holder in 208 has no car and no longer drives - he is living with dementia; and the disabled resident in 197 died some time ago.</p>	Not to proceed with extensions at this time and propose for removal on next batch of disabled bay programme. Bays will not be extended until confirmation is received the disabled bay is still required by the community.

- 6.8 Officers consider the proposals to extend the disabled parking bays as listed in Table 1 of section 6 will provide more room to manoeuvre and park and will therefore benefit disabled blue badge holders.
- 6.9 After considering the statutory consultation results and noting that objections were received to the consultation as detailed within Table 2 above, it is concluded that no alterations should be made to the proposals to extend the disabled parking bays as listed in Table 1 of section 6 to help improve quality of life for those with disabilities.

7 Contribution to strategic outcomes

- 7.1 The proposals will help meet Priority – People in the Council’s Borough Plan which states “Our vision is a Haringey where strong families, strong networks and strong communities nurture all residents to live well and achieve their potential” The proposals align also with [Transport Strategy](#) section 3.2 with respect to the management of on street parking and it’s prioritisation to those with disability.
- 7.2 The use of disabled parking and dedicated parking places contributes to the Council meeting its obligations for disabled parking set out in section 149 of the Equality Act 2010 (the Public Sector Equality Duty (‘PSED’). This duty includes having due regard to the need to advance equality of opportunity between persons who share a relevant protected characteristic (including people with a disability) and persons who do not share it.

8 Comments of the Chief Financial Officer

- 8.1 This report seeks Head of Highways and Parking in consultation with the Cabinet Member for Customer Service, Welfare and the Public Realm approval for the implementation of the lengthening of disabled parking places in Table 1 section 6.3.
- 8.2 The full cost of this scheme is estimated to be £11,500.00, including community engagement; inventory of existing site conditions; design, traffic management orders and

implementation. This will be funded from the Council's approved Capital Programme as it is included within the Parking Implementation Plan.

- 8.3 Once implemented the future operational cost will be funded from the existing service revenue budgets.

Table 3

Reference	Estimated Cost (any road markings or signs/posts)	Estimated Total Cost (any road markings or signs/posts including 10% contingency)	Projected Completion
Locations (a) - (b)	Each site (90) to cost approximately £50.00	Total cost for batch 06 £4,500.00	To be completed by end of August/September 2022

9 Comments of the Head of Legal Services and Governance

- 9.1 Before reaching a decision to make the necessary traffic management order to implement changes to existing disabled and dedicated disabled parking places, the Council must follow the statutory consultation procedures pursuant to the Road Traffic Regulation Act 1984 (as amended) ("RTRA") and the Local Authorities' Traffic Orders (Procedure) (England and Wales) Regulations 1996 (as amended) ("the Regulations"). All representations received must be properly considered in the light of administrative law principles, human rights law and the relevant statutory powers.
- 9.2 The Council's powers in relation to the making of traffic management orders arise mainly under sections 6, 9, 45, 46, 122 and 124 and schedules 1 paragraphs 1-22 the RTRA
- 9.3 The power of a local authority to make an order regulating or controlling vehicular and other traffic is contained within the scope of section 6 of the RTRA.
- 9.4 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, and (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.
- 9.5 By virtue of section 122, the Council must exercise its powers under the RTRA 1984 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: -
- the desirability of securing and maintaining reasonable access to premises.
 - 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.
 - the national air quality strategy.
 - facilitating the passage of public service vehicles and securing the safety and convenience of their passengers.

- any other matters appearing to the Council to be relevant.

The legal position in relation to traffic management orders and the statutory requirements in respect of consultation are set out in section 9.1 through 9.5 of this report. Public and Statutory Public consultation has been undertaken and due consideration given to representations by the public. The Council would be acting in accordance with the law were it to proceed with the proposals set out in this report.

- 9.6 The proposals contained within this report impact 2 or more wards, however in assessing the proposals officers have concluded that the proposed changes are not likely to be significant in terms of its effects on communities living or working in the area. Therefore, approval will be sought through Delegated Authority in consultation with the Cabinet Member for Tackling Inequality and Resident Services to make the relevant traffic management orders and implement the recommendations.

10 Equalities Comments

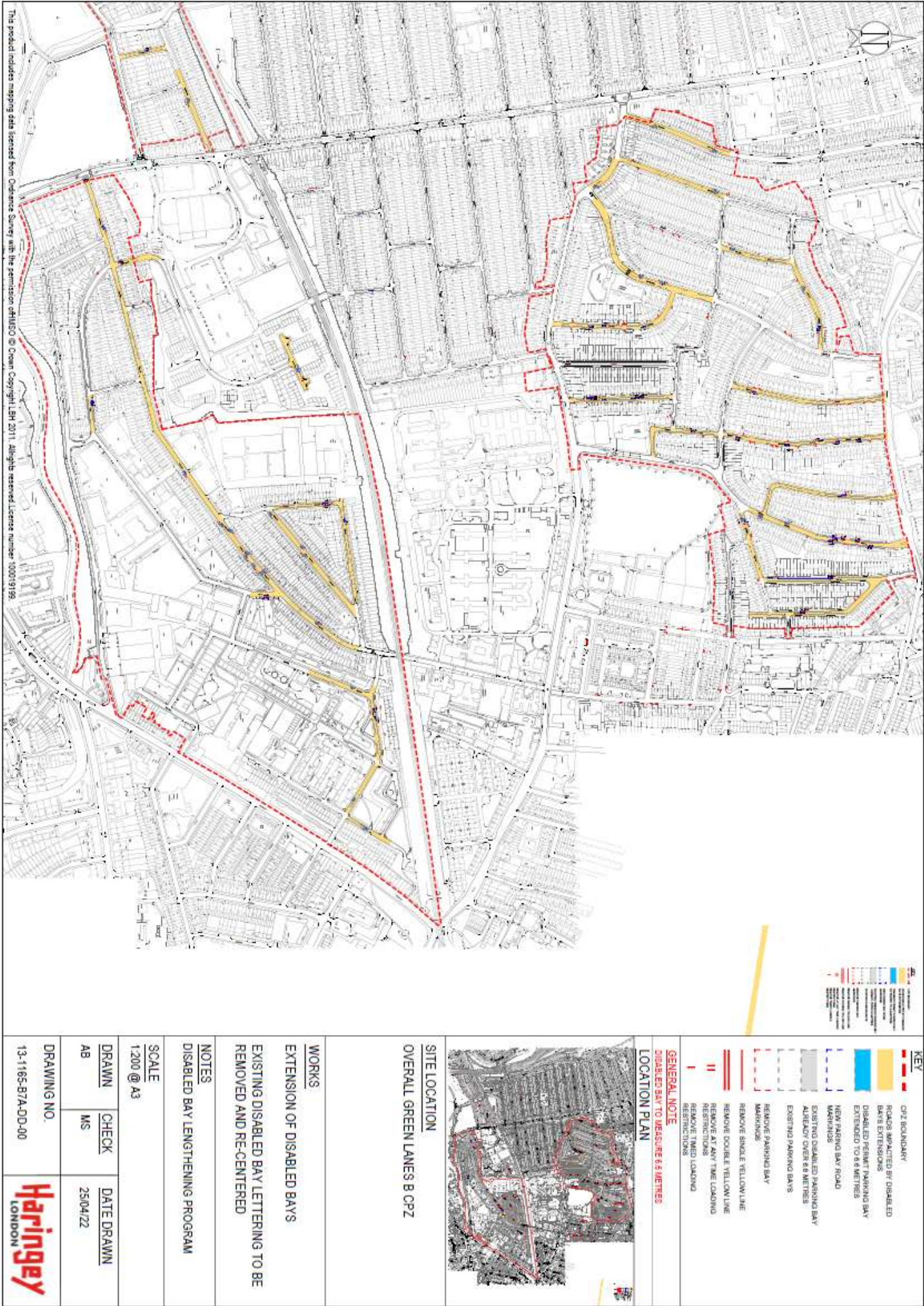
- 10.1 The Council has a Public Sector Equality Duty under the Equality Act (2010) to have due regard to the need to:
- Eliminate discrimination, harassment and victimisation and any other conduct prohibited under the Act
 - Advance equality of opportunity between people who share those protected characteristics and people who do not
 - Foster good relations between people who share those characteristics and people who do not.
- 10.2 The three parts of the duty applies to the following protected characteristics: age, disability, gender reassignment, pregnancy/maternity, race, religion/faith, sex and sexual orientation. Marriage and civil partnership status apply to the first part of the duty.
- 10.3 **The Council must, when carrying out the Council's functions (which includes making decisions), have due regard to the needs set out in section 149 of the Equality Act 2010 (the Public Sector Equality Duty ('PSED')). This duty includes having due regard to the need to advance equality of opportunity between persons who share a relevant protected characteristic (including people with a disability) and persons who do not share it. The Council must consider the duty, which is personal to decision makers.**
- 10.4 S149 (4) of the Equality Act 2010 stresses the public sector equality duty strongly in respect of disabled persons and extends the meaning of 'due regard' to include the steps involved in meeting the needs of disabled persons in particular "steps to take account of disabled **person's disabilities**".

The proposal to recommend the lengthening of disabled parking places at various locations in the borough is a necessary step that recognises and takes account of the **parking needs of Haringey's disabled residents. It accords completely with meeting the Council's public sector equality duty in regard to the protected characteristic of disability.**

11 Use of Appendices

- Appendix 1 – Detailed designs showing the extents of the proposals stated in table 1 section 3.
- Appendix 2 – Statutory Consultation Notice of Proposal, advertising the proposals stated in table 1 section 3.
- Appendix 3 – Statutory Consultation notification email sent to statutory bodies stated in section 4.
- Appendix 4 – Statutory Full objections/comments received to the statutory consultation with officer comments.

APPENDIX 1



APPENDIX 2

LONDON BOROUGH OF HARINGEY

PROPOSED DISABLED PARKING PLACE EXTENSIONS BATCH 7, VARIOUS ROADS

THE HARINGEY (CHARGED-FOR PARKING PLACES) (AMENDMENT *) ORDER 202* THE HARINGEY (FREE PARKING PLACES, LOADING PLACES AND WAITING, LOADING AND STOPPING RESTRICTIONS) (AMENDMENT NO.**) ORDER 202*

T33

1. Notice is hereby given that the Council of the London Borough of Haringey proposes to make the above-mentioned Orders under sections 6, 45, 46, 49 and 124 of and Part IV of Schedule 9 to the Road Traffic Regulation Act 1984, and of all other powers.

2. The General Effects of the Orders would be:

(i) To extend existing Disabled Parking Bays so that they measure a length of 6.6 metres, outside (unless otherwise stated) the following properties in the London Borough of Haringey:

Location	CPZ
17 & 19 Abbotsford Avenue, 18 & 20, 63 & 65 Ashfield Road, 35 & 37 Avondale Road, 4 & 6, 19 & 21, 38 & 40 <u>Beechfield Road</u> , 12 & 14, 13 & 15, 25 & 27, 30 & 32, 31 & 33/35, 63 & 65, 78 & 80 Black Boy Lane, 21 & 23, 26 & 28, 51 & 53 Brampton Road, 90 & 92, opposite 90 & 92 Clarence Road, 3 & 5, 29 & 31 Clarendon Road, 37 & 39 Clinton Road, 5 & 7, 19 & 21, 20 & 22, 29 & 31, 45 & 47, 68, along the flank wall of 49 Cranleigh Road, <u>Etherley Road</u> , alongside the flank wall of 35 Hermitage Road, Finsbury Park Avenue, 57 & 59 Glenwood Road, 8 & 10, 50 & 52 Harringay Road, 17 & 19, 142 & 144, 179 & 181, 182 & 184, 197 & 199, 208 & 210, 213 & 215, 216 & 218, 222 & 224, 259 & 261 Hermitage Road, alongside the flank wall of 18 Venetia Road, <u>Lothair Road</u> North, 1 to 24, near its junction with Pulford Road, Moreton Road, 19 & 21 Oakdale Road, 3 & 5, 31 & 33, 35 & 37 Rowley Road, 412 & 414 St Ann's Road, 65 & 67 Station Crescent, 1 & 3 Tancred Road, 26 to 48 Templeton Road, 41 & 43 <u>Terront Road</u> , 93 to 115 Tiverton Road, 59 & 61, factory near its junction with Hermitage Road, Vale Road, 37 Wiltshire Gardens, 61 & 63 & 65, 75 & 79 Woodlands Park Road	Green Lanes B
6 & 7, alongside the flank wall of 55 Great Cambridge Road, Cambridge Gardens, 28 & 30, 74 & 76 <u>Courtman Road</u> , 2 & 3 <u>Croxford Gardens</u> , 5 & 6 Devonshire Gardens, opposite 38 & 40, opposite 40 & 42, 143 & 145 Devonshire Hill Lane, 5 & 7, 22 & 24 Devonshire Road, 59 & 61 Fenton Road, 58 & 60, opposite 81 & 83 <u>Gospatrick Road</u> , 12, 18 & 20 Mayfair Gardens, 40, 113 & 115, 132 & 134, 154 & 156, 157 & 159 Rivulet Road, 2 Rowland Hill Avenue, 8 The Crossway, 103 & 105, 135 & 137 <u>The Roundway</u> , 390, adjacent to 390, adjacent to 422, 434 & 436 White Hart Lane	White Hart Lane

(ii) To revoke the relevant underlying Controlled Parking Zone restrictions at the locations mentioned in Section 2(i) of this notice;

(iii) to convert an existing general use disabled parking place into a dedicated disabled parking places outside 56, 58 and 60 Queens Road N11. The dedicated disabled parking place would specifically be for the use of the permit holder for which it would be authorised. No other permit or blue badge would be valid for use within the proposed parking place except for the permit for which it was issued.

3. Copies of the proposed Orders and of the Council's statement of reasons for making the Orders and plans showing the location and effects of the Orders may be inspected during normal office working hours, by appointment, until the end of a period of 6 weeks from the date on which the Orders are made or the Council decides not to make the Orders, at the reception desk, Alexandra House, 10 Station Road, Wood Green, N22 7TR or can be viewed online at <https://consultation.appyway.com/haringey>.

4. Any person desiring to object to the proposed Orders or make other representation should send the grounds for their objection via the online portal at <https://consultation.appyway.com/haringey> or alternatively by emailing Traffic.Orders@haringey.gov.uk or writing the Traffic Management Group, Alexandra House, 5th Floor, 10 Station Road, Wood Green, N22 7TR or to quoting reference '2022-T33' by 3rd August 2022.

Date: 13th July 2022

Ann Cunningham

Head of Highways and Parking

APPENDIX 3

Dear all

I attach documents relating to proposed/made Traffic Orders and should be grateful for any objections or representations that you may have regarding any proposed permanent Orders within 21 days from the date of this email, and within 6 months from the in force dates for any experimental Orders. If I do not hear from you, I will assume that you have no comments to make.

Regards

Paul Chambers
Traffic Order Officer

Haringey Council
Traffic Management Group, Alexandra House, 5th Floor, 10 Station Road, Wood Green, N22 7TR

T. 020 8489 5323

E. paul.chambers@haringey.gov.uk

APPENDIX 4

Objection

It is proposed to extend the parking bays outside 208 and 197 Hermitage Road. I think if you look into this you will find the the blue badge holder in 208 has no car and no longer drives - he is living with dementia; and the disabled resident in 197 died some time ago.

Officer Recommendation

Proceed with changes but include in disabled bay programme to be proposed for removal. Letter will be sent to residents notifying them on the bays proposed removal and if they wish to object. If the outcome is that the bays are no longer required they will be removed and if they are still required they will be extended.