Haringey Council Written Statement/Record of a decision made by an officer under delegated authority

Decision Maker (Post Title)	Cllr Peray Ahmet (Cabinet Member for Environment Ann Cunningham (Head of Operations)
Subject of the decision	Report of Statutory Consultation for the introduction and removal of disabled parking bays – Batch 7
Date of decision	7 th November 2017
Decision	To approve officers' recommendations as set out in paragraph 8 of the attached report
Reasons for the decision	To prioritise safety for residents who live in the affected roads
Details of any alternative options considered and rejected by the officer when making the decision	
Conflicts of interest – Executive decisions	
Details of any conflict of interest declared by a Cabinet Member who is consulted by the officer which relates to the decision and details of dispensation granted by the Council's Head of Paid Service	
Conflicts of interest – Non executive decisions	
Where the decision is taken under an express delegation e.g. by a Committee, the name of any Member who declared a conflict of interest in relation to this matter at the committee meeting	
matter at the committee meeting, Title of any document(s), including reports, considered by the officer and relevant to the above decision or where only part of the report is relevant to the above decision, that part)	

These documents need to be attached to the copy of this record/statement kept by the Authority but must not be published if they contain exempt information	
Reasons for exemption with reference to categories of exemption specified overleaf or	
Reason why decision is confidential (se e overleaf)	
Decisions containing exempt or confidential information falling within the categories specified overleaf are not required to be published.	
Signature of Decision Maker	CIIr Peray Ahmet
Signature of Decision Maker	
Name of Decision Maker	Adunghan
Name of Decision Maker	ANN CUNNIGHAM
Does the decision need to be published? Yes	
No	

Exempt Information

Local Government Act 1972 Schedule 12A

Part 1: Descriptions of Exempt Information

- 1. Information relating to any individual.
- 2. Information which is likely to reveal the identity of an individual.
- 3. Information relating to the financial or business affairs of any person (including the authority holding that information).

- 4. Information relating to any consultations or negotiations or contemplated consultations or negotiations in connection with any labour relations matter arising between the authority or a Minister of the Crown and employees of, or office holders under, the authority.
- 5. Information in respect of which a claim to legal professional privilege could be maintained in legal proceedings.
- 6. Information which reveals that the authority proposes -
 - (a) To give under any enactment a notice under or by virtue of which requirements are imposed on a person; or
 - (b) To make an order or direction under any enactment.
- 7. Information relating to any action taken or to be taken in connection with the prevention, investigation or prosecution of crime.

Note: It is insufficient to simply identify a category of exemption, you must also conduct a public interest test on the basis specified in the Act as follows: Information falling within categories 1-7 is exempt if and so long as in all the circumstances of the case the public interest in maintaining the exemption outweighs the public interest in disclosing the information.

Confidential Decisions

- 1. The decision contains information provided by a Government department on a non disclosure basis
- 2. There is a Court order against disclosure

1.0 Purpose

- 1.1 To report the representations received during statutory consultation carried out in September 2017 for the proposed introduction of disabled bays on the roads listed below:
 - Flat 18 Newland House N8 7AJ Bay sited in Campsbourne Road
 - 205 Riseley Avenue N17 7HR
 - 1 Howard Road N15 6NL
 - 31 Handsworth Road N17 6DB
 - 258 White Hart Lane N17 8JP
 - 50 Woodside Gardens N17 6UW
 - 217 Mount Pleasant Road N17 6JH
 - 41 Steeds Road N10 1JB
 - 7 Kings Road N17 8NP
 - 32 Kimberley Road N17 9B
 - 33 Barrington Road N8 8QT
 - 19A The Avenue N10 2QE
 - 26 Elmhurst Road N17 6RQ (6.6m)
 - 33 Wiltshire Gardens N4 1HG
 - 167 Gladesmore Road N15 6TJ
 - 147 Higham Road N17 6NU
 - 24 Downhill Way N17 6BA
 - 50B Lascott Road N22 8JN (6.6m)
 - 43 Daleview Road N15 6PL
 - 95 Mount Pleasant Road N17 6TW (6.6m)
 - 6 Heybourne Road N17 0SR (Extend bay to 6.6m)
 - 61 Fenton Road N17 7JN
 - 25 Chandos Road N17 6HN
 - 156 Rivulet Road N17 7JJ
 - 126 Rivulet Road N17 7JJ
 - 135 The Roundway N17 7HD
 - 11 Dunloe Road N17 6LB
 - 126 Sherringham Avenue N17 9RR
 - 24 Myddleton Road N22 8NR
 - 111 Seaford Road N15 5DX
 - 24 Waltheof Avenue N17 7PL
 - 46 Hale Gardens N17 9LY
 - 65 Crowland Road N15 6UL
 - Fortis Green Road Relocated to Fortismere Avenue
 - 74 Courtman Road N17 7HU
 - 11 Hampstead Lane N6
 - Pages Hill N10 side of 45 pages Lane

- 1.2 To report the representations received during statutory consultation carried out in September 2017 for the proposed removal of disabled bays on the roads listed below:
 - 80 Clonmell Road N17
 - 16 Bedford Road N8
 - 101 Nelson Road N8
 - 284/286 Lymington Avenue N22
 - 6 Rectory Gardens N8
 - 11 Rectory Gardens N8
 - Campsbourne Road, opposite Rhein House N8
 - 30 Woodside Road (2 x bays) N22
 - 63 Meads Road N22
 - 85 Higham Road N8
 - 36 Teynton Terrace N17
 - 91 Lyndhurst Road N22
 - 126 Woodfield Way N11
 - 35/37 Perth Road N22
 - 53 Palace Road N8
 - 20 Ranelagh Road N17
 - 19 Harvey Road N8
 - 28 Thorold Road N22
 - 10 Felixstowe Road N17
 - 20 Leith Road N22
 - 29 Glebe Road N8
 - 2 Glebe Road N8
 - 73/75 Tower Gardens Road N17
 - 18 Springfield Road N15
 - 48 Courtman Road N17
 - 42 Courtman Road N17
 - 11 Highgate Avenue N6
- 1.3 To seek approval to proceed with the recommendations as set out in section 8.0 of this report.

2.0 Background

- **2.1** The criteria required for the implementation of a disabled bay is as follows:
 - You must have a blue badge
 - You or your nominated driver must have a car registered at the address where the bay is to be provided
 - You or your nominated driver's licence must be registered at the address where the bay is to be provided
 - You must be in receipt of the higher rate mobility component of Disability Living Allowance for the over 65s or the enhanced mobility component of the Personal Independence Payment for 16 to 64 year olds
- **2.2** We currently have 37 applications requesting the provision of a disabled bay. Since responsibility for disabled bays was transferred to the Traffic Management team in 2013 we have endeavoured to process a new batch of applications every 4 months.
- **2.3** We have been informed by residents, relatives or neighbours that the disabled bays referred to in section 1.2 are no longer required. A Notice of Proposal informing the public of our intention to remove potentially redundant bay is placed on site and any objections received are considered before a decision is taken.
- **2.4** We currently have sufficient funds in our 2016/17 budget to enable us to provide and or remove these disabled bays.

3.0 Proposals

- **3.1** We are proposing the introduction of disabled bays at 37 locations, as listed in paragraph 1.1 of this report.
- **3.2** We are proposing the removal of 27 redundant disabled bays, as listed in paragraph 1.2 of this report. A total of three objections have been received and upheld. Meaning the removal of 24 disabled bays.

4.0 Environmental Implications

4.1 Before reaching a decision to make the necessary Traffic Management Order 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 law 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 a 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, these amendments have a further 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, 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.
- **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 Equalities comments

5.1 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 persons' disabilities" even if it would mean treating disabled persons more favourably than persons who do not have a disability.

The proposal to recommend the introduction of disabled parking bays at various locations in the borough is a necessary step that recognises and takes account of the parking needs of Haringey's disabled residents even if it appears to be a more favourable treatment on grounds of their disability.

It accords completely with meeting the Council's public sector equality duty in regard to the protected characteristic of disability.

6.0 Statutory Notification

6.1 Statutory notification commenced on 25 August 2017 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 15 September 2017.

7.0 Statutory Notification Feedback

Objection to removal of bay - 30 Woodside Road N22

My father who is a Parkison sufferer and I am becoming increasingly anxious about the council's proposals. This is causing increased issues with our health and this is a direct result of this situation.

We are having to receive medical care for this which is all very troubling.

We request an update of this critical situation for us. We are in desperate need to access our property and with increased demand for parking in this road we are very worried about what the council's intentions are.

We feel that this has not been handled sensitively and has a detrimental effect on our health.

This is something that will need to be escalated.

I look forward to hearing something of substance from you.

Council's response:

Letter received from a valid Blue Badge holder. Confirmed by council officers responsible for vetting the applications that the petitioner does hold a valid blue badge.

This bay will remain in place.

7.1 Objection to removal of bay - 52 Thorold Road N22

A piece of paper (now drooping from the rain) has appeared on the pole by the disabled parking bay outside my home - 52, Thorold Road, N22 8YE. The notice states that this disabled parking bay is going to be removed. As the (Disabled) resident of this property, I am dismayed to have been informed of Haringey's intentions in this manner. Why was I not sent a letter explaining what is happening? and why here?

I object to the proposal. I have not been properly consulted, and I do not believe that proper procedure has been followed in this instance.

Council's response:

The council received a complaint from a member of the public that this particular bay was un-used. It was for this reason we advertised to remove it. The council has a duty to remove any un-used parking provision. We do not advertise a bay for removal unless it is requested of us.

You were not sent a letter as the council has no means of establishing who is using the bay. All our disabled bays may be used by any blue badge holder, any of whom could make an objection to the removal. Our statutory obligations have been met by the placing of a notice in the street, in the local press, and also with the provision of a 21-day period whereby any objections can be made.

It has been Confirmed by council officers responsible for vetting the applications that the petitioner does hold a valid blue badge. This bay will remain in place.

7.2 Objection to removal of bay - 53 Palace Road N8

My name is Mrs Ayse Yilmaz, I reside at 4 Truro Court, Palace Road. Hornsey. London N8 8QN

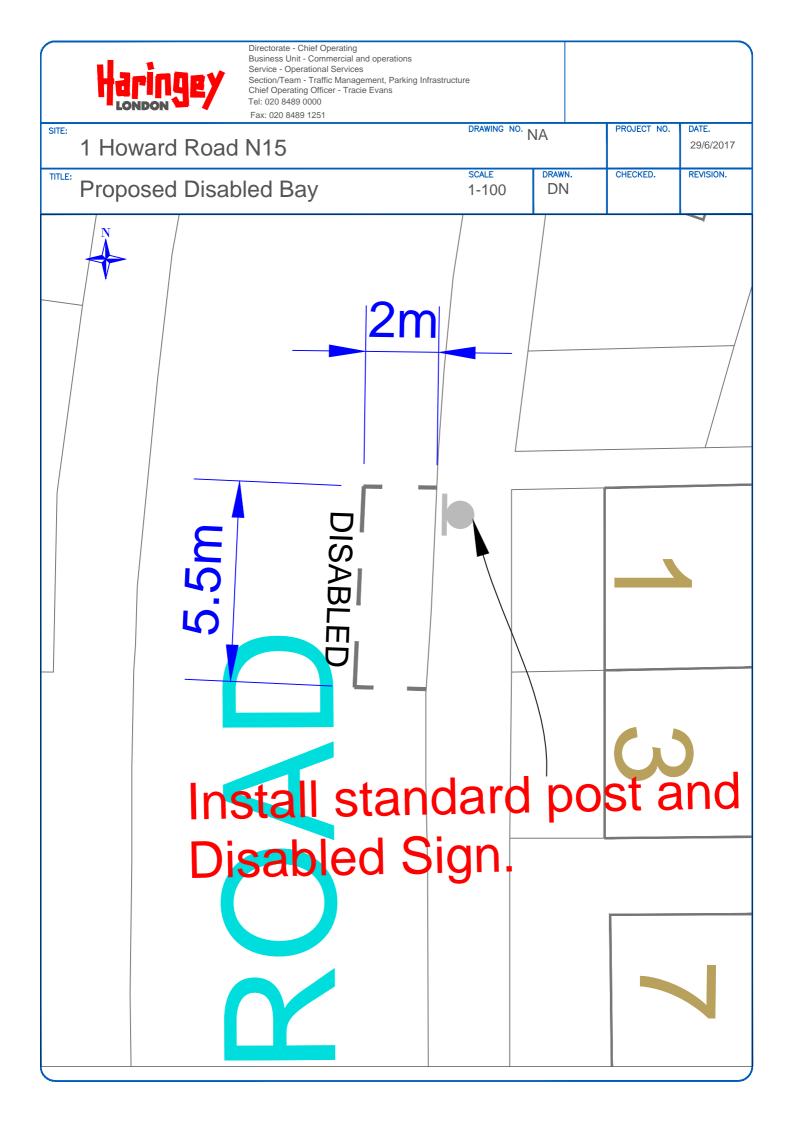
I am registered as disabled and have been using the disabled bay outside number 53 Palace Road N8. This location is very close to my door. I would like to continue making use of this location as outside where I reside there are trees that produces very sticky substances. This causes problems at times as the ground can be slippery making it difficult and dangerous getting in and out of the vehicles. Also makes windows of the car very sticky etc. I understand that the Disabled parking bay outside 53 palace road was going to be removed. I would kindly ask that the disabled bay remains in place as I make use of it when it is available. By keeping this bay I will not need to reapply for a parking bay which will also save the council some money. Please also consider the Health and Safety reasons I mentioned above. There are two other disabled bays which are near by but unfortunately the neighbors are very possessive over the parking bays that are outside there property.

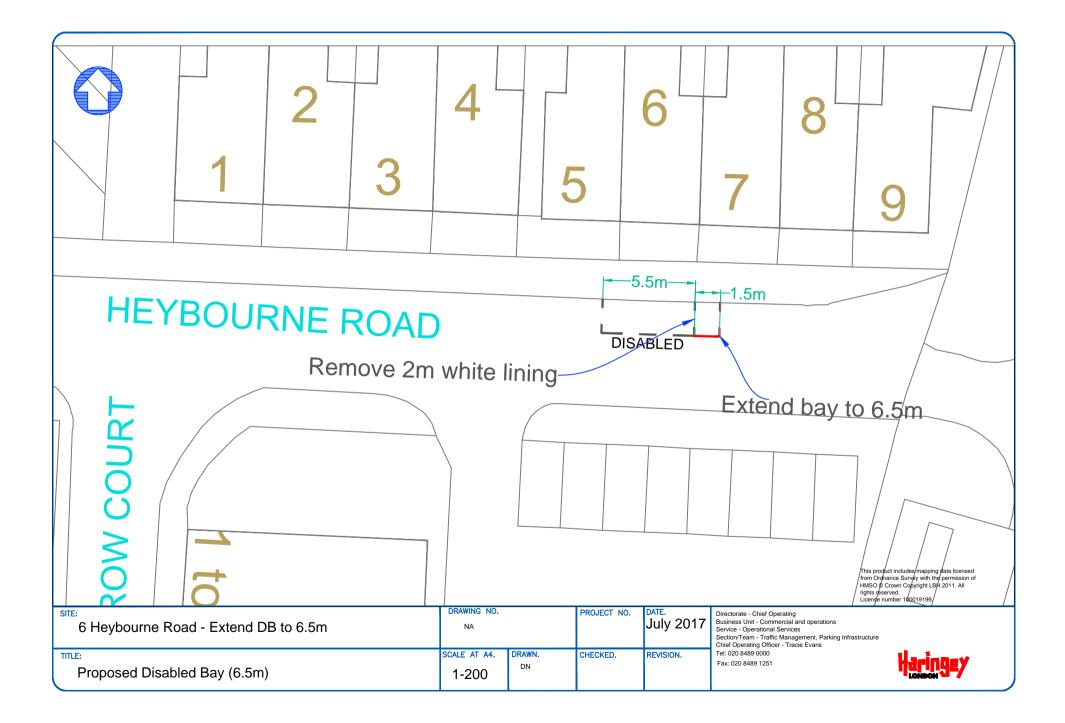
Council's response:

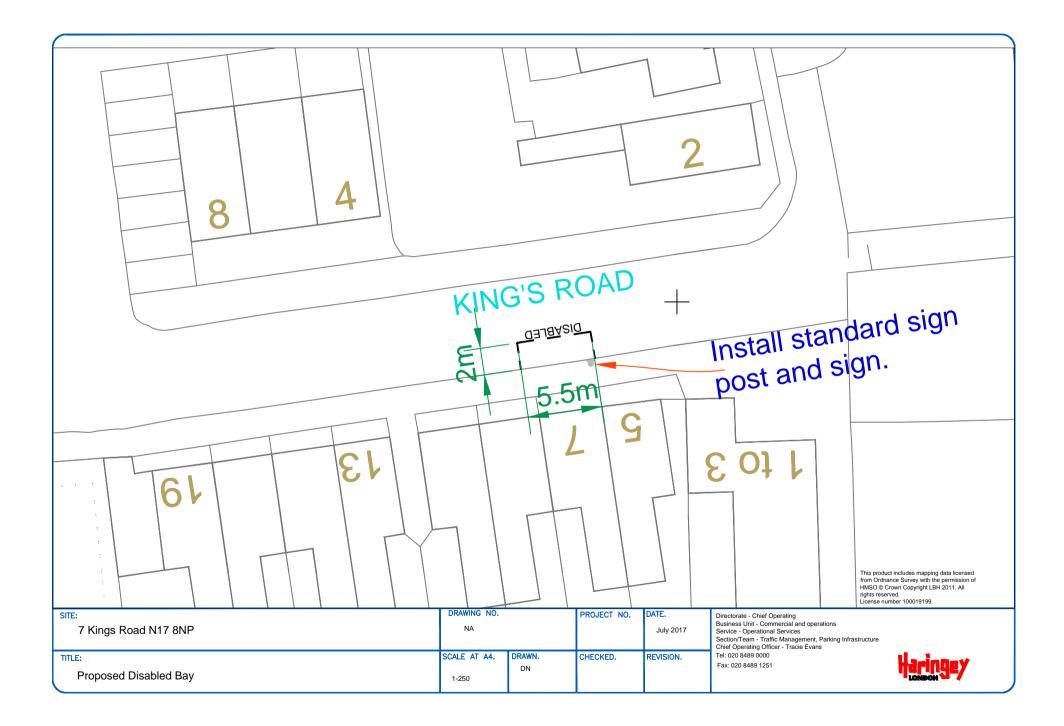
The Council has considered this objection and will leave the bay at 53 palace Road in place.

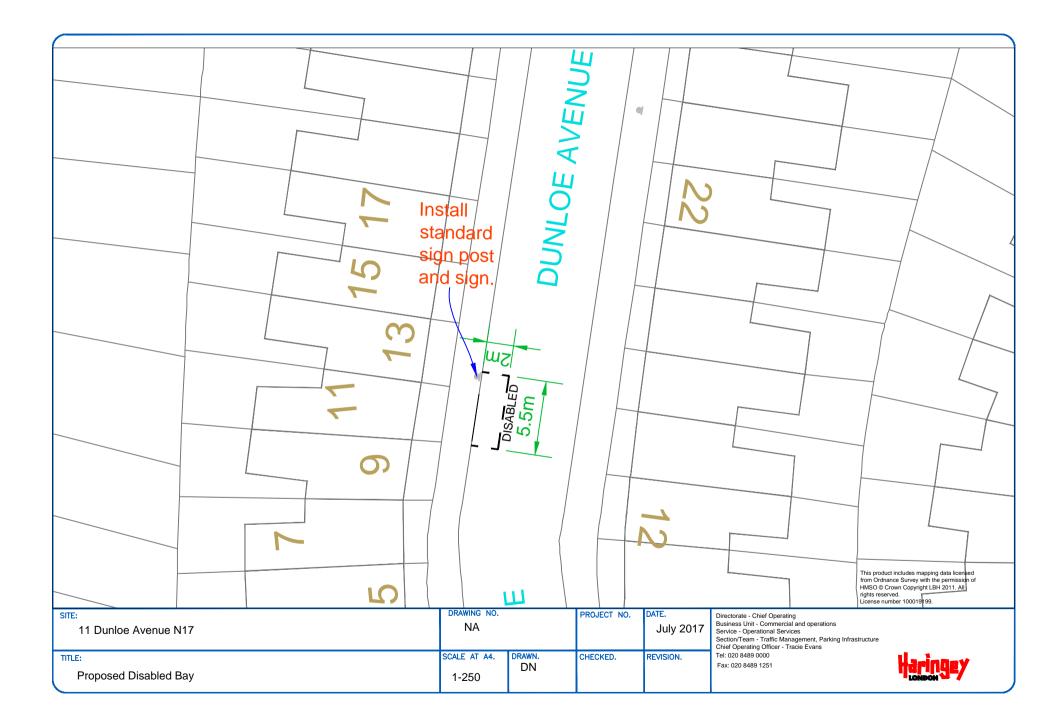
8.0 Recommendations

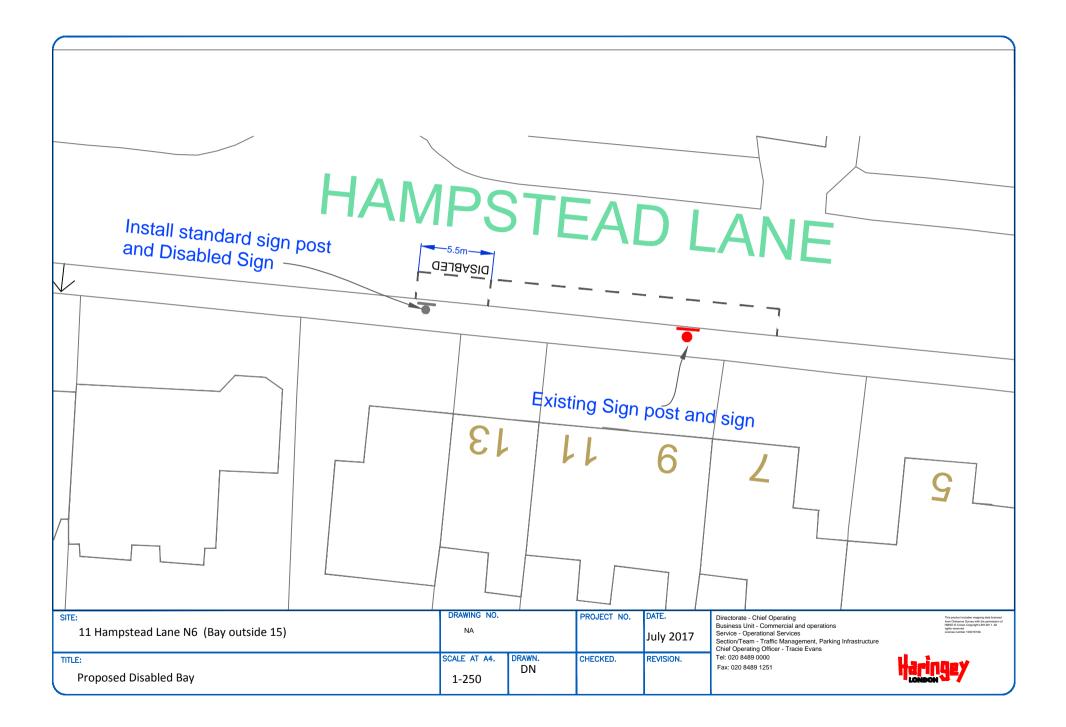
- **8.1** To note the representations as set out in section 6 and approve the officers' recommended action.
- 8.2 Approve the introduction of disabled bays as listed in section 1.1
- **8.3** Approve the removal of disabled bays as listed in section 1.2, excluding the bays below which are to be retained:
 - 30 Woodside Road N22
 - 52 Thorold Road N22
 - 53 Palace Road N8
- **8.4** Approve that residents be informed of this decision

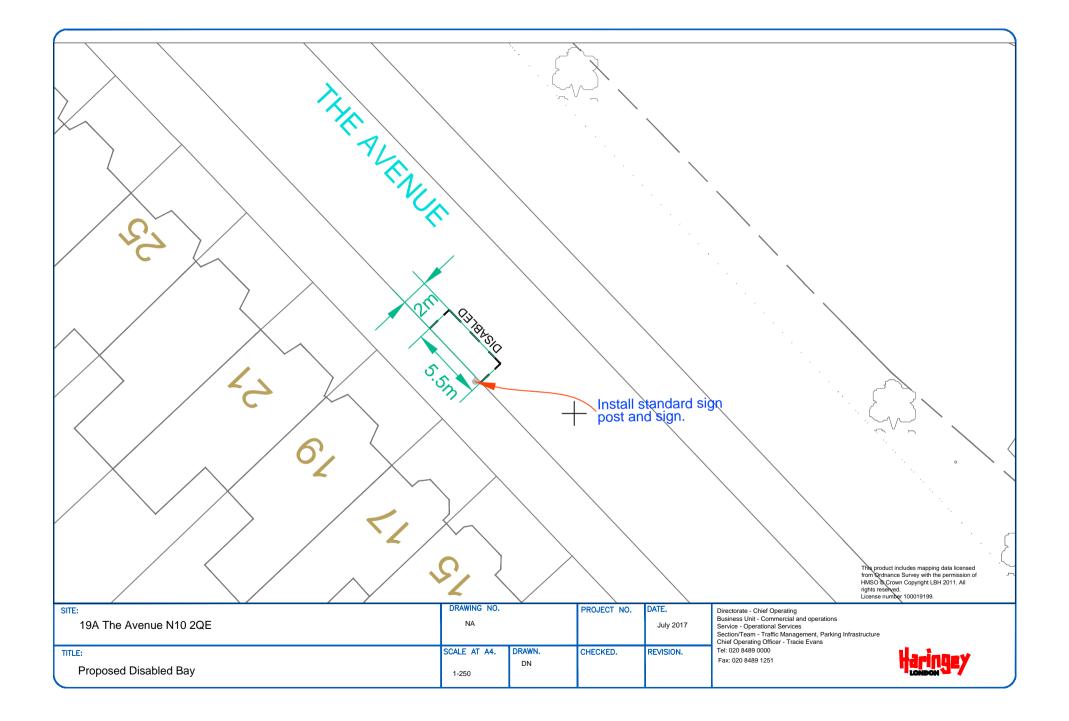


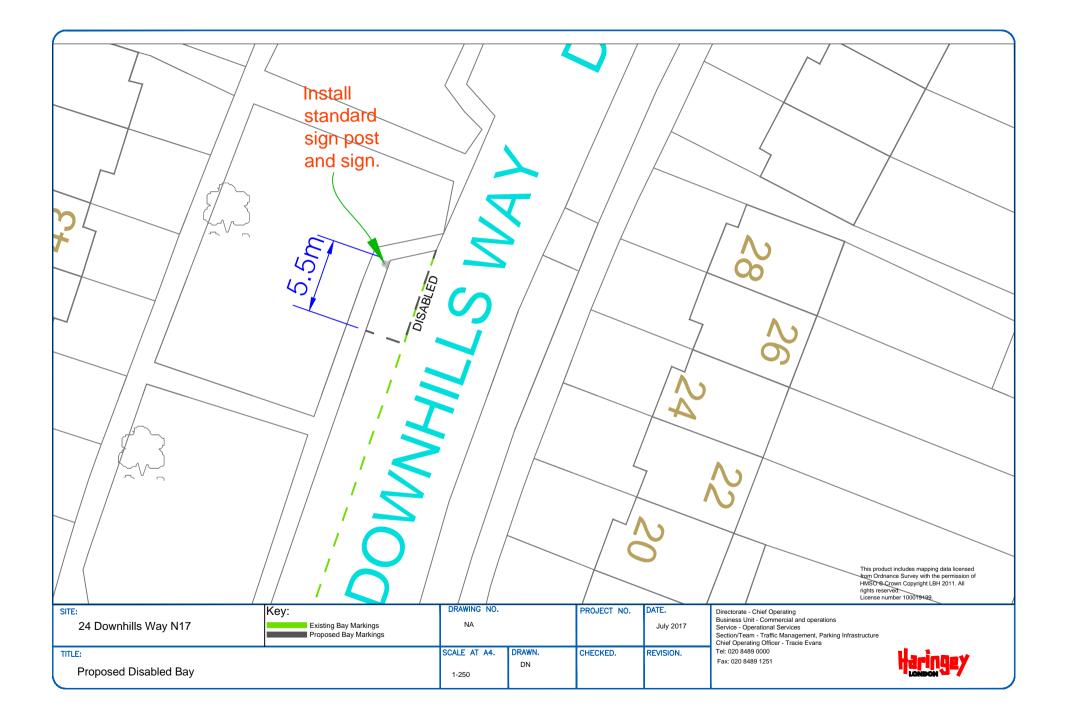


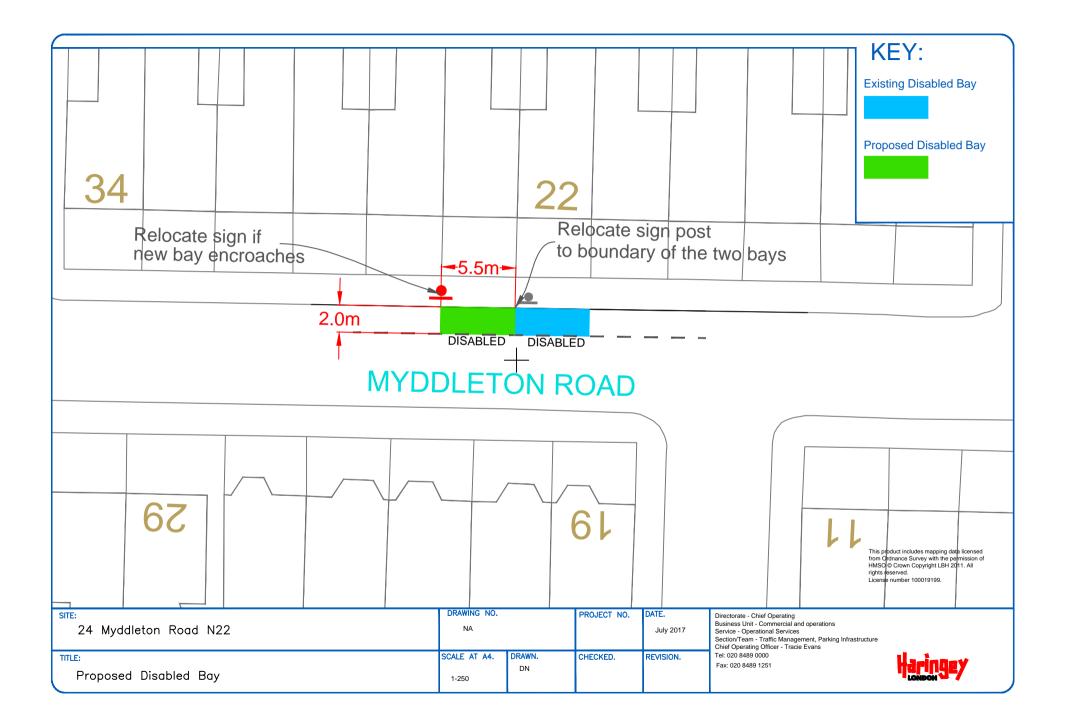


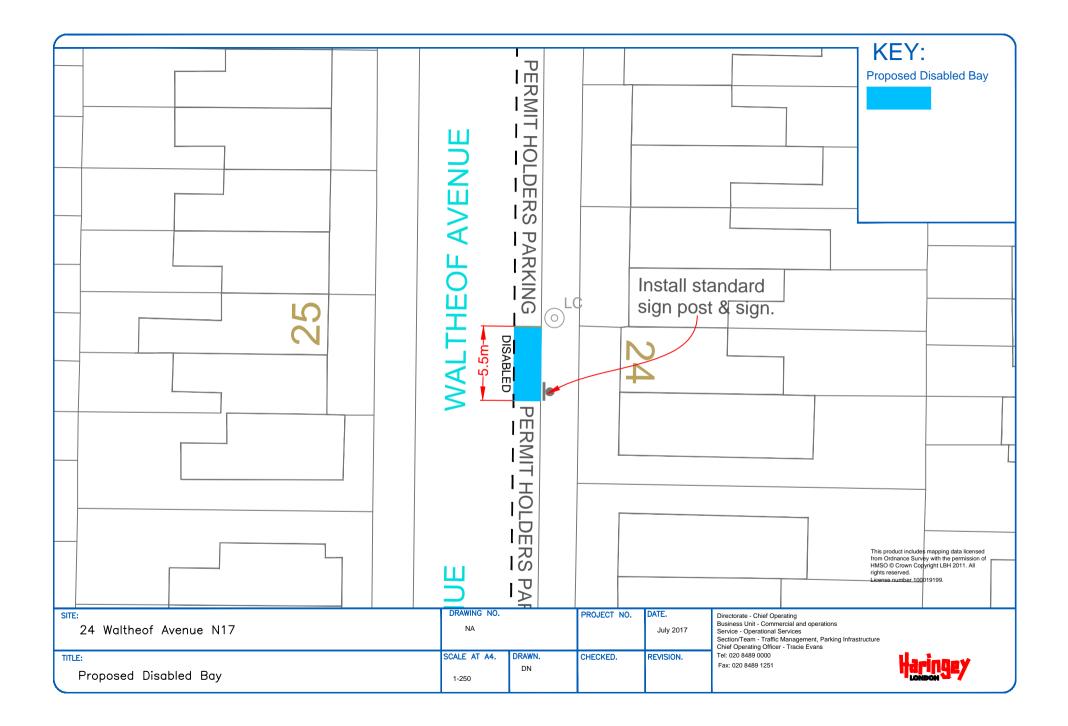


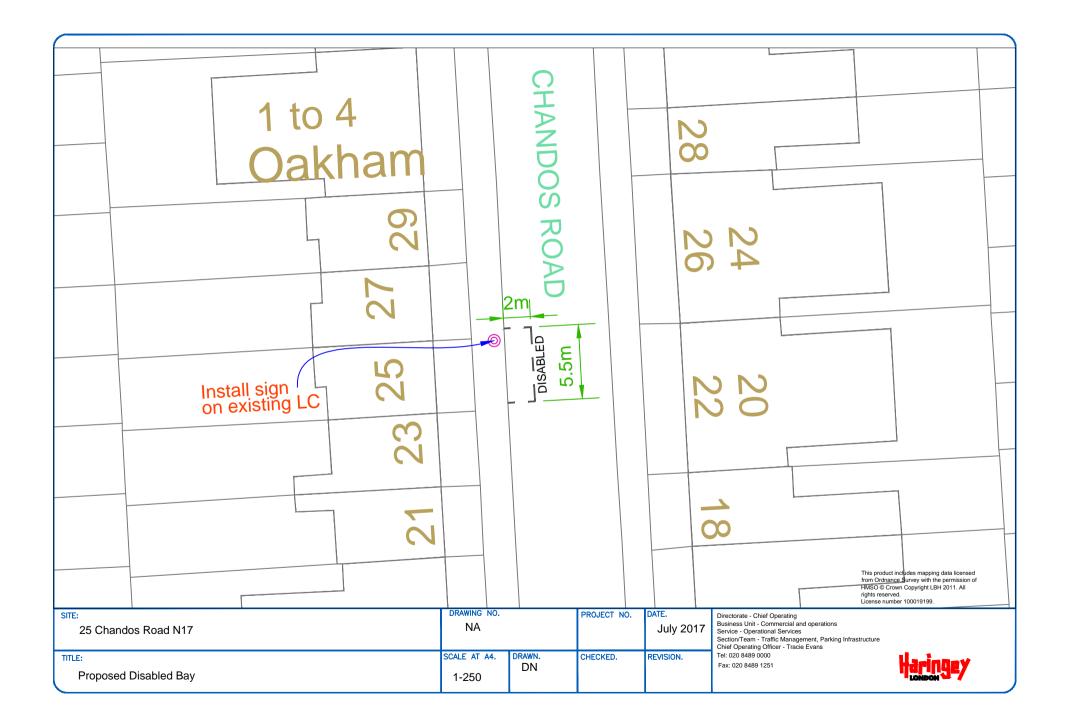


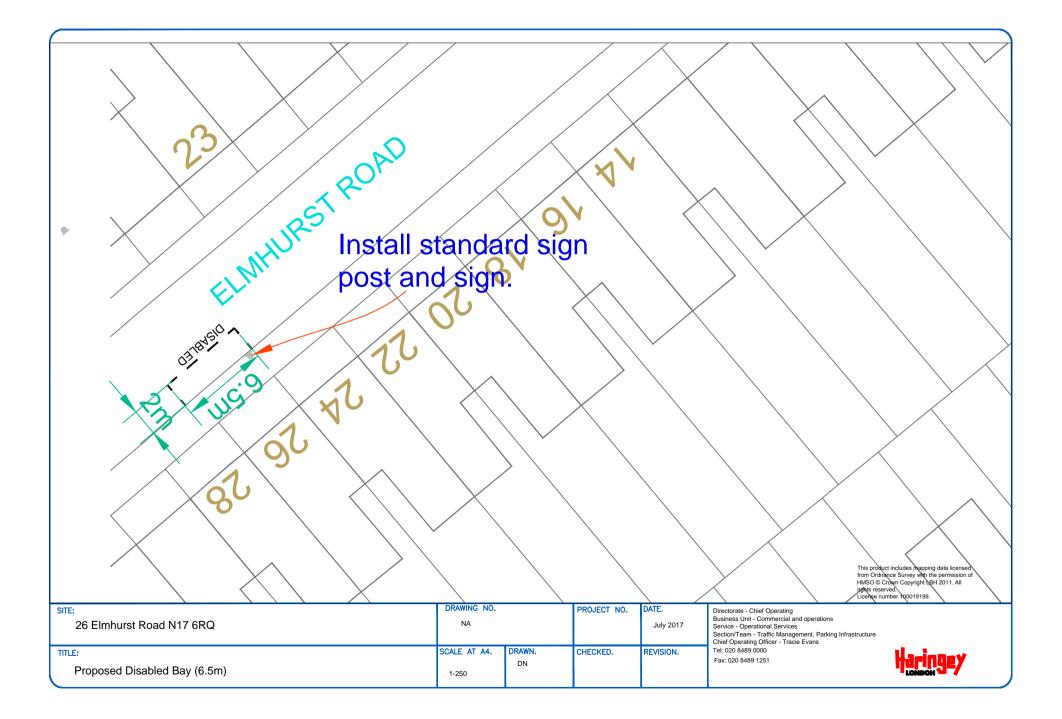


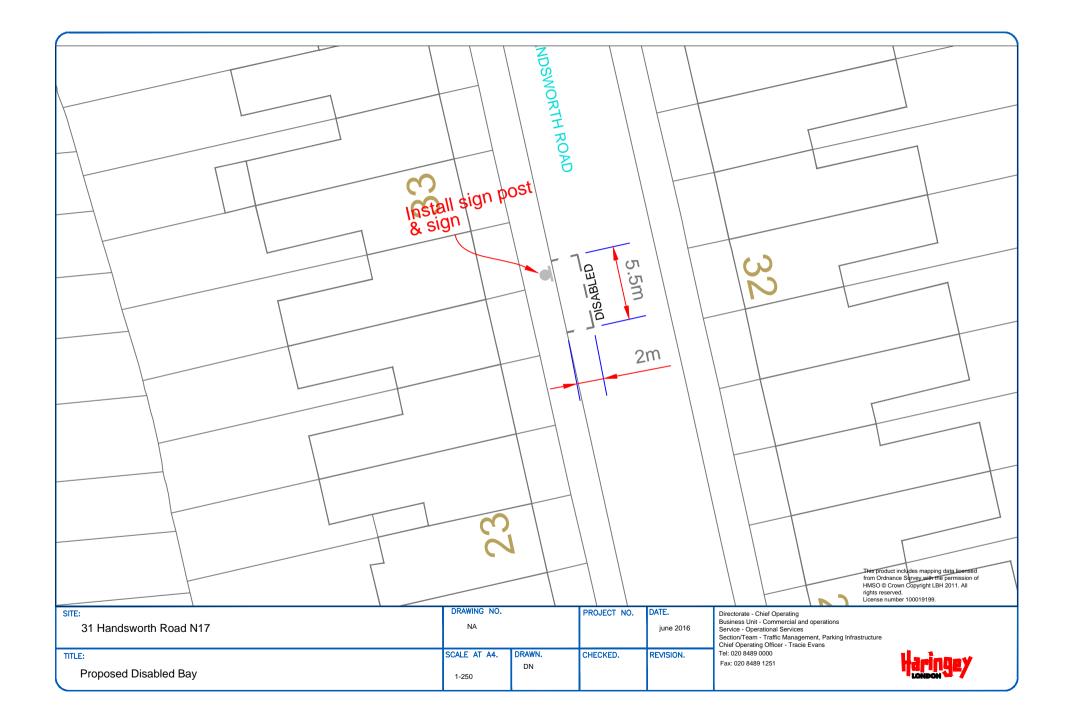


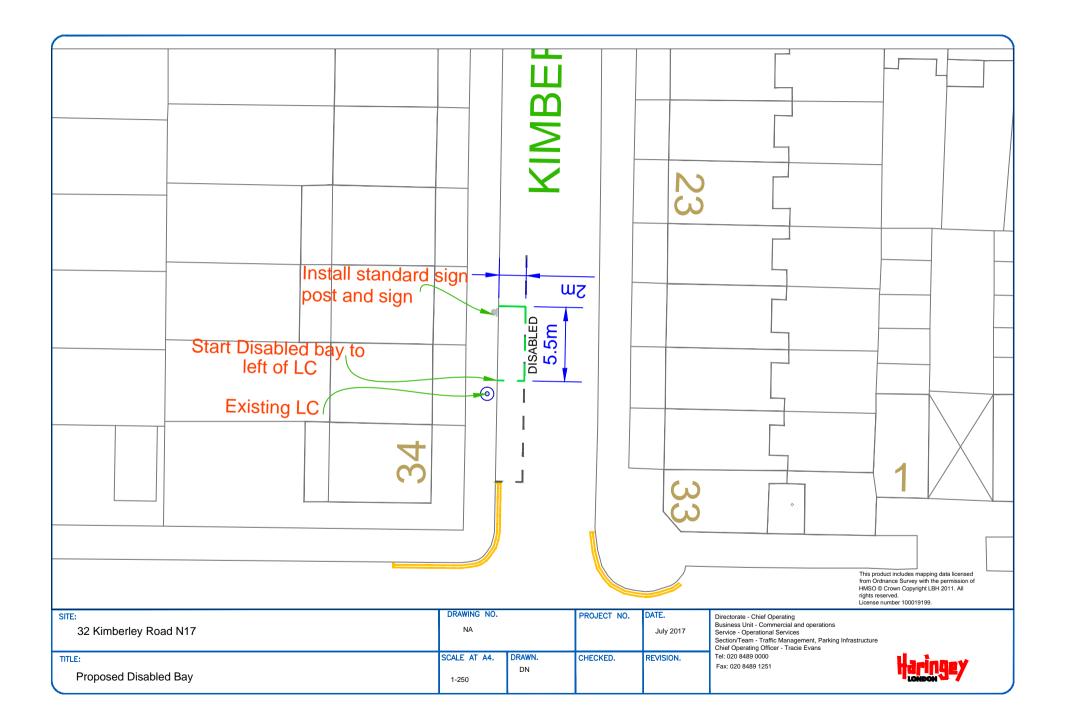


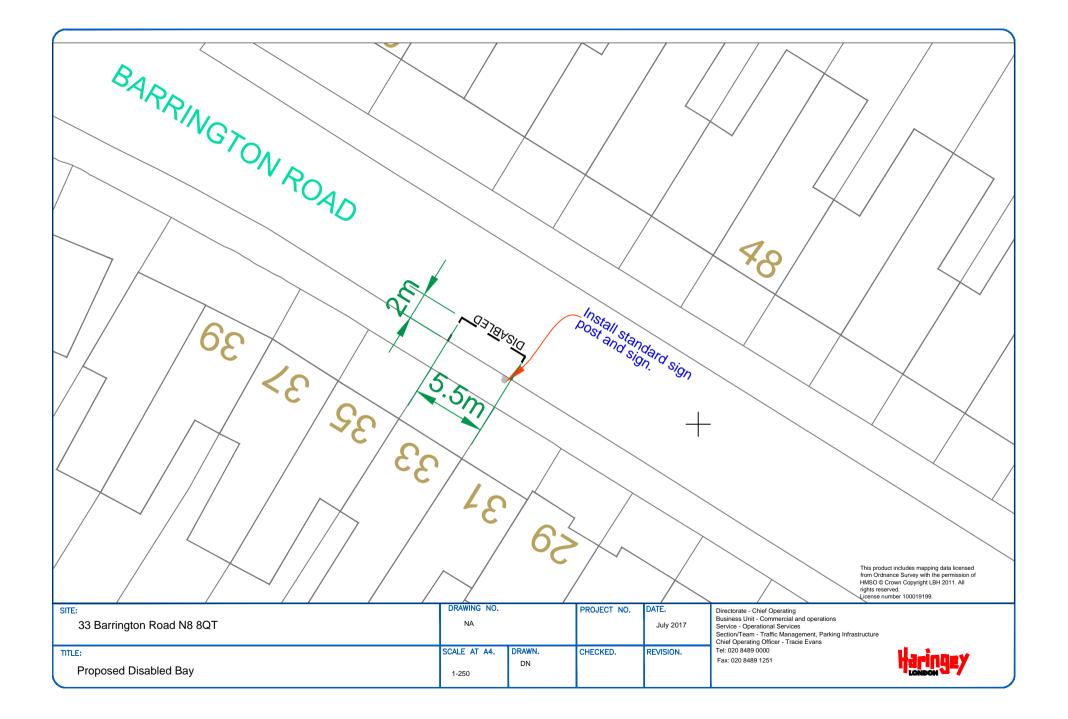


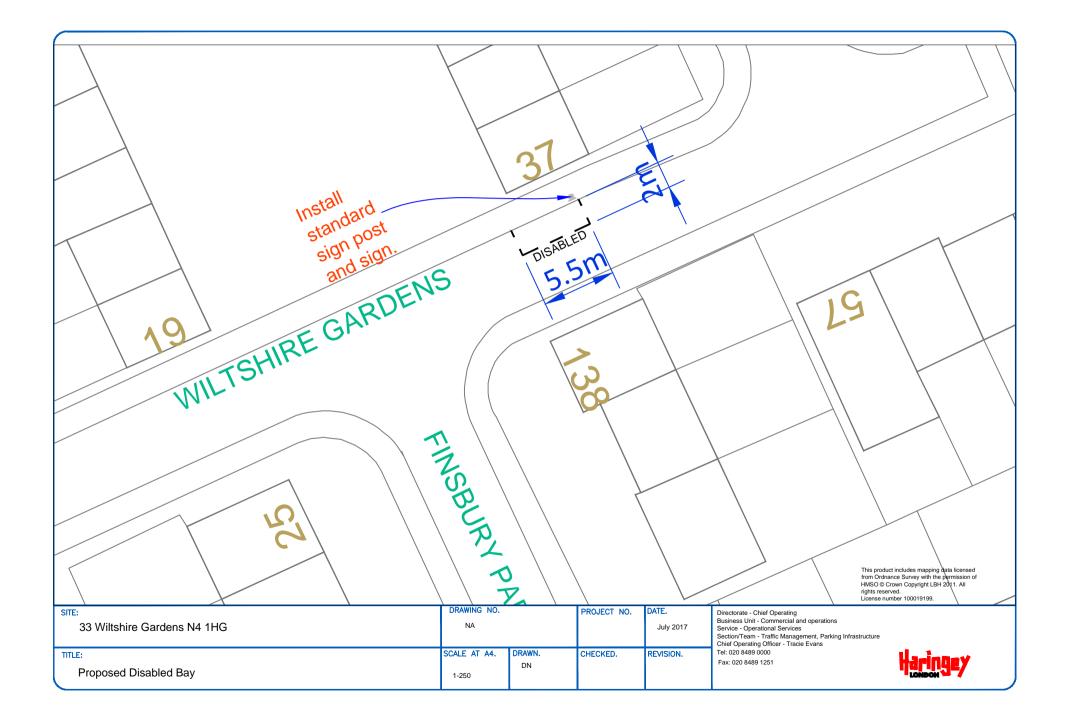


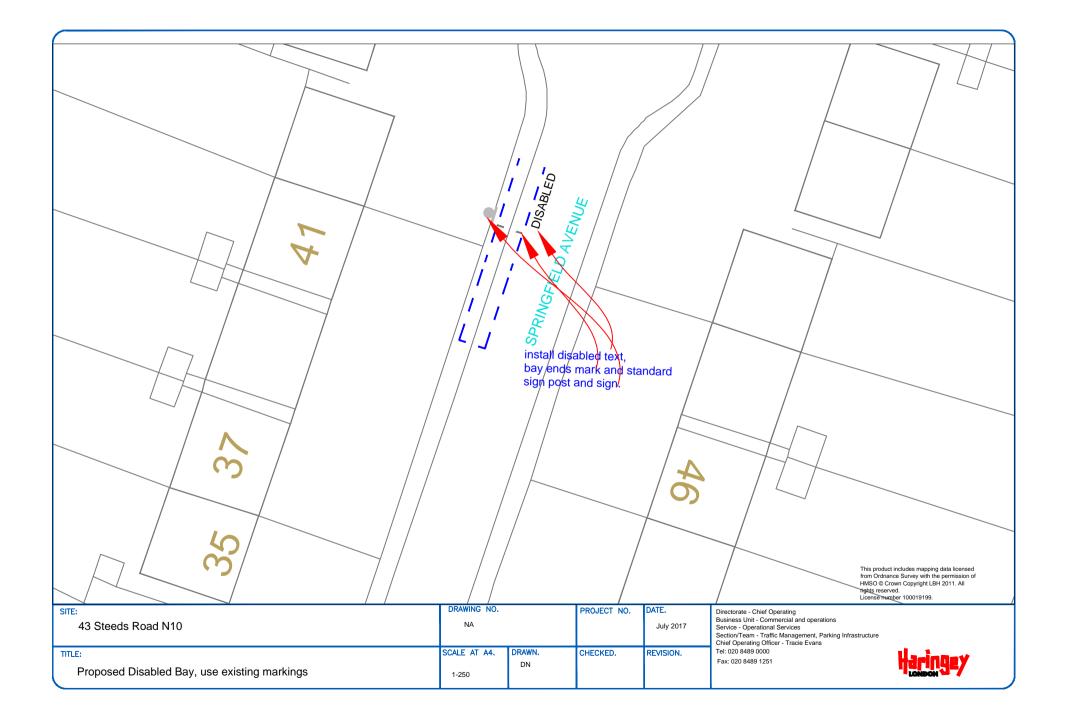


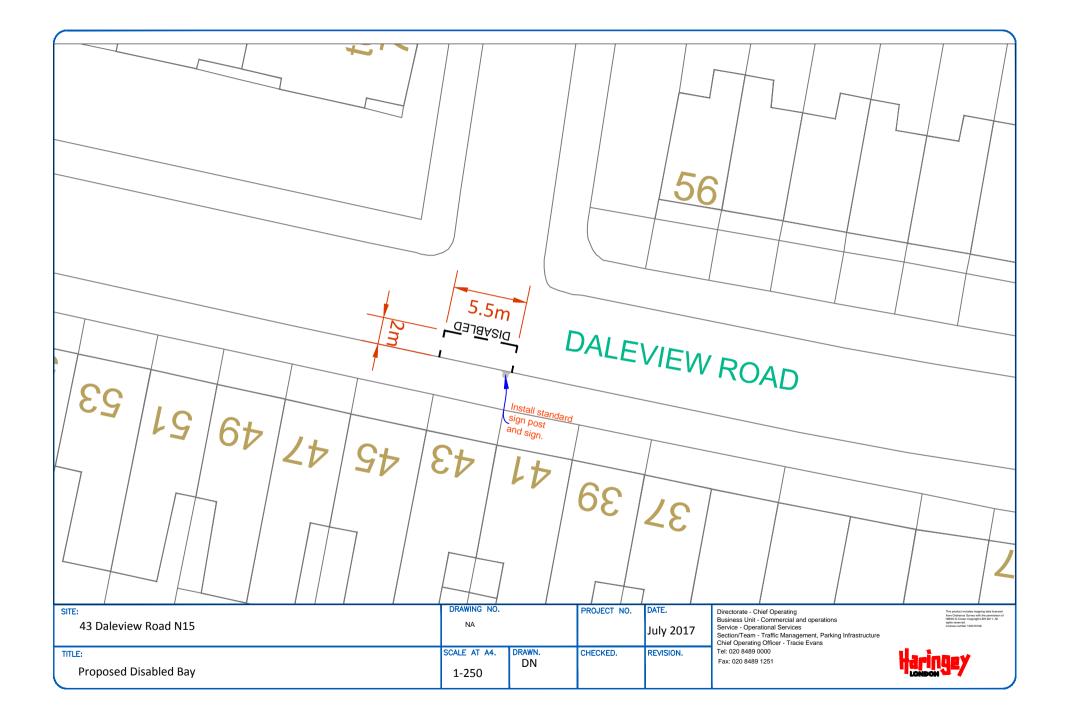


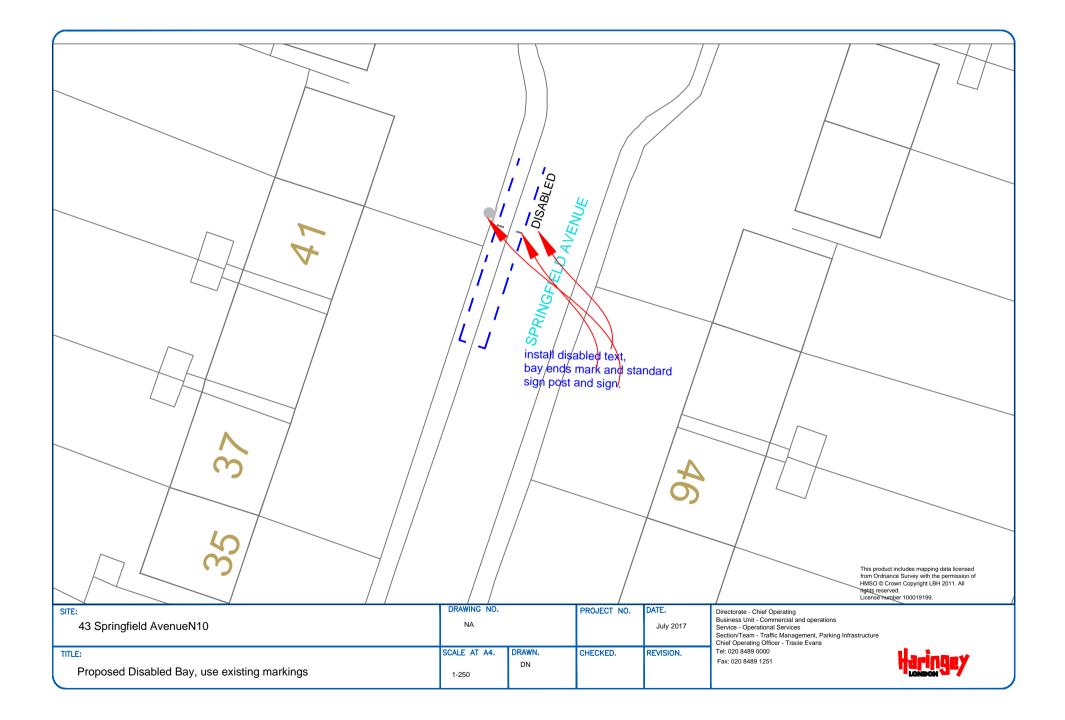


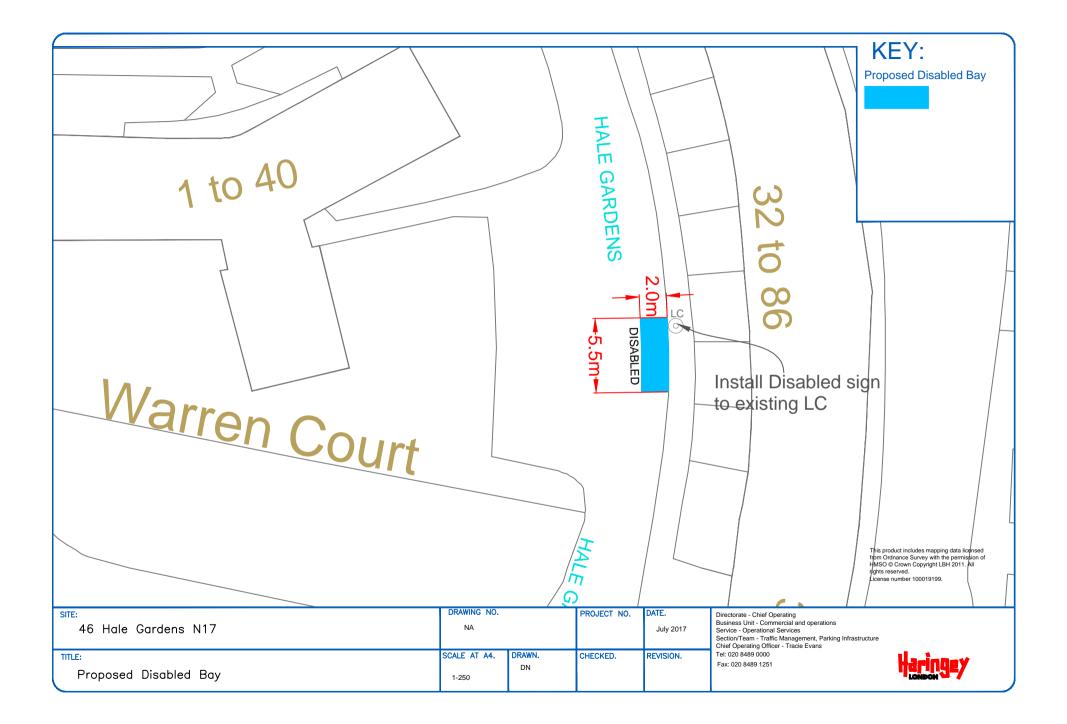


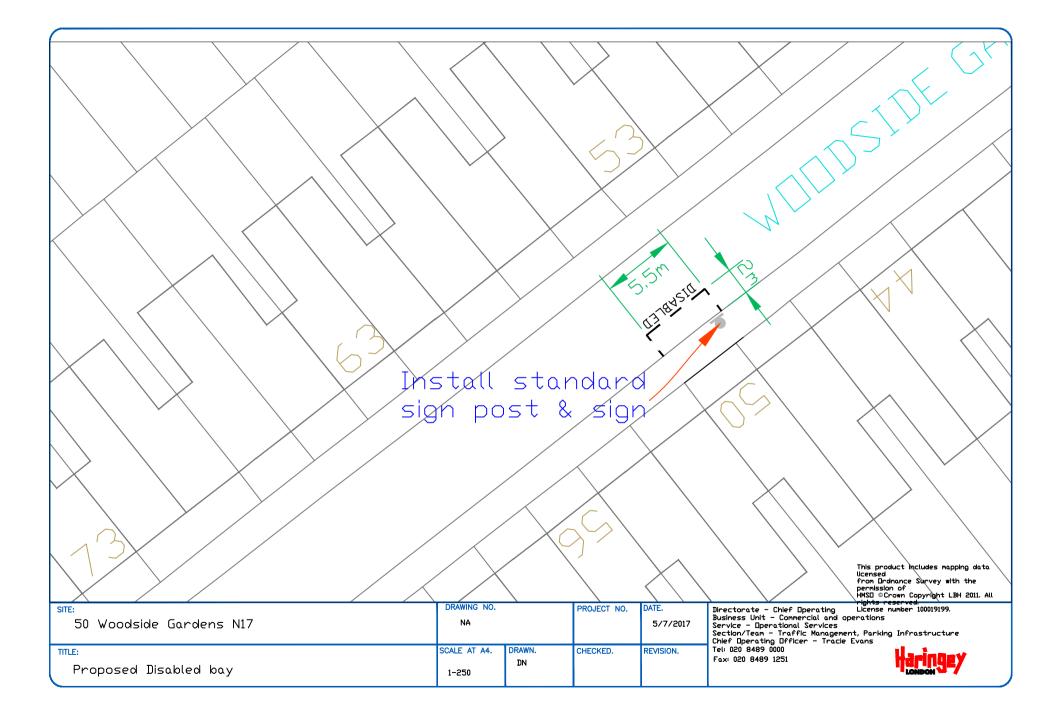


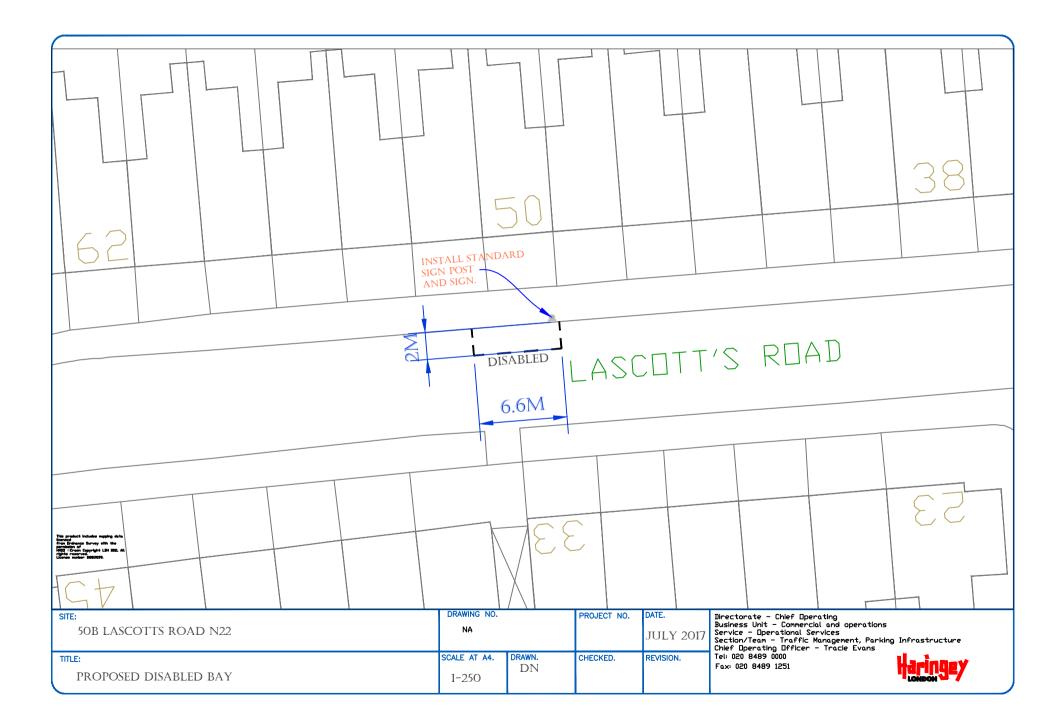


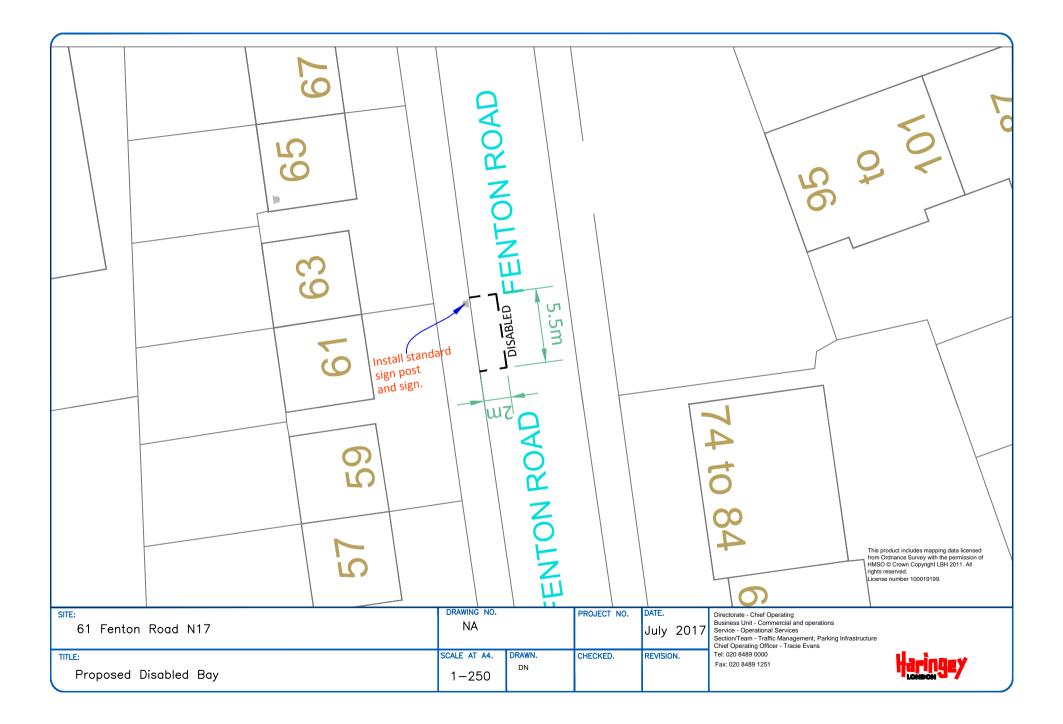


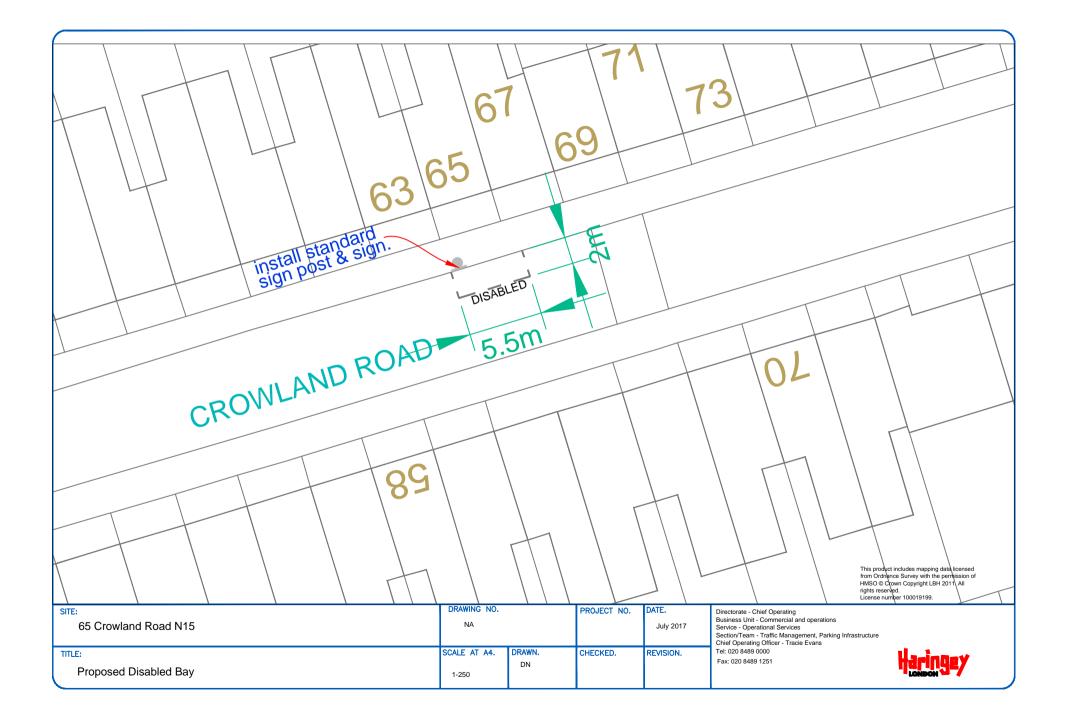


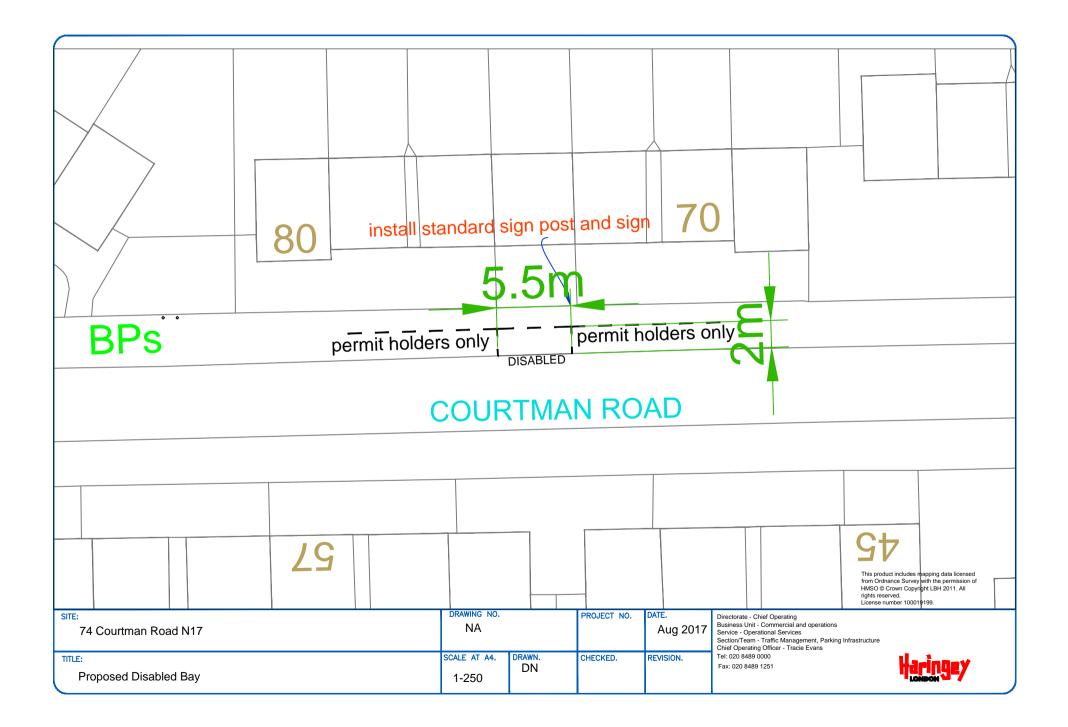


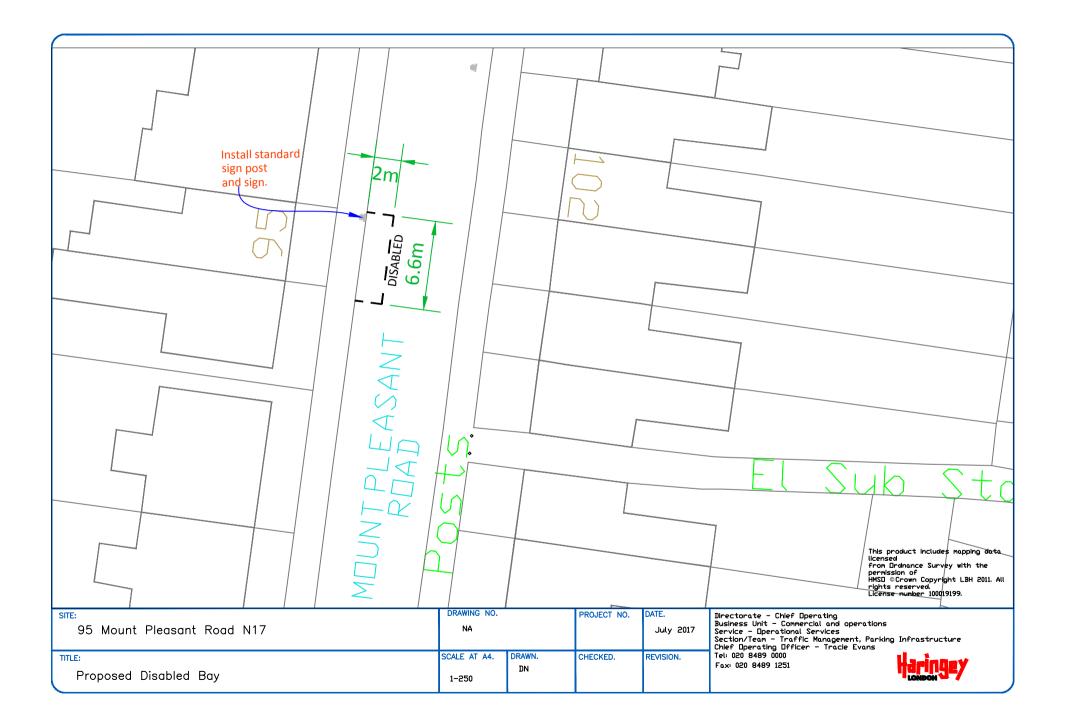


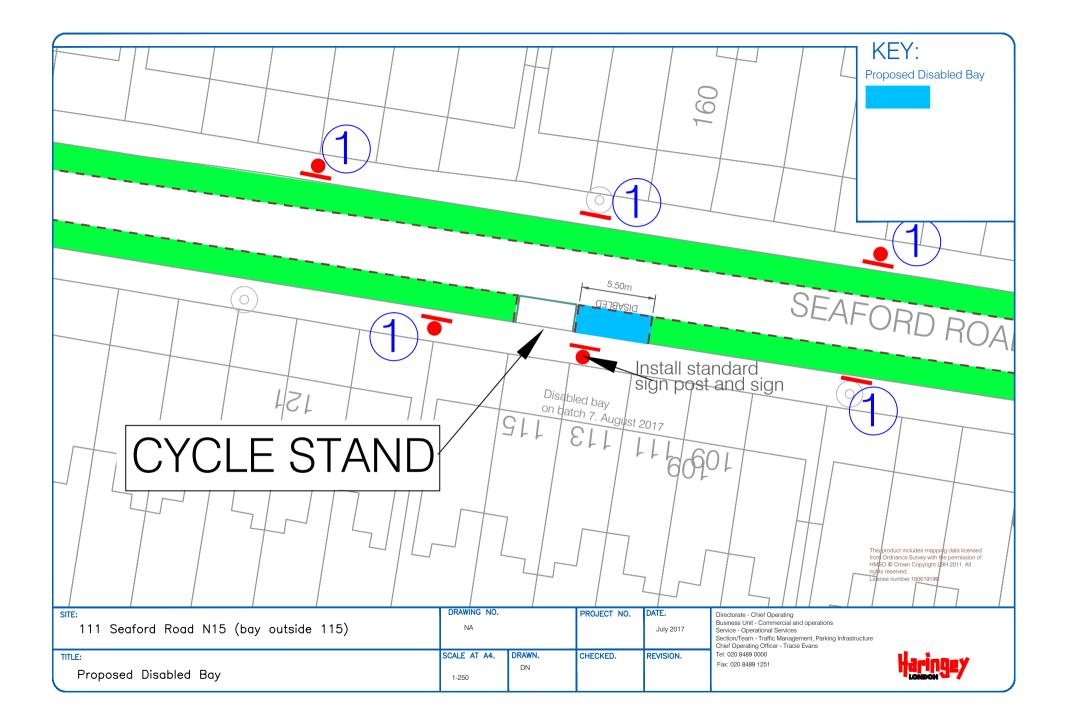


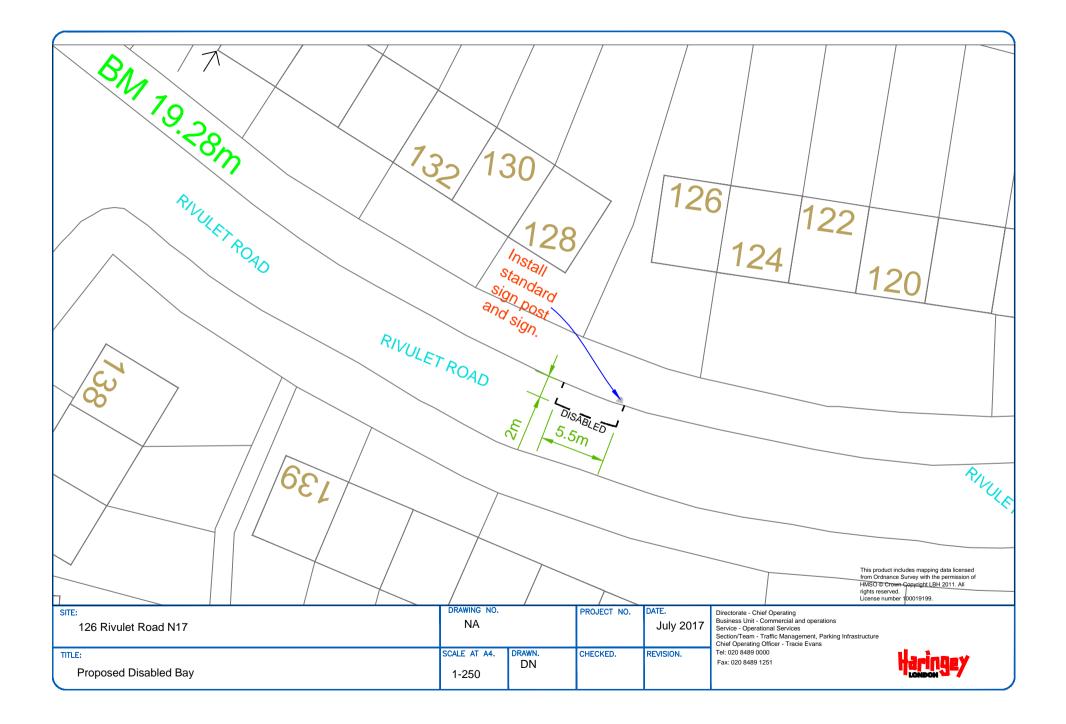


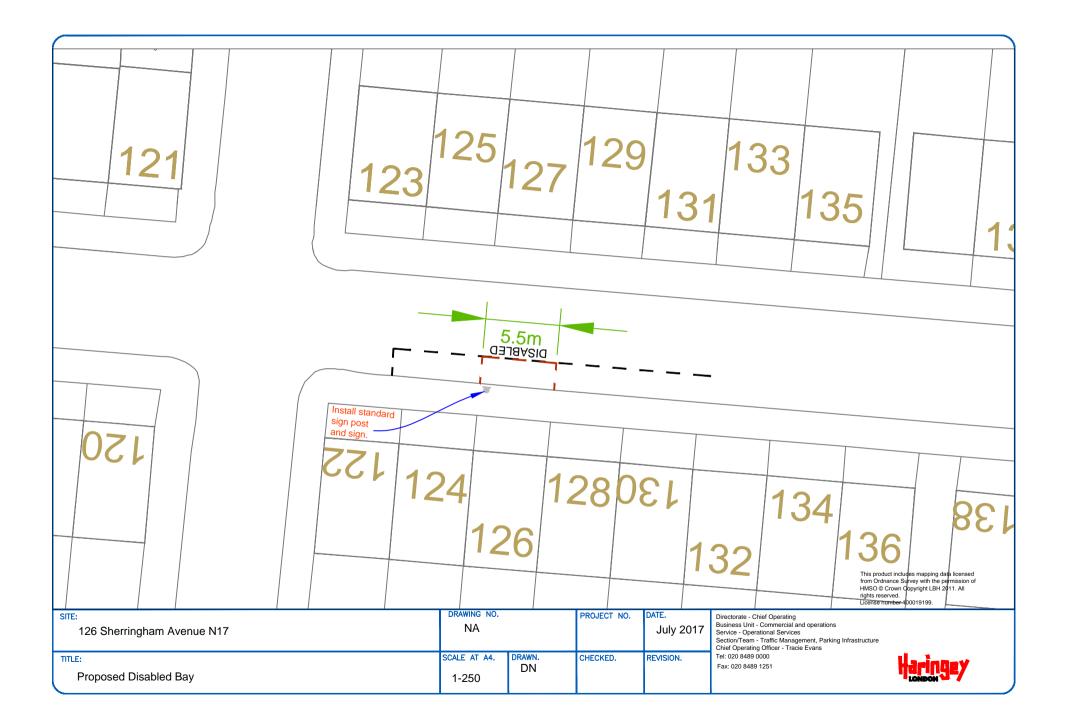


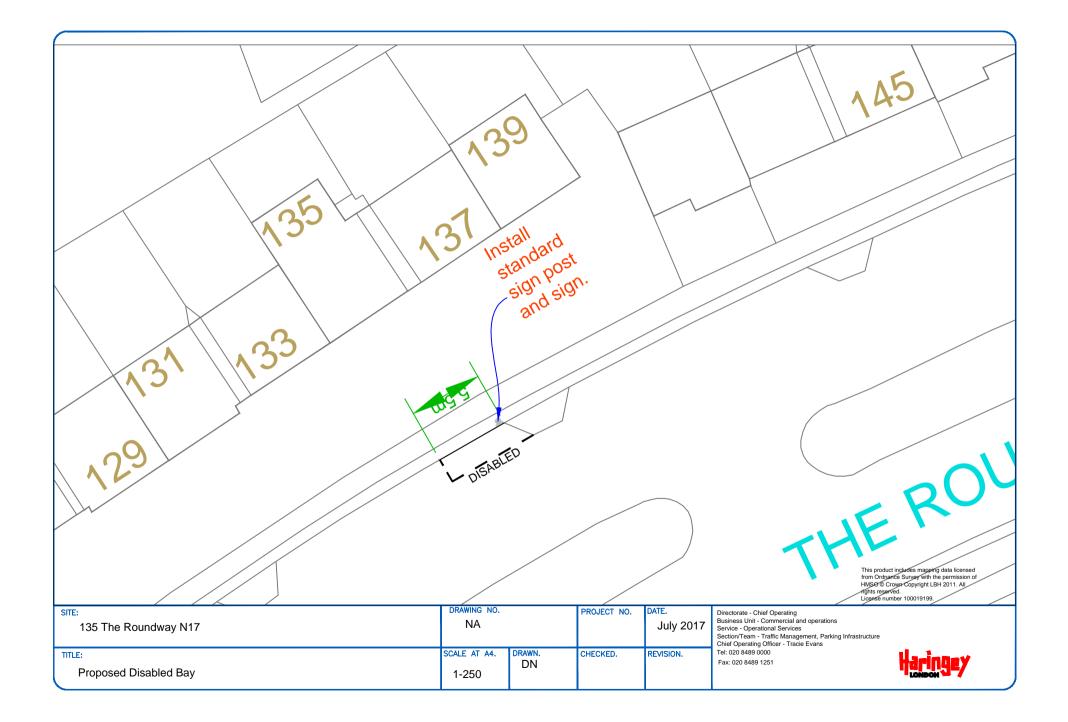


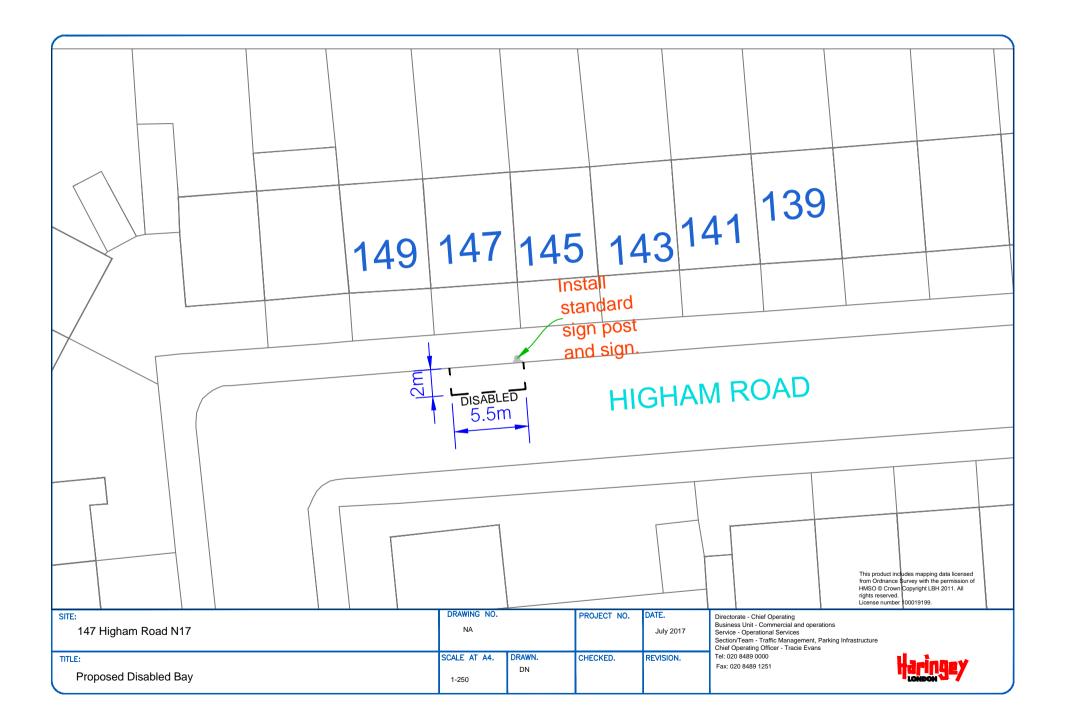


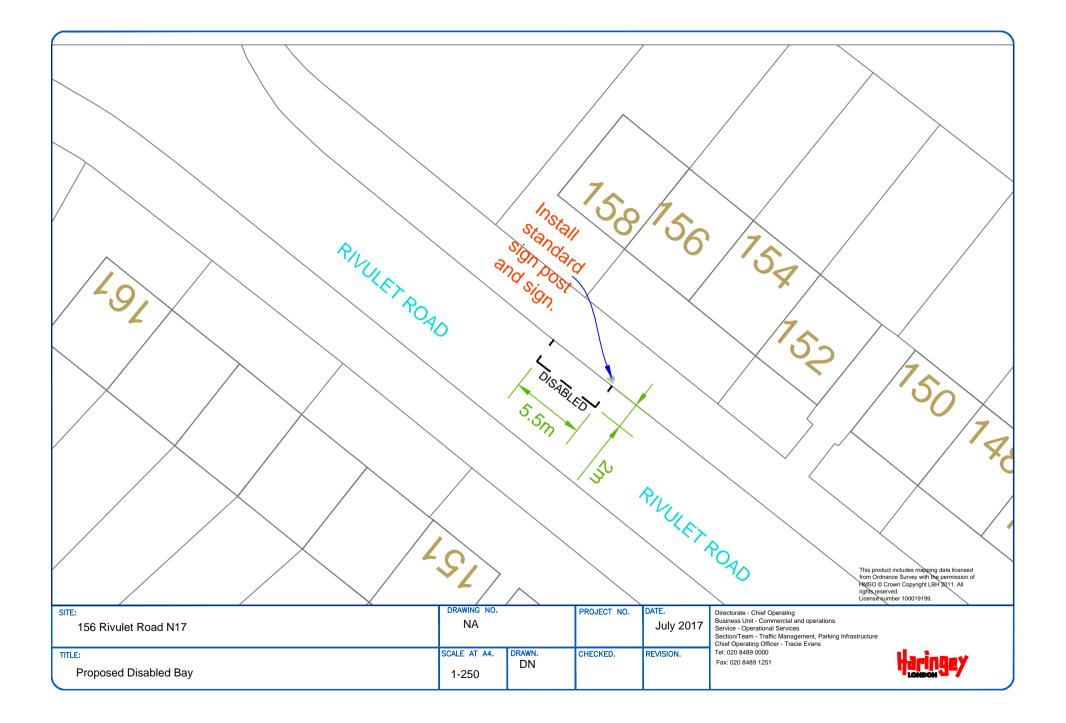


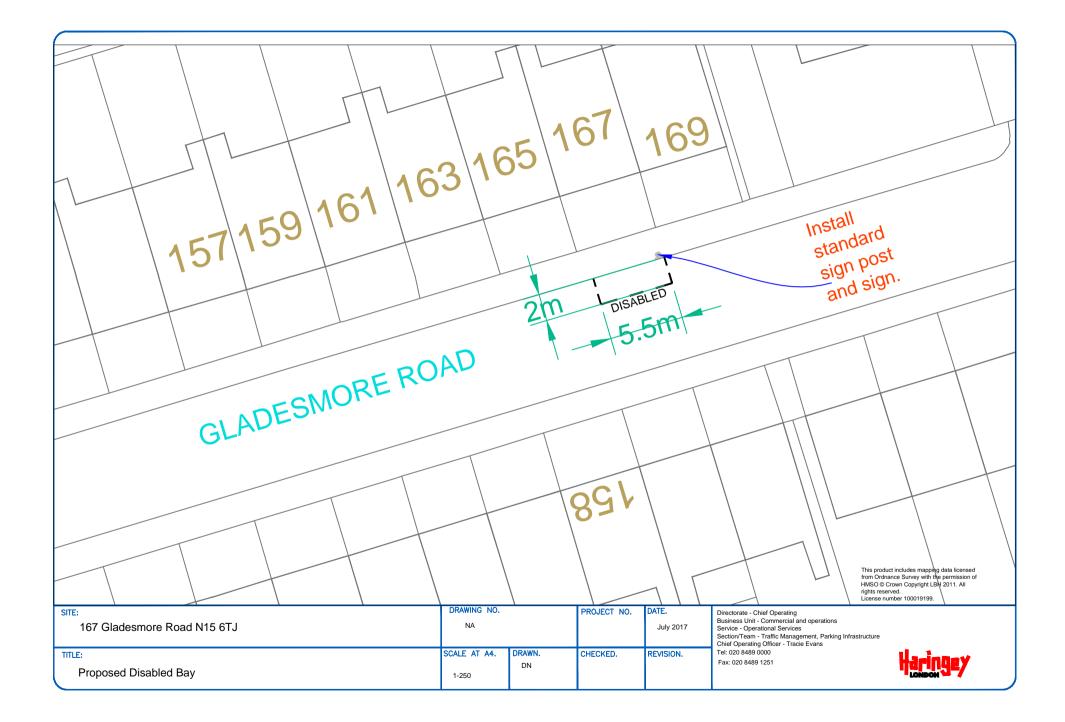


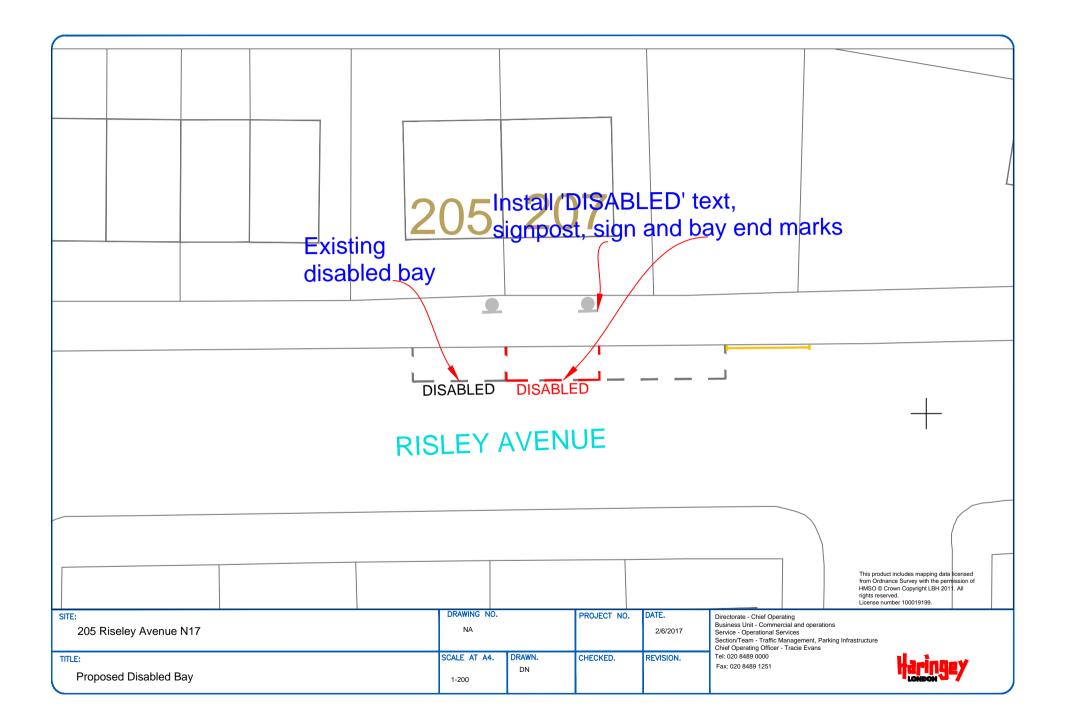


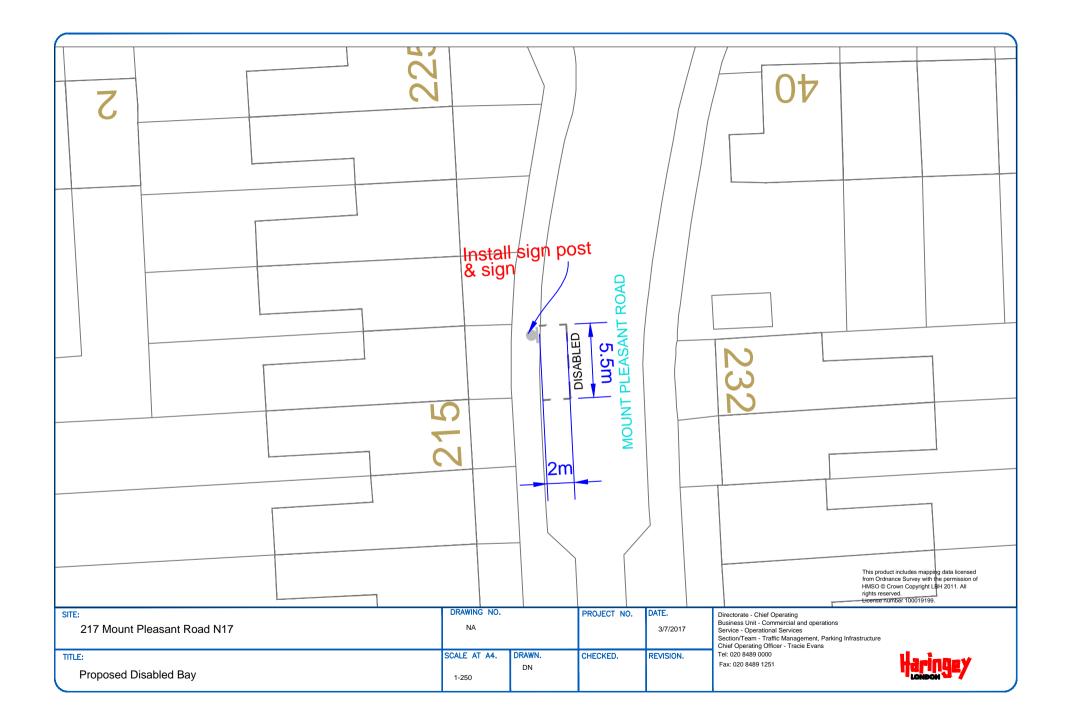


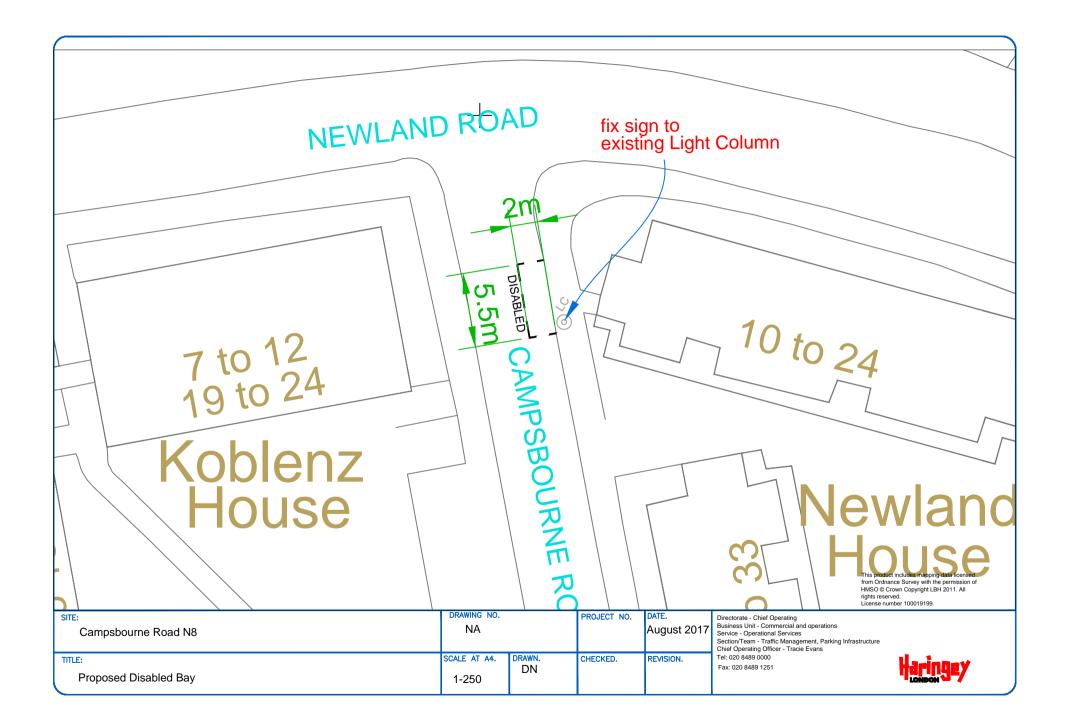


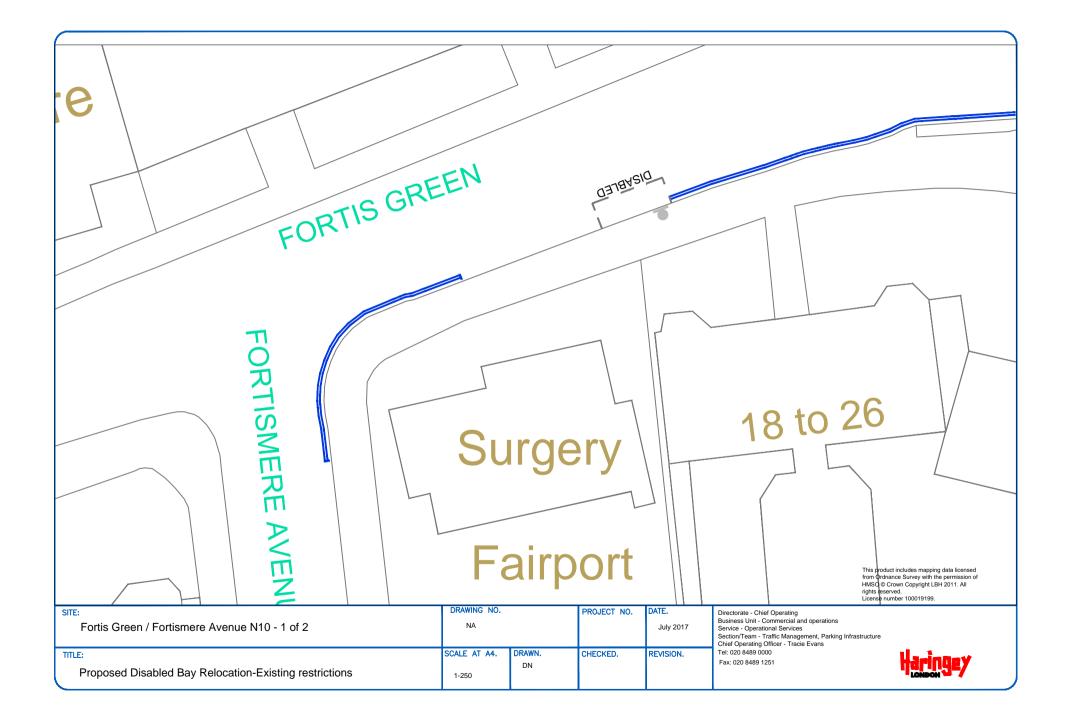


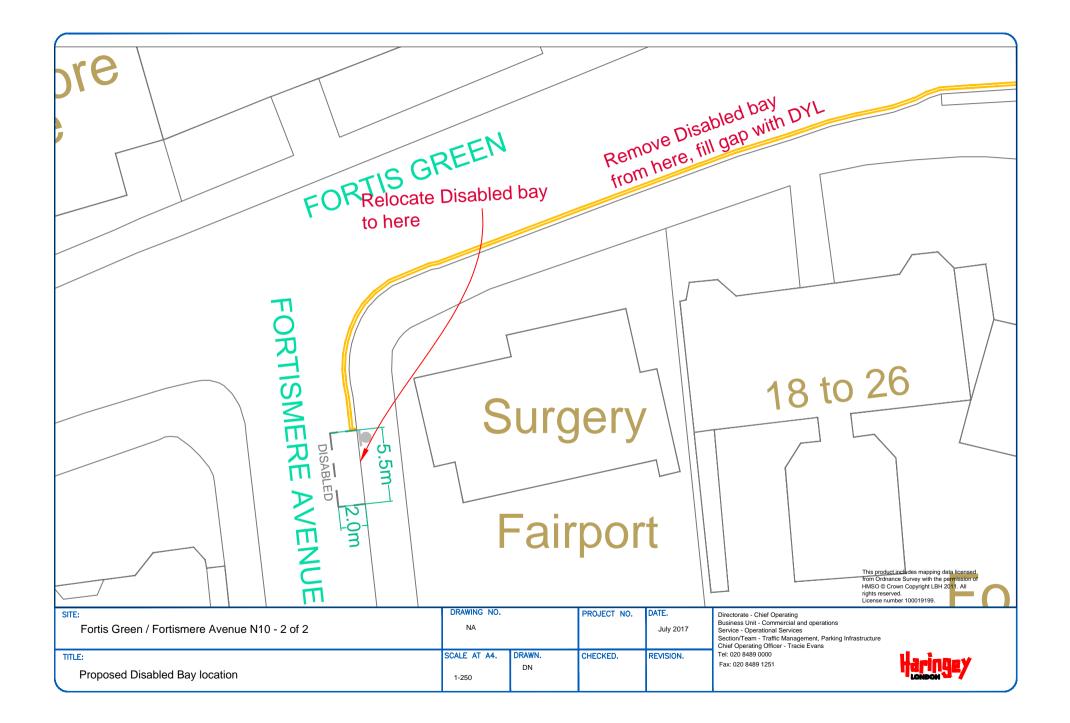


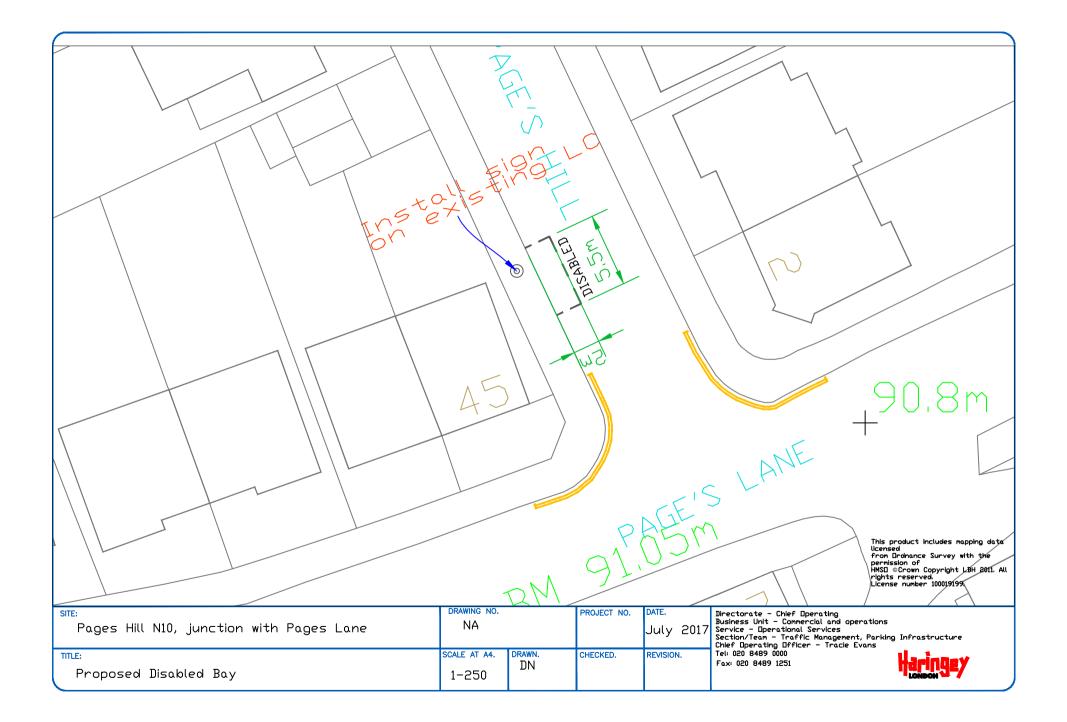


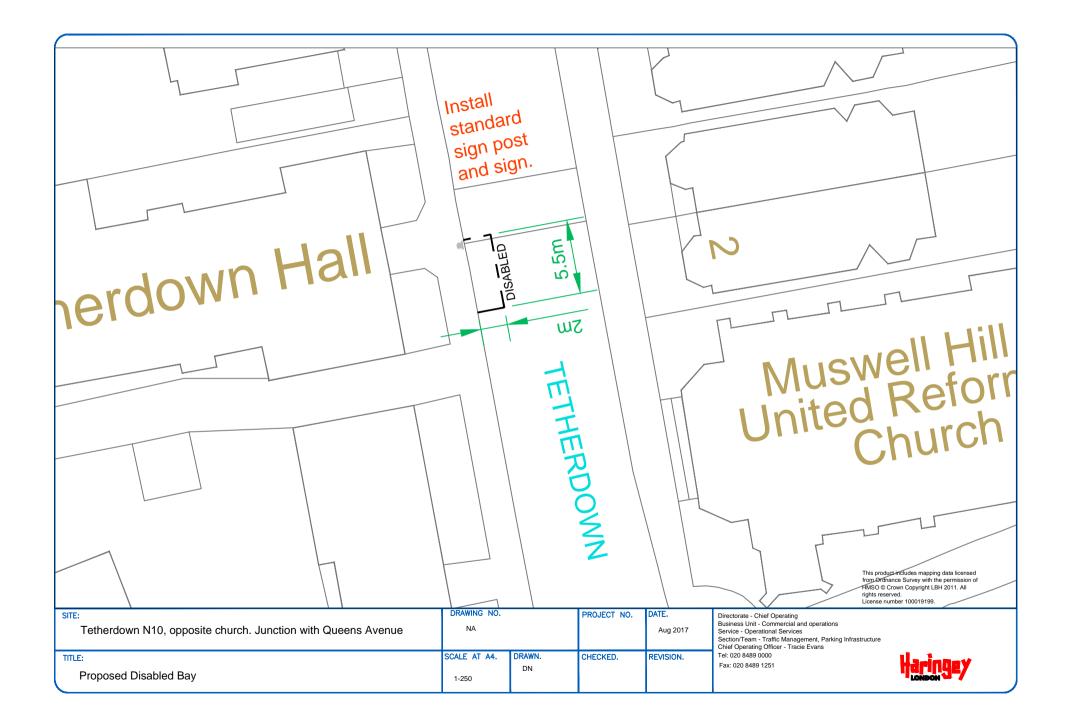












Public Notice



PROPOSED DISABLED PERSONS PARKING PLACES, AND PROPOSED AMENDMENTS TO, AND REMOVAL OF, EXISTING DISABLED PARKING PLACES – VARIOUS ROADS – T68

THE HARINGEY (FREE PARKING PLACES) (DISABLED PERSONS) (SPECIAL PARKING AREA) (AMENDMENT NO *) ORDER 201* AND VARIOUS CONTROLLED PARKING ZONE AMENDMENT ORDERS

- 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 and 124 of and Part IV of Schedule 9 to the Road Traffic Regulation Act 1984, as amended, and introduce footway parking places, exempted under the GLC General Powers Act 1974.
- 2. The general effect of the Orders would be to: -
 - (i) introduce new disabled persons' parking places, at a maximum of 6.6 metres in length, in which vehicles displaying a valid disabled persons' 'blue badge' would be permitted to park, (unless otherwise stated) either outside of, or alongside, the following properties: -

25 Chandos Road N17, 74, Courtman Road N17, 65 Crowland Road N15, 43 Daleview Road N15, opposite 24 Downhills Way N17, 11 Dunloe Avenue N17, 26 Elmhurst Road N17, 61 Fenton Road N17, 167 Gladesmore Road N15, 46 Hale Gardens N17, 29 & 31 Handsworth Road N17, 147 Higham Road N17, 1 Howard Road N15, 30 & 32 Kimberley Road N17, 7 Kings Road N17, 95 Mount Pleasant Road N17, 217 Mount Pleasant Road N17, 207 Riseley Avenue N17, 126 Rivulet Road N17, 156 Rivulet Road N17, 113 Seaford Road N15, 126 Sherringham Avenue N17, opposite 135 The Roundway N17, 24 Waltheof Avenue N17, 258 White Hart Lane N17 and 50 Woodside Gardens N17;

- (ii) extend the length of an existing disabled parking bay outside of 6 Heybourne Road N17;
- (iii) remove disabled parking bays outside (unless otherwise stated) of the following properties: -

80 Clonmell Road N17, 42 Courtman Road N17, 48 Courtman Road N17, 10 Felixstowe Road N17 Higham Road N17 - side of 108 Downhills Park Road, 85 Higham Road N17, 20 Ranelagh Road N17, 18 Springfield Road N15, 36 Teynton Terrace N17 and 73/75 Tower Gardens Road N17.

- 3. Copies of the proposed Orders, and of the Council's statement of reasons for making the Orders, and plans showing the locations and effects of the Orders may be inspected during normal office working hours until the end of a period of 6 weeks from the date on which the Orders were 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 www.haringey.gov.uk/traffic_orders.
- 4. Any person desiring to object to the proposed Orders or make other representation should send a statement in writing of either their objection and the grounds thereof or of their representation to the Traffic Management Group, Alexandra House, 5th Floor, 10 Station Road, Wood Green, N22 7TR or to traffic.orders@haringey.gov.uk within 21 days from the date of this Notice.

Dated 25th August 2017

Ann Cunningham, Head of Operations

Public Notice



PROPOSED DISABLED PERSONS PARKING PLACES, AND PROPOSED AMENDMENTS TO, AND REMOVAL OF, EXISTING DISABLED PARKING PLACES – VARIOUS ROADS – T68

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 - (i) introduce new disabled persons' parking places, at a maximum of 6.6 metres in length, in which vehicles displaying a valid disabled persons' 'blue badge' would be permitted to park, (unless otherwise stated) either outside of, or alongside, the following properties: -

33 Barrington Road N8, Campsbourne Road N8, along the flank wall of Nos. 10 to 24 Newland House, Fortismere Avenue N10 – along the flank wall of Fairport, 15 Hampstead Lane N6, 50 Lascotts Road N22, 24 Myddleton Road N22, Pages Hill N10 - along the flank wall of 45 Pages Lane, 43 Steeds Road N10, 19 The Avenue N10, 37 Wiltshire Gardens N4

(ii) remove disabled parking bays outside of (unless otherwise stated) the following properties: -

117 Allison Road N8, 16 Bedford Road N8, Campsbourne Road N8 - opposite Rhein House, 18 to 26 Fortis Green Road N10, 2 Glebe Road N8, 29 Glebe Road N8, 19 Harvey Road N8, 11 Highgate Avenue N6, 85 Higham Road N8, 20 Leith Road N22, 284/286 Lymington Avenue N22, 91 Lyndhurst Road N22, 63 Meads Road N22, 101 Nelson Road N8, 53 Palace Road N8, 35/37 Perth Road N22, 6 & 11 Rectory Gardens N8, 52 Thorold Road N22, 126 Woodfield Way N11 and 30 Woodside Road N22 (2 bays).

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Dated 25th August 2017

Ann Cunningham, Head of Operations

PUBLIC NOTICE – HARINGEY COUNCIL PROPOSED DISABLED PERSONS PARKING PLACES, AND PROPOSED AMENDMENTS TO, AND REMOVAL OF, EXISTING DISABLED PARKING PLACES – VARIOUS ROADS

THE HARINGEY (FREE PARKING PLACES) (DISABLED PERSONS) (SPECIAL PARKING AREA) (AMENDMENT NO *) ORDER 201* AND VARIOUS CONTROLLED PARKING ZONE AMENDMENT ORDERS

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- 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 and 124 of and Part IV of Schedule 9 to the Road Traffic Regulation Act 1984, as amended, and introduce footway parking places, exempted under the GLC General Powers Act 1974.
- 2. The general effect of the Orders would be to: -
 - (i) introduce new disabled persons' parking places, at a maximum of 6.6 metres in length, in which vehicles displaying a valid disabled persons' 'blue badge' would be permitted to park, (unless otherwise stated) either outside of, or alongside, the following properties: -

33 Barrington Road N8, Campsbourne Road N8, along the flank wall of Nos. 10 to 24 Newland House, 25 Chandos Road N17, 74, Courtman Road N17, 65 Crowland Road N15, 43 Daleview Road N15, opposite 24 Downhills Way N17, 11 Dunloe Avenue N17, 26 Elmhurst Road N17, 61 Fenton Road N17, Fortismere Avenue N10 – along the flank wall of Fairport, 167 Gladesmore Road N15, 46 Hale Gardens N17, 15 Hampstead Lane N6, 29 & 31 Handsworth Road N17, 147 Higham Road N17, 1 Howard Road N15, 30 & 32 Kimberley Road N17, 7 Kings Road N17, 50 Lascotts Road N22, 95 Mount Pleasant Road N17, 217 Mount Pleasant Road N17, 24 Myddleton Road N22, Pages Hill N10, along the flank wall of 45 Pages Lane, 207 Riseley Avenue N17, 126 Rivulet Road N17, 156 Rivulet Road N17, 113 Seaford Road N15, 126 Sherringham Avenue N17, 43 Steeds Road N10, 19 The Avenue N10, opposite 135 The Roundway N17, 24 Waltheof Avenue N17, 258 White Hart Lane N17, 37 Wiltshire Gardens N4 and 50 Woodside Gardens N17;

- (ii) extend the length of an existing disabled parking bay outside of 6 Heybourne Road N17;
- (iii) remove disabled parking bays outside (unless otherwise stated) of the following properties: -

117 Allison Road N8, 16 Bedford Road N8, Campsbourne Road N8, opposite Rhein House, 80 Clonmell Road N17, 42 Courtman Road N17, 48 Courtman Road N17, 10 Felixstowe Road N17, 18 to 26 Fortis Green Road N10, 2 Glebe Road N8, 29 Glebe Road N8, 19 Harvey Road N8, 11 Highgate Avenue N6, Higham Road N17, side of 108 Downhills Park Road, 85 Higham Road N17, 20 Leith Road N22, 284/286 Lymington Avenue N22, 91 Lyndhurst Road N22, 63 Meads Road N22, 101 Nelson Road N8, 53 Palace Road N8, 35/37 Perth Road N22, 20 Ranelagh Road N17, 6 & 11 Rectory Gardens N8, 18 Springfield Road N15, 36 Teynton Terrace N17, 52 Thorold Road N22, 73/75 Tower Gardens Road N17, 126 Woodfield Way N11 and 30 Woodside Road N22 (2 bays).

- 3. Copies of the proposed Orders, and of the Council's statement of reasons for making the Orders, and plans showing the locations and effects of the Orders may be inspected during normal office working hours until the end of a period of 6 weeks from the date on which the Orders were 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 www.haringey.gov.uk/traffic_orders.
- 4. Any person desiring to object to the proposed Orders or make other representation should send a statement in writing of either their objection and the grounds thereof or of their representation to the Traffic Management Group, Alexandra House, 5th Floor, 10 Station Road, Wood Green, N22 7TR or to traffic.orders@haringey.gov.uk within 21 days from the date of this Notice.

Dated 25th August 2017

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