COUNTY COUNCIL LOCAL COMMITTEE FOR SOUTH LAKELAND

Meeting date: 24th March 2014

From: Corporate Director – Environment & Community Services

HIGHWAYS AND TRANSPORTATION WORKING GROUP 19TH FEBRUARY 2014.

1.0 EXECUTIVE SUMMARY

1.1 This report provides the notes of the meeting of the Highways and Transportation Working Group (HTWG) held on 19th February 2014 and recommendations for consideration by the Local Committee.

2.0 POLICY POSITION, BUDGETARY AND EQUALITY IMPLICATIONS AND LINKS TO CORPORATE STRATEGY

2.1 The policy position, links to corporate strategy, and the budgetary implications are set out in the individual Working Group reports previously circulated to Members.

3.0 RECOMMENDATION

3.1 That the Minutes of the HTWG of 19th February 2014 be received.

3.2 That Local Committee is recommended to note the provisional devolved highways capital programme for 2014/15 which is being reported separately to this meeting.

3.3 That Local Committee is recommended to note the provisional devolved highways revenue budget for 2014/15 which is being reported separately to this meeting.

3.4 That Local Committee be recommended that, having taken into consideration the matters contained in Section 122(2) of the Road Traffic Regulation Act 1984 which are more specifically referred to at paragraphs 7.2 and 7.3 of this Report, to authorise the bringing into operation of The County of Cumbria (Various Roads, South Lakeland) (Consolidation of...
Traffic Regulations) (Order 2002) (Various Roads, Windermere and Bowness-on-Windermere) Variation Order 2020 (the TRO), as follows:

3.4.1 Following consideration of complaints and a further consultation process for Birthwaite Road and Phoenix Way being carried out, that the initial resolution of Local Committee on 15 March 2013 to approve the bringing into operation of the respective parts of the TRO (save for Rayrigg Road and Glebe Road, which were then approved for implementation by Local Committee on 4 February 2014), be revised and that the County of Cumbria (Various Roads, South Lakeland) (Consolidation of Traffic Regulations) (Order 2002) (Various Roads, Windermere and Bowness-on-Windermere) Variation Order 2020 be brought into operation IN PART, i.e. to exclude the proposals for Birthwaite Road and Phoenix Way.

3.4.2 It is recommended that Local Committee resolve to re-advertise restrictions for Birthwaite Road and Phoenix Way as part of a new stand alone Traffic Regulation Order.

3.5 It is recommended that Members note the Speed Monitoring Update report.

3.6 It is recommended that Members note the Street works Inspection report.

4.0 BACKGROUND

4.1 The Minutes of the HTWG held on 19th February 2014 are attached at Appendix 1 to this report. There are a number of recommendations from HTWG that are summarized at Section 3 of this report for consideration by the Local Committee.

4.2 The HTWG reports have previously been circulated to all Members of the Local Committee.

5.0 OPTIONS

5.1 The Local Committee may accept, amend or reject the recommendations.

6.0 RESOURCE AND VALUE FOR MONEY IMPLICATIONS

6.1 There are no additional direct resource and value for money implications. Separate reports on this agenda, including the Highways finance report contain details of agreed programmes of work and spend to date.

7.0 LEGAL IMPLICATIONS

7.1 The legal implications in respect of each of the recommendations are set out in the original reports to the HTWG previously circulated to Members.
7.2 The County Council, as Traffic Authority, must take into consideration the matters contained in section 122(2) of the Road Traffic Regulation Act 1984 ("the 1984 Act") detailed below at paragraph 7.3 below, in considering whether it is expedient to agree to the implementation of the TRO as referred to at paragraphs 3.4 and 3.4.1 to this Report, for the reason specified at sections 1(1)(a), 1(1)(c) and 1(1)(f) of the 1984 Act, namely for avoiding danger to persons or other traffic using the road or for preventing the likelihood of any such danger arising.; for facilitating the passage on the road or any other road of any class of traffic (including pedestrians); and for preserving or improving the amenities of the area through which the roads run.

7.3 Under Section 122(2), the matters which must be taken into account in exercising that duty are: -

(a) The desirability of securing and maintaining reasonable access to premises;

(b) the effect on amenities of an area;

(c) the national air quality strategy prepared under section 80 of the Environment Act 1995;

(d) the importance of facilitating the passage of public service vehicles and of securing the safety and convenience of persons using or desiring to use such vehicles; and

(e) any other matters appearing to the authority to be relevant.

8.0 Conclusion

8.1 The Local Committee is asked to receive the notes of the HTWG appended to the report.

Jim Savege – Corporate Director Environment and Community Services
March 2014

APPENDICES
Electoral Division(s): All South Lakeland

Executive Decision

Key Decision

If a Key Decision, is the proposal published in the current Forward Plan?  

Is the decision exempt from call-in on grounds of urgency?  

If exempt from call-in, has the agreement of the Chair of the relevant Overview and Scrutiny Committee been sought or obtained?

Has this matter been considered by Overview and Scrutiny?  

Has an environmental or sustainability impact assessment been undertaken?

Has an equality impact assessment been undertaken?

PREVIOUS RELEVANT COUNCIL OR EXECUTIVE DECISIONS

None

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