A65 ENDMOOR SPEED LIMIT VARIATION ORDER 2018

1.0 EXECUTIVE SUMMARY

1.1 This report sets out the responses to the statutory consultation and advertising of a proposed variation to The County of Cumbria (Various Roads in the District of South Lakeland) (Consolidation and Provision of Speed Limits) Order 2018, to introduce an extension of the existing 30 mph speed limit on the A65 south of Endmoor and an extension of the existing 40 mph speed limit on the A65 north of Crooklands.

1.2 The proposals are summarised in the statutory notice which is attached as Appendix 1 and are shown on the plan attached as Appendix 2 to this report.

1.3 The report seeks a resolution on the proposed introduction of the proposed speed limit extensions.

2.0 STRATEGIC PLANNING AND EQUALITY IMPLICATIONS

2.1 The introduction of Traffic Regulation Orders is a devolved function of this Local Committee and helps support the County Council objective of meeting its casualty reduction targets and its delivery of Community Strategy and Cumbria Agreement outcomes and Council Plan priorities, which are

- To safeguard children, and ensure that Cumbria is a great place to be a child and grow up
- To enable communities to live safely and shape services locally
- To provide safe and well maintained roads and an effective transport network
- To promote sustainable economic growth, and create jobs
- To be a modern and efficient council
Members are advised that generally the measures contained in the proposals contribute to these commitments by continuing to ensure that the council are able to provide an effective and safe Highway Network.

2.2 The prioritisation, programming and design of highway improvement schemes have the potential to generate either beneficial or adverse impacts on people with mobility or vision impairments. The development of detailed proposals is undertaken in accordance with the County Council’s policies and procedures for equality and diversity.

3.0 RECOMMENDATION

3.1 That Local Committee resolves that The County of Cumbria (Various Roads in the District of South Lakeland) (Consolidation and Provision of Speed Limits) (Order 2018) Variation Order (No. 1) be brought into operation as advertised, having taken into account the representations which were received, and having also taken into consideration the matters contained in Section 122(2) of the Road Traffic Regulation Act 1984 which are more specifically referred to at paragraph 7.2 of this report.

4.0 BACKGROUND

4.1 Councillor Roger Bingham requested officers look to introduce an extension of the existing 30 mph on the A65 South of Endmoor, south of Nutting Hall Lane. However, due to errors in the Consolidation Order, the Local Committee resolved on 26 March 2018 that the Consolidation Order only be introduced in PART, i.e. to exclude the A65 south of Endmoor.

4.2 As a result of the errors the Local Committee also resolved that the speed limit for the A65 Endmoor be re-advertised together with an additional speed limit to extend the 40mph speed limit through Crooklands north to meet the Endmoor 30mph speed limit South of Nutting Hall Lane.

4.3 A variation to the County of Cumbria (Various Roads in the District of South Lakeland) (Consolidation and Provision of Speed Limits) Order 2018 to include the proposed amendments to the A65 speed limits was subsequently consulted upon and advertised on 7th June 2018, with the statutory 21 day objection period expiring on 28th June 2018.

4.4 A plan of the proposal is included as Appendix 2 and the background information and reasons for the proposals are set out in the Statement of Reasons which is attached as Appendix 3

4.5 Two responses have been received during the statutory consultation and advertising period. Responses were received from two of the statutory consultees; Councillor Roger Bingham and Preston Richard Parish Council. Both responses indicated support for the advertised proposals. Therefore it
is recommended that the proposals should be approved and implemented as advertised.

5.0 **OPTIONS**

5.1 Local Committee approve the recommendation at paragraph 3.1 of this report.

5.2 Local Committee do not approve the recommendation at paragraph 3.1 of this report.

5.3 Local Committee approve the bringing into force of the Order in part, other than in accordance with the Recommendations, i.e. to a lesser extent.

6.0 **RESOURCE AND VALUE FOR MONEY IMPLICATIONS**

6.1 If Local Committee decides to agree the recommendation the costs of introduction of the Order and implementation of the speed limit signs can be met through the agreed £3,000 allocation from the Divisional Highways Funding for Lower Kentdale.

6.2 Local Committee is asked to note that should the scheme be progressed and implemented there will be ongoing maintenance costs estimated at £200 per year which would need to be met from within the annual highways revenue budget devolved to Local Committee.

7.0 **LEGAL IMPLICATIONS**

7.1 The County Council, as Traffic Authority, must take into account the matters contained in section 122(2) of the Road Traffic Regulation Act 1984 ("the 1984 Act") detailed below at paragraph 7.2, in considering whether it is expedient to agree to the implementation of the Order detailed in this Report for the reason specified at section 1(1)(a) 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;
7.2 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 It is recommended that the Order be brought into force in accordance with the Recommendation.

Dominic Donnini
Executive Director – Economy and Infrastructure

June 2018
APPENDICES

Appendix 1  Statutory Notice summarising the proposals
Appendix 2  Plan of the proposals
Appendix 3  Statement of Reasons

Electoral Division(s):  Lower Kentdale

Executive Decision

Key Decision

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

Is the decision exempt from call-in on grounds of urgency?  No

Has this matter been considered by Overview and Scrutiny?  No

If so, give details below.

Has an environmental or sustainability impact assessment been undertaken?  N/A

Has an equality impact assessment been undertaken?  N/A

PREVIOUS RELEVANT COUNCIL OR EXECUTIVE DECISIONS
[including Local Committees]

None

CONSIDERATION BY OVERVIEW AND SCRUTINY

Not considered by Overview and Scrutiny.

BACKGROUND PAPERS

Consultation responses

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