

BARROW HIGHWAYS ADVISORY SUB GROUP
Meeting date: 13 October 2020
From: Executive Director – Economy and Infrastructure

REVIEW OF TRAFFIC REGULATIONS 2020/2021 – VARIATION ORDER NO. 42 PROPOSALS

1.0 EXECUTIVE SUMMARY

- 1.1** *This report seeks a recommendation from Barrow Highways Advisory Sub Group (HASG) for Barrow Local Committee to agree to proceed to statutory consultation and advertisement of a number of proposed restrictions across the Barrow Borough Area as indicated in Appendix 1, attached to this report.*
- 1.2** *The proposals are principally for safety reasons, to aid traffic flow and improve visibility. There are also proposals to make six existing advisory disabled parking places mandatory, by including them in the next Traffic Regulation Order (TRO) variation, so that they are enforceable and a proposal for the removal of one existing disabled parking space which is no longer required.*
- 1.3** *A copy of the Council's Statement of Reasons for proposing to introduce the restrictions detailed in Appendix 1, is attached as Appendix 2.*

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 the HASG recommends that Barrow Local Committee agree to proceed to statutory consultation and advertisement of a variation to The County of Cumbria (Various Roads, Barrow-in-Furness) (Consolidation and Minor Amendment of Traffic Regulations) Order 2001, ("Variation Order No. 42") in respect of the restrictions set out in Appendix 1 to this report, 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 paragraph 7.2 of this Report.***

4.0 BACKGROUND

- 4.1** Officers are continuously listing requests for new, and amendments to, restrictions from many sources such as Elected Members, Town and Parish Councils, Police and Members of the Public for across the Barrow area.
- 4.2** Officers have now undertaken initial assessments of outstanding requests for restrictions which will form the next Traffic Regulation Variation Order, ie. Variation Order No. 42. Appendix 1, attached to this report, lists the proposed restrictions which require approval from Local Committee to proceed to statutory consultation and advertisement.
- 4.3** The proposals are principally for safety reasons such as to improve traffic flow and remove obstructive parking to improve visibility.
- 4.4** There are six locations where Disabled Parking Spaces are listed to be made mandatory and enforceable. These are streets where it was agreed that disabled parking bays could not be made as advisory bays due to the presence of existing parking restrictions. They have therefore been listed for the next review of existing traffic restrictions so that they may be included in the next TRO variation. There is also one location where a Disabled Parking Space which is mandatory within the current Barrow Consolidation Order is no longer needed and can be removed.
- 4.5** Subject to approval from Barrow Local Committee at its meeting on 18 November 2020, Variation Order No. 42 can be progressed to statutory consultation and advertising in January / February 2021.

5.0 OPTIONS

- 5.1 That Barrow HASG agree the recommendation at paragraph 3.1 of this report.
- 5.2 Alternatively, the Barrow HASG may decide to not to approve, or decide to amend the recommendation at paragraph 3.1 of this report.

6.0 RESOURCE AND VALUE FOR MONEY IMPLICATIONS

- 6.1 If HASG decide to agree the recommendation in this report and the the proposed Variation Order were to proceed through to implementation of the restriction markings and signs, the estimated cost would be £10,000 which could be met from the Review of Traffic Regulations allocation agreed by Local Committee within the devolved Highways Capital budget.
- 6.2 Members are asked to note that should the scheme following consultation be implemented there would be ongoing maintenance costs estimated at £800 each year to be met from within the devolved Highways Revenue budget for that year.

7.0 LEGAL IMPLICATIONS

- 7.1 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, in considering whether it is expedient to agree to the implementation of the Traffic Regulation Order detailed in this Report for the reasons specified at sections 1(1) (a), (b), (c) and (f) of the 1984 Act, as set out further in the attached Statement of Reasons which is attached as Appendix 2, namely: -
 - (a) For avoiding danger to persons or other traffic using the roads or any other roads or for preventing the likelihood of any such danger arising, or
 - (b) For preventing damage to the roads or to any building on or near the roads, or
 - (c) For facilitating the passage on the roads or any other roads of any class of traffic (including pedestrians), or
 - (f) for preserving or improving the amenities of the area through which the roads run.
- 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.

7.3.1 Local Committees may, pursuant to Part 2D, paragraph 5.1.2 g) of the Constitution, approve the making of traffic regulation orders in accordance with powers under Parts I, II and IV of the Road Traffic Regulation act 1984, **except** for the making of Traffic Regulation Orders which involve the introduction for on-street residents permits, which are delegated to the Executive Director – Economy and Infrastructure subject to a decision of the appropriate member body to introduce such charges.

8.0 CONCLUSION

8.1 It is recommended that Barrow HASG agree the recommendation at paragraph 3.1 requesting the agreement of Barrow Local Committee that Variation Order No 42 proceed to statutory advertisement and consultation.

Angela Jones
Executive Director – Economy and Infrastructure

September 2020

APPENDICES

Appendix 1 **Proposals for Variation Order no. 42**
Appendix 2 **Statement of Reasons**

Electoral Divisions: All Barrow

Executive Decision

	No
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Key Decision

	No
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If a Key Decision, is the proposal published in the current Forward Plan?

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

	No
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If exempt from call-in, has the agreement of the Chair of the relevant Overview and Scrutiny Committee been sought or obtained?

		N/A
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Has this matter been considered by Overview and Scrutiny?
 If so, give details below.

	No
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Has an environmental or sustainability impact assessment been undertaken?

	No	
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Has an equality impact assessment been undertaken?

	No	
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PREVIOUS RELEVANT COUNCIL OR EXECUTIVE DECISIONS
[including Local Committees]

Proposed Highways Devolved Revenue and Capital Programme 2020/21
6 March 2020

CONSIDERATION BY OVERVIEW AND SCRUTINY

Not considered by Overview and Scrutiny.

BACKGROUND PAPERS

No previous papers

REPORT AUTHOR

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