

<b>COUNTY COUNCIL LOCAL COMMITTEE FOR BARROW</b>
<b>Meeting date: 18 November 2020</b>
<b>From: Executive Director – Economy and Infrastructure</b>

## **BARROW CONSOLIDATION TRAFFIC REGULATION ORDER VARIATION NO 39**

### **1.0 EXECUTIVE SUMMARY**

**1.1 This report sets out the responses to the statutory consultation and advertising of the traffic regulation order, The County of Cumbria (Various Roads, Barrow-in-Furness) (Consolidation and Minor Amendment of Traffic Regulations) (Order 2001) Variation Order (No. 39) 20><, referred to at paragraph 3.1 of this report (“the Order”) which includes proposals for various locations in Askam-in-Furness, Barrow-in-Furness and Dalton-in-Furness**

**1.2 The proposals are summarised in the statutory notice which is attached as Appendix 1.**

**1.3 A copy of the Council’s Statement of Reasons for making the Order is attached as Appendix 2.**

**1.4 Plans showing the proposals which were consulted upon are attached as Appendix 3. 1.5 The report seeks a resolution on the proposed introduction of the Order.**

### **2.0 STRATEGIC PLANNING AND EQUALITY IMPLICATIONS**

**2.1 The introduction of Traffic Regulation Orders is a devolved function of this Local Committee and help 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 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, it is recommended that the Local Committee resolve that The County of Cumbria (Various Roads, Barrow-in-Furness) (Consolidation and Minor Amendment of Traffic Regulations) (Order 2001) Variation Order (No. 40) 20><, be brought into operation as advertised, EXCEPT for the following:**

- 3.1.1 the proposed restrictions on the west side of Hamilton Terrace, Dalton-in-Furness be reduced from 8 metres to 4 metres in response to the objection received, as shown on the amended plan in Appendix 5; and**
- 3.1.2 that the restrictions in Dale Street, Askam-in-Furness and Greenhaume, Askam-in-Furness be omitted from the made Order.**

### **4.0 BACKGROUND**

- 4.1 Cumbria County Council consulted upon and advertised amendments to restrictions to: - accommodate 10 Disabled Parking Places, remove Disabled Parking Places in 1 location; introduce No Waiting at any time at 31 locations; removal of No Waiting at any time restrictions at 1 location; Limited Waiting Parking Place Mon-Sat 8am-6pm 2 hours no return within 2 hours in 1 location and introduce Prohibition of Waiting and Loading At All Times at 1 location.**
- 4.2 Appendix 1 shows the statutory notice for the proposals, copies of which were put in place on street and publicised in the local press. Appendix 2 is the Council's Statement of Reasons for making the Order. Appendix 3 are the plans showing all of the proposals which were consulted upon.**
- 4.3 The proposals were consulted upon and advertised on the 2 October 2020, with the statutory 21-day consultation and advertisement period expiring on the 23 October 2020.**
- 4.4 The consultation feedback is summarised in Appendix 4.**

- 4.5 It is recommended that the Order is implemented in full as advertised, EXCEPT for the proposals for Dale Street and Greenhaulme, Askam-in-Furness which are recommended to be omitted and the restrictions on Hamilton Terrace, Dalton-in-Furness which are recommended to be reduced from 8 metres to 4 metres on the west side in response to an objection received.
- 4.6 The proposed change to the restrictions on Hamilton Terrace, Dalton-in-Furness following the objection received is shown on the plan attached as Appendix 5.
- 4.7 For the above recommended changes to the advertised draft order the relevant Members have been contacted in advance about the recommendations.

## **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; or
- 5.3 Local Committee approve, with amendments, the recommendation at paragraph 3.1 of this report.

## **6.0 RESOURCE AND VALUE FOR MONEY IMPLICATIONS**

- 6.1 The estimated £5,000 cost of the Order could be met from the Annual Review of Signs and Lines allocation within the devolved highways capital budget. Members are asked to note that if it is decided not to agree the recommendations to this report, any costs already incurred with preparing and consulting on the Order would still need to be met from this budget.
- 6.2 If it is decided to agree the recommendations to this report implementation the estimated implementation cost of £7,500 would be met from the Traffic Signs and Road Markings budget.
- 6.3 Members are asked to note that if it is decided to agree the recommendations in this report there would be ongoing maintenance costs, estimated at £500 each year to be met from within the devolved 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 Order detailed in this Report for the reasons specified at sections 1(1)(a), (c) and (f) respectively, as also set out in the 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
  - (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 Local Committees may, pursuant to 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 CONCLUSION

- 8.1 It is recommended that the Order be brought into force in accordance with the Recommendations.

**Angela Jones**  
**Executive Director – Economy and Infrastructure**

*November 2020*

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## **APPENDICES**

<b><i>Appendix 1</i></b>	<b><i>Statutory notice for the proposals</i></b>
<b><i>Appendix 2</i></b>	<b><i>Statement of Reasons for making the Order</i></b>
<b><i>Appendix 3</i></b>	<b><i>Plans</i></b>
<b><i>Appendix 4</i></b>	<b><i>Consultation summary</i></b>
<b><i>Appendix 5</i></b>	<b><i>Hamilton Terrace, Dalton-in-Furness amendments to the proposals</i></b>

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]*

*No previous relevant decisions*

**CONSIDERATION BY OVERVIEW AND SCRUTINY**

*Not considered by Overview and Scrutiny*

**BACKGROUND PAPERS**

*No background papers*

**REPORT AUTHOR**

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