

North Tyneside Council

Report to Cabinet Member for Environment

Date: 8 November 2022

Title: Traffic Regulation Order – Elton Street East, Wallsend

Portfolio(s): Environment	Cabinet Member(s): Councillor S Graham
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Report from Service Area: Regeneration and Economic Development

Responsible Officer: John Sparkes, Director of Regeneration and Economic Development (Tel: 0191 643 7295)

Wards affected: Wallsend

PART 1

1.1 Executive Summary:

This report seeks the approval of the Cabinet Member for Environment to introduce a Police Vehicle Only Bay on Elton Street East, Wallsend, and to set aside one objection received to the proposal.

1.2 Recommendation(s):

It is recommended that the Cabinet Member for Environment:

- (1) considers the objection;
- (2) sets aside the objection in the interests of supporting the operational needs of Northumbria Police; and
- (3) determines that the Traffic Regulation Order should be made unchanged.

1.3 Forward Plan:

Considering objections relating to proposed Traffic Regulation Orders is a standing item on the Forward Plan.

1.4 Council Plan and Policy Framework

The proposals in this report relate to the following priority in Our North Tyneside, the Council Plan 2021 to 2025:

- A secure North Tyneside
 - We will continue to invest £2m per year in fixing our roads and pavements

1.5 Information:

1.5.1 Background

The proposal, to convert a section of existing on-street pay and display parking provision on Elton Street East, Wallsend to a Police Vehicle Only parking bay, was developed in response to a request from Northumbria Police to support the operational needs of the Wallsend Neighbourhood Police Office based within the Forum, Wallsend.

Prior to advertising the proposal, officers undertook inspections of the existing pay and display parking bay on Elton Street East, the surrounding residential streets, and the adjacent public car park, which confirmed that there was sufficient spare capacity to accommodate any minimal parking displacement that may result as a consequence of the proposal.

The statutory consultation commenced on 12 January 2022 and one formal objection to the proposal was received.

1.5.2 Statutory Consultation

Parking proposals are subject to statutory legal process as described in section 2.2: this includes the local authority giving public notice of the proposals and taking such other steps as it may consider appropriate for ensuring adequate publicity. In North Tyneside, this includes notices advertising proposals being displayed on affected streets and on the Authority's website. This enables members of the public or businesses to object to the proposal. Any objectors are sent a response and invited to reconsider their objection. Any objections not withdrawn are referred to the Cabinet Member for Environment for consideration in accordance with the Scheme of Delegation for Cabinet Members.

1.5.3 Summary of Objections

An individual, **B** submitted an objection to the proposal based on a view that previous decisions by the Police on matters of Police Station locations had not, in the objector's view, represented value for money, and consequently the objector was opposed to the introduction of dedicated Police Vehicle Only bays to support the Station.

As the main content of the objection appeared to relate to strategic decisions regarding the opening and closing of some local Police Stations, an officer wrote to Northumbria Police for comment. A response was received, which stated that following the closure of the previous Police Station in Wallsend an increase in anti-social behaviour had been observed; that the Police Station within the Forum was then set up on a trial basis; and that its impact had been positive, hence the Police intended to retain this location.

As the objector provided no postal address, an officer of the Authority e-mailed the objector with details of the response provided by the Police. The officer also explained that the provision of the Police Only Bay was simply an operational requirement to

support the operation of the station and was separate from the strategic decision relating to the closure of the previous station in Wallsend town centre. The officer advised that if the objector remained unhappy with the Police's strategic decisions regarding the closing/opening of Police Stations in the area, then they might wish to contact the Chief Constable of Northumbria Police to express their dissatisfaction. On that basis, the objector was asked to consider withdrawing their formal objection to the proposal.

As no response was received to the above e-mail, the officer e-mailed the objector again. In this correspondence, the officer asked again for the objector to consider the previous comments provided, and advised that the matter would be referred to the Cabinet Member for Environment for consideration should no response be received. No response was received to this e-mail.

Full details of the objections and officers' responses are included at Appendix 1 of this report.

Ward Members were consulted on the proposal and are supportive of the proposal.

1.6 Decision options:

The following decision options are available for consideration by the Cabinet Member for Environment:

Option 1

Approve the recommendations set out in section 1.2.

Option 2

Not approve the recommendations set out in section 1.2.

Option 1 is the recommended option.

1.7 Reasons for recommended option:

Option 1 is recommended in the interests of supporting the operational needs of Northumbria Police.

1.8 Appendices:

- Appendix 1 Details of objections and associated correspondence
- Appendix 2 Traffic Regulation Order advertised on site
- Appendix 3 Copy of Proposed Plan
- Appendix 4 Equality Impact Assessment

1.9 Contact officers:

Andrew Flynn, Integrated Transport Manager, 0191 643 6083
Nicholas Bryan, Highway Network Manager, 0191 643 6622
Nick Saunders, Senior Traffic Engineer, Capita, 0191 643 6598
Amar Hassan, Principal Accountant, Investment (Capital) and Revenue, 0191 643 5747

1.10 Background information:

- (1) [North Tyneside Transport Strategy](#)
- (2) [North Tyneside Parking Strategy](#)
- (3) [Road Traffic Regulation Act 1984](#)
- (4) [Local Authorities' Traffic Orders Regulations 1996](#)

PART 2 – COMPLIANCE WITH PRINCIPLES OF DECISION MAKING

2.1 Finance and other resources

Funding is available from the 2022/23 (Parking Management) Local Transport Plan capital budget.

2.2 Legal

Proposals that involve revocations or amendments to existing traffic regulation orders and any new such orders are subject to statutory legal process set out in the Road Traffic Regulation Act 1984 and the Regulations that flow from that Act, namely, the Local Authorities' Traffic Orders (Procedure)(England and Wales) Regulations 1996. All schemes are formally advertised and include a 21-day period for objections. Before making a Traffic Regulation Order the Authority must consider all objections made and not withdrawn, and can decide whether to make the Order unchanged, to make the Order with modifications or not to proceed with the Order.

The order making Authority is required to publish at least one notice detailing the proposal in a local newspaper in addition to taking such other steps as it deems appropriate for ensuring adequate publicity is provided. Authorities are also required to make documents relating to the proposal available for public inspection. In North Tyneside, in addition to being advertised in a local newspaper, notices advertising the proposal are displayed on the Authority's website and on roads affected by the order. Documents relating to the proposal are also available for public inspection at the Authority's offices at Quadrant. Objections to the proposal may be made within a period of 21 days starting from the date the notice was published.

In accordance with the Authority's scheme of Delegation to Cabinet Members, if any objections cannot be resolved, then the Cabinet Member for Environment is asked to consider those objections made and not withdrawn and to determine the Traffic Regulation Order.

Within 14 days of the making of the Traffic Regulation Order, the order making authority must notify any objectors, publish a notice of making in a local newspaper and take such other steps as it deems appropriate for ensuring adequate publicity is given to the making of the order. In North Tyneside, in addition to being advertised in a local newspaper, notices of making are displayed on the Authority's website and on roads affected by the order. Documents relating to the order are also available for public inspection at the Authority's offices at Quadrant.

The Legal Notice of Intent was published in the local press and may be cited as the North Tyneside (On Street Parking Places) (Consolidation) Order 2019 – Variation Order 2022

2.3 Consultation/community engagement

2.3.1 Internal consultation

Ward members' views on the proposal were sought as described in section 1.5.1.

2.3.2 Community engagement

Notices of Intention were published on site, on the Authority's website and in a local newspaper.

2.4 Human rights

The proposals within this report do not have direct implications in respect of the Human Rights Act 1998.

2.5 Equalities and diversity

An Equality Impact Assessment for the proposal has been undertaken and is attached as Appendix 4 to this report.

2.6 Risk management

There are no risk management implications directly arising from this report.

2.7 Crime and disorder

There are no crime and disorder implications directly arising from this report.

2.8 Environment and sustainability

There are no environment and sustainability implications directly arising from this report.

PART 3 - SIGN OFF

- Chief Executive
- Director of Service
- Mayor/Cabinet Member
- Chief Finance Officer
- Monitoring Officer
- Assistant Chief Executive

Details of Objection – B (Dated 19 January 2022)

I firmly reject this idea because it is a waste of money.

First of all you build a new police station at the silverlink, then you CLOSE DOWN Durham street police station so that they may operate out of the silver link police station. Then you hire a place in Wallsend library for the police and NOW you want to put parking bays there for the police? which is not far from the old Durham Street police station.

If you had kept the Durham police station open and never spent lots of money building a new police station in the first place you would not have had to do this, and i would like to know what you have been smoking for the council to make such STUPID decisions in the first place? I REJECT THE IDEA OF PARKING BAYS FOR POLICE and their rental of a room in Wallsend library

Officer Response (Dated 9 March 2022)

Dear Sir or Madam

I have been forwarded a copy of your objection to the above proposal by our Democratic Support Team together with a request that I write to you to explain the background to the proposal.

As the main thrust of your objection appears to relate to what you perceive as a waste of monies associated with the opening and closing of Police Stations, the Authority felt it was appropriate to seek the views of the Police, who ultimately took these strategic decisions rather than the Council, as you have suggested. They have responded with the following comments:

“We closed the original Police Station in Wallsend as it wasn’t seen to be making an impact on the community, however once our service was removed there became an increase in Anti-Social Behaviour on Wallsend High Street.

A decision was made by the Police, following discussion with the Local Authority, that we would set up the station in the library to help combat this behaviour on a trial basis and the impact has been positive which has now meant we will remain in Wallsend.”

The provision of the Police Only Bay is simply an operational requirement to support the operation of the station and separate from the above decisions. If you disagree with their comments, then I can only recommend that you contact the Chief Constable of Northumbria Police to express your dissatisfaction.

On that basis, I would be grateful if you could consider my comments and confirm whether you are prepared to withdraw your objection to the establishment of the Police Only Bay, which should have minimal impact on highway users.

Follow-up Officer correspondence (Dated 04 April 2022)

Dear Sir or Madam

To date, I have not received any response to my request for you to reconsider your formal objection to the proposed establishment of a dedicated Police Only Bay on Elton Street,

Wallsend. Can you please acknowledge receipt of this communication and confirm whether you still wish your objection to stand?

For information, if an objection to a Notice of Intention cannot be resolved, then the normal Council protocol is to produce a report to the Cabinet Member, requesting her decision on the most appropriate course of action. The report will outline the background to the proposal, a summary of any outstanding objection, and information on the subsequent communication between the complainant and the Authority.

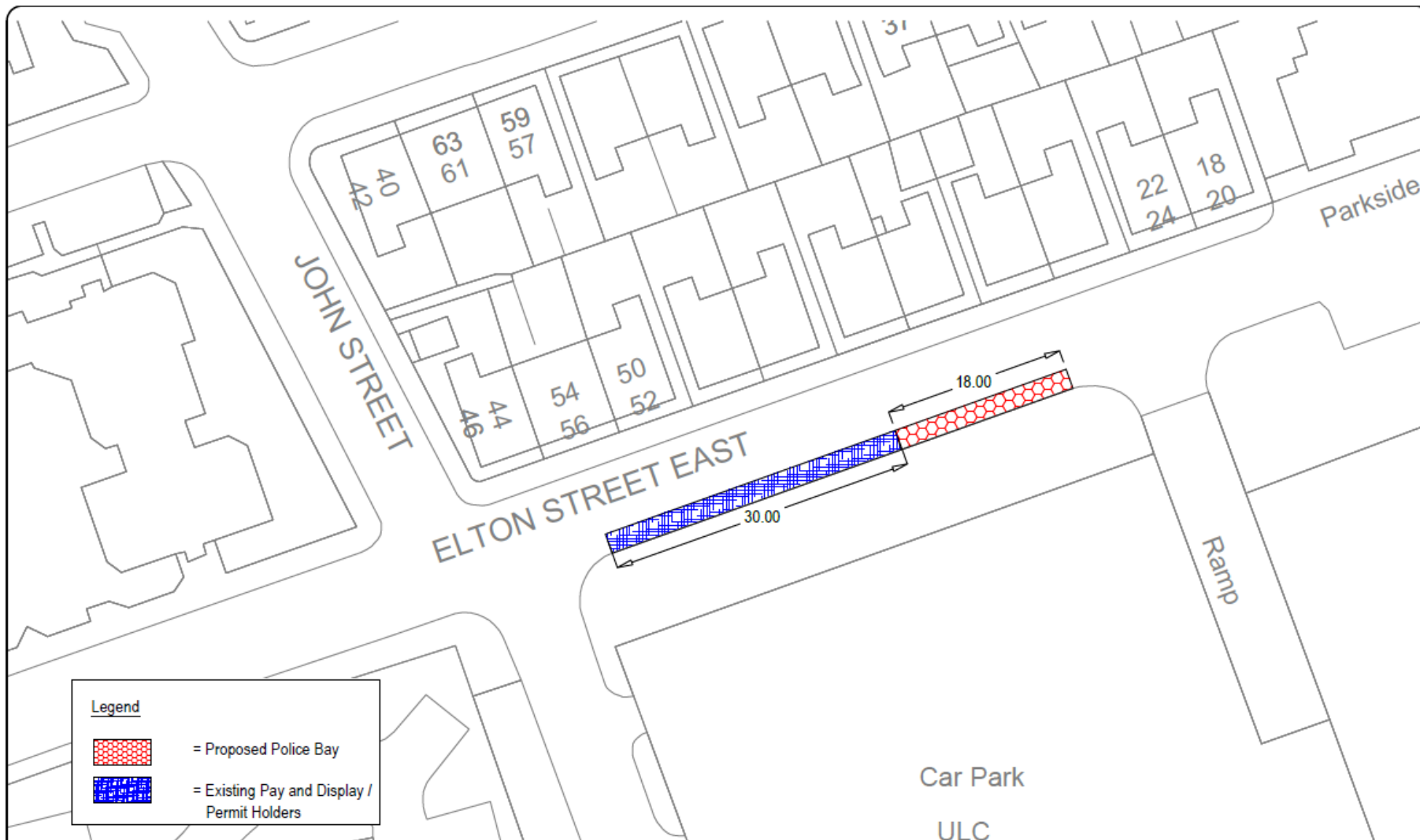
**NORTH TYNESIDE COUNCIL
(On Street Parking Places) (Consolidation) Order 2019 Variation Order 2022**

North Tyneside Council gives notice that it proposes to make a Variation Order under Sections 32, 35 and Part IV of Schedule 9 to the Road Traffic Regulation Act 1984 and all other enabling powers. The effect of the Order, if made, will be to vary the North Tyneside (On Street Parking Places) (Consolidation) Order 2019 so that a police vehicle parking bay be introduced on Elton Street East, Wallsend to be operational on all days and times. Further details of the proposals may be examined online at www.northtyneside.gov.uk (Statutory Notices). If you wish to object to the proposals, you should send the grounds for your objection in writing to the undersigned or via email to democraticsupport@northtyneside.gov.uk by 4 February 2022. Any objections may be published as part of any reports to councillors on the matter.


12 January 2022


Head of Law & Governance

Quadrant, Silverlink North, Cobalt Business Park, NE27 0BY



Legend

 = Proposed Police Bay

 = Existing Pay and Display / Permit Holders

NOTES

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2. All dimensions are in millimetres and all levels are in meters unless otherwise stated.
3. The Contractor is to take all reasonable precautions for the location and protection of any public or private apparatus in the vicinity of the works.

Client

Project Title
Elton Street East, Wallsend

Drawing Title
Proposed Police Bay

Project No. ELTONBAY	Dwg. No. 001	Drawn By JK	Checked NS/GH
Date. Sept 2022	Scale 1:500	Revision	Sheet Size

Engineering Services
Regeneration, Development and Regulatory Services
Cobalt 16 The Silverlink North Quadrant, Cobalt Business Park West Allotment
Newcastle Upon Tyne
NE27 0BY
E-mail: traffic@northtyneside.gov.uk
Web: www.northtyneside.gov.uk



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Appendix 4 - Equality Impact Assessment (EIA)

Before completing this form, please refer to the supporting guidance documents which can be found on the equality page of the intranet. The page also provides the name of your Corporate Equality Group member should you need any additional advice.

Equality Impact Assessments (EIAs) are a planning tool that enable us to build equality into mainstream processes by helping us to:

- consider the equality implications of our policies (this includes criteria, practices, functions or services - essentially everything we do) on different groups of employees, service users, residents, contractors and visitors
- identify the actions we need to take to improve outcomes for people who experience discrimination and disadvantage
- fulfil our commitment to public service.

The level of detail included in each EIA should be proportionate to the scale and significance of its potential impact on the people with protected characteristics.

This assessment may be published on the Authority’s website as part of a Council or Cabinet Report. It can also be requested under the Freedom of Information Act 2000 and can be used as evidence in complaint or legal proceedings.

Proposal details

1. Name of the policy or process being assessed	Introduction of dedicated Police Only parking bays, Elton Street East, Wallsend	
2. Version of this EIA (e.g. a new EIA = 1)	1	
3. Date EIA created	11 October 2022	
	Name	Service or organisation
4. Principal author of this EIA	Garry Hoyle, Parking & Regulation Manager	Capita
5. Others involved in writing this EIA <i>EIAs should not be completed by a sole author. Think about key stakeholders and others who can support the process and bring different ideas and perspectives to the discussion.</i>	John Cram, Integrated Transport Officer	

6. What is the purpose of your proposal, who should it benefit and what outcomes should be achieved?

The proposal is to convert an 18-metre section of the existing pay and display parking provision on Elton Street East, Wallsend to three dedicated Police Only parking bays to assist in the operational needs of the Police based at the Neighbourhood Station within the Forum, Wallsend

7. Does this proposal contribute to the achievement of the Authority's public sector equality duty? Will your proposal:

Write your answers in the table

Aim	Answer: Yes, No, or N/A	If yes, how?
Eliminate unlawful discrimination, victimisation and harassment	No	
Advance equality of opportunity between people who share a protected characteristic and those who do not	No	
Foster good relations between people who share a protected characteristic and those who do not	No	

Evidence Gathering and Engagement

8. What evidence has been used for this assessment?

Prior to advertising the proposal, officers undertook inspections of the existing pay and display parking bay on Elton Street East, the surrounding residential streets, and the adjacent public car park, to confirm that there was sufficient spare capacity to accommodate any parking displacement that may result as a consequence of the proposal.

9.a Have you carried out any engagement in relation to this proposal?

	√
Yes - please complete 9b	✓
No	

9.b Engagement activity undertaken	With	When
Technical consultation	Ward Members	September 2022

9. Is there any information you don't have?

	√	Please explain why this information is not currently available
No		

Analysis by protected characteristic

	A	B	C
11. Protected characteristic	Does this proposal and how it will be implemented have the <u>potential</u> to impact on people with this characteristic? (Answer – Yes or No)	If ‘Yes’ would the <u>potential</u> impact be positive or negative? (Answer – positive or negative)	Please describe the <u>potential</u> impact and the evidence (including that given in Q8 and 9) you have used
All Characteristics	No		No potential impact is anticipated, as the proposal consists of the creation of ‘police only’ bays from existing on-street parking and inspections carried out by officers (see section 8) have established that alternative parking for public use is available in the vicinity.
Sex – male or female	No		
Pregnancy and maternity – largely relates to employment, but also to some aspects of service delivery e.g. for breastfeeding women	No		

Age – people of different ages, including young and old	No		
Disability – including those with visual, audio (BSL speakers and hard of hearing), mobility, physical, mental health issues, learning, multiple and unseen disabilities	No		
Gender reassignment - includes trans, non-binary and those people who do not identify with or reject gender labels	No		
Race – includes a person’s nationality, colour, language, culture and geographic origin	No		
Religion or belief – includes those with no religion or belief	No		
Sexual orientation – includes gay, lesbian, bisexual and straight people	No		
Marriage and civil partnership status - not single, co-habiting, widowed or divorced– only relates to eliminating unlawful discrimination in employment	No		
Intersectionality - will have an impact due to a combination of two or	No		

more of these characteristics			
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If you have answered **'Yes'** anywhere in column A please complete the rest of the form, ensuring that all identified negative impacts are addressed in either Q12 'negative impacts that cannot be removed' or Q13 'Action Plan' below

If you have answered **'No'** in all rows in column A please provide the rationale and evidence in the all characteristics box in column C and go to Q14 'Outcome of EIA'.

12.a Can any of the negative impacts identified in Q11 not be removed or reduced?

Yes - please list them in the table below and explain why	
No	

12.b Potential negative impact	What alternative options, if any, were considered?	Explanation of why the impact cannot be removed or reduced or the alternative option pursued.

Action Planning

13. Action Plan	Impact: (Answer remove or reduce)	Responsible officer (Name and service)	Target completion date
Section A: Actions to gather evidence or information to improve NTC's understanding of the potential impacts on people with protected characteristics and how best to respond to them (please explain below)			
Displaying notices and publishing details of the proposals in accordance with the Authority's usual procedure			
Section B: Actions already in place to remove or reduce potential negative impacts (please explain below)			
Alternative existing parking provision is available for residents and visitors that may be displaced by the new restriction			
Section C: Actions that will be taken to remove or reduce potential negative impacts (please explain below)			
Ensure effective monitoring of parking restrictions in the area to ensure that facilities are fit for purpose and correctly utilised.			
Section D: Actions that will be taken to make the most of any potential positive impact (please explain below)			
Effective monitoring of Police Only bays to ensure they are utilised correctly.			
Section E: Actions that will be taken to monitor the equality impact of this proposal once it is implemented (please explain below)			
Take account of accessibility factors as progress on scheme construction is reviewed			

Section F: Review of EIA to be completed			
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14. Outcome of EIA

Based on the conclusions from this assessment:

Outcome of EIA	Tick relevant box	Please explain and evidence why you have reached this conclusion:
The proposal is robust, no major change is required.	✓	Officers have liaised with the Police, who have confirmed that the provision of the dedicated bays will be important in assisting the operational needs of the station. Prior to advertising the proposal, officers undertook inspections of the existing pay and display parking bay on Elton Street East, the surrounding residential streets, and the adjacent public car park, which confirmed that there was sufficient spare capacity to accommodate any parking displacement that may result as a consequence of the proposal.
Continue but with amendments		
Not to be pursued		

Now send this document to the [Corporate Equality Group member for your service](#) for clearance.

Quality assurance and approval

Questions 15-18 are only for completion by the Corporate Equality Group Member for your service

15. Do you agree or disagree with this assessment?	Agree	✓	Disagree	
16. If disagree, please explain:				
17. Name of Corporate Equality Group Member:	Melissa Lackenby			

18. Date:	11/10/2022
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Conclusion:

- If the assessment is agreed, please send the document to the Head of Service for sign off.
- If you disagree return to author for reconsideration.

Questions 19-22 are only for completion by the Head of Service

19. Do you agree or disagree with this assessment?	Agree	<input checked="" type="checkbox"/>	Disagree	<input type="checkbox"/>
20. If disagree, please explain:				
21. Head of Service:	John Sparkes (Director)			
22. Date:	21/10/2022			

Please return the document to the Author and Corporate Equality Group Member.