

# North Tyneside Council

## Report to Cabinet Member for Environment and Transport

### Date: 2020

**Title:** Traffic Regulation Order – Algernon Drive, Backworth

<b>Portfolio(s):</b> Environment and Transport		<b>Cabinet Member(s):</b> Cllr C Johnson
<b>Report from Service Area:</b> Environment, Housing and Leisure		
<b>Responsible Officer:</b>	Phil Scott, Head of Environment, Housing and Leisure	(Tel: 0191 643 7295)
<b>Wards affected:</b>	Valley	

#### **PART 1**

##### **1.1 Executive Summary:**

This report seeks the approval of the Cabinet Member for Environment and Transport to introduce 'No waiting at any time' restrictions on Algernon Drive at its junctions with Fenwick Close and Meadowvale and to set aside one objection received to the proposal.

##### **1.2 Recommendation(s):**

It is recommended that the Cabinet Member for Environment and Transport:

- (1) considers the objection;
- (2) sets aside the objection in the interests of discouraging inconsiderate and obstructive junction parking thereby improving road safety; 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 2020 to 2024:

- Our places will:
  - have an effective transport and physical infrastructure

## 1.5 Information:

### 1.5.1 Background

The proposal to introduce waiting restrictions on Algernon Drive at its junctions with Fenwick Close and Meadowvale was developed to address concerns amongst some residents about obstructive, non-residential parking in this area. A previous proposal to introduce more extensive waiting restrictions on Algernon Drive was not supported by the majority of consultees. The current proposal was developed based on feedback received from residents during the previous consultation process and subsequent site observations by officers. The proposed double yellow lines are consistent with the existing restrictions at the junction of Algernon Drive and Backworth Court.

In accordance with the statutory process, a Notice of Intention for the amended proposal was displayed on site, in the local newspaper and on the Authority's website.

One objection was received in response to the statutory Notice of Intention. A summary of this objection is provided below.

### 1.5.2 Statutory Consultation

Parking proposals are subject to statutory legal process. Schemes must be advertised on site and in the local press. This enables members of the public or businesses to object to the proposal. Any objectors are first sent a detailed response and invited to reconsider their objection. Any objections not withdrawn are referred to the Cabinet Member for Environment and Transport for consideration in accordance with the Scheme of Delegation for Cabinet Members.

### 1.5.3 Summary of Objection

**Ms H** submitted an objection to the scheme based on her view that it was unnecessary as metro users do not currently park at the junctions in question.

An officer wrote to the objector to clarify that other residents had raised concerns about obstructive parking at the junctions and the proposed restrictions were intended to discourage parking at these locations.

The objector was invited to reconsider their objection in light of this information by responding to officers in writing by 24 January 2020. No response was received.

## **1.6 Decision options:**

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

### 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 discouraging inconsiderate and obstructive junction parking thereby improving road safety.

## **1.8 Appendices:**

Appendix 1 Details of objection and associated correspondence

Appendix 2 Traffic Regulation Order advertised on site

Appendix 3 Copy of Proposed Plan

## **1.9 Contact officers:**

Andrew Flynn, Integrated Transport Manager, 0191 643 6083

Nick Saunders, Senior Traffic Engineer, Capita, 0191 643 6598

Cathy Davison, Principal Accountant Investment (Capital) and Revenue, 0191 643 5727

## **1.10 Background information:**

North Tyneside Parking Strategy

<https://my.northtyneside.gov.uk/category/737/parking-strategy>

North Tyneside Transport Strategy

<https://my.northtyneside.gov.uk/category/1237/transport-strategy>

## **PART 2 – COMPLIANCE WITH PRINCIPLES OF DECISION MAKING**

### **2.1 Finance and other resources**

Funding is available from the 2020/21 (Parking Management) Local Transport Plan capital budget.

## **2.2 Legal**

Parking proposals that involve revocations or amendments to existing traffic regulation orders and any new 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.

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

The Legal Notice of Intent was published in the local press and may be cited as the North Tyneside (Prohibition and Restriction of Waiting and Loading) (Consolidation) Order 2019 Variation Order 2019.

## **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**

Local residents' views on the proposal were sought as described in section 1.5.1. The proposal was advertised in line with statutory process as described in section 1.5.2.

## **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**

There are no adverse equalities or diversity issues arising from 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 ☒
- Head of Service ☒
- Mayor/Cabinet Member ☐
- Chief Finance Officer ☒
- Monitoring Officer ☒
- Head of Corporate Strategy and Customer Service ☒

**Details of Objection – Ms H (Dated 13<sup>th</sup> November 2019)**

Good Afternoon,

I would like to make an official objection to the proposed parking restrictions. No metro users park in these areas, see attached photos.

Many Thanks

**Officer Response (Dated 18<sup>th</sup> December 2019)**

Good Afternoon Ms H,

Following your formal objection to the proposal which involves installing waiting restrictions on Algernon Drive and its adjoining junctions, I would like to reiterate the extents of the proposal and the reasoning as to why we are proposing to install double yellow lines.

The proposal to introduce double yellow lines on this junction was brought to our attention by several residents who raised concerns relating to the safety of these junctions as a direct result of obstructive parking. By restricting parking on these junctions, we will improve visibility for access and egress, therefore, improving road safety.

If you would like to withdraw your objection in light of the information provided above I would be grateful if you could let me know in writing by 24th January. If I do not hear from you before then, I will assume that you still object to the proposed scheme and your objection will be included in a report to be presented to the Cabinet Member for Environment and Transport for consideration in the near future. You will be notified of the Cabinet Member's decision with regard to this scheme in due course.

(I have attached a plan of the proposed works to this email)

Kind Regards

**NORTH TYNESIDE COUNCIL**

**(Prohibition and Restriction of Waiting and Loading) (Consolidation) Order 2019 Variation Order 2019**

North Tyneside Council gives notice that it proposes to make Variation Orders under Sections 1, 2, 32, 35, 45, 46 and Part IV of Schedule 9 to the Road Traffic Regulation Act 1984 and all other enabling powers. The effect of the Orders, if made, will be to vary:

- 1) 1) the North Tyneside (Prohibition and Restriction of Waiting and Loading) (Consolidation) Order 2019 so that:
  - a. no waiting at any time restrictions (double yellow lines) be introduced on:
    - i. Meadowvale, Shiremoor on both sides, from its junction with Algernon Drive, to a point 5m north east of that junction.
    - ii. Fenwick Close, Shiremoor on both sides, from its junction with Algernon Drive, to a point 5m west of that junction.
    - iii. Algernon Drive, Shiremoor on its south west side, from a point 7m north west of its junction with Fenwick Close, to a point 10m south east of that junction and on its north east side, from a point 5m north west of its junction with Meadow Vale, to a point 5m south east of that junction.

Further details of the proposals, may be examined at the address below between 8.30am and 4.00pm on Mondays to Fridays or on the Council's website [www.northtyneside.gov.uk](http://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](mailto:democraticsupport@northtyneside.gov.uk) by 22 November 2019. Any objections received will be placed in the working file and can be viewed by the public if requested.

**31 October 2019**

Head of Law & Governance  
Quadrant, Silverlink North, Cobalt Business Park, NE27 0BY

