

# North Tyneside Council

## Delegated Decision Report

### Date: 4 November 2022

**Title:** Traffic Regulation Order – Cheviot View and A191 Front Street, Benton

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**Report by:** Gary Walker, Sustainable Transport Team Leader

**Report to:** John Sparkes, Director of  
Regeneration and Economic  
Development

**Wards affected:** Benton

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#### **PART 1**

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

This report seeks a delegated decision to advertise and, in the event that no objections are received, make a Traffic Regulation Order (TRO) to introduce no waiting at any time restrictions (double yellow lines) on sections of Cheviot View, Benton and revoke existing no waiting at any time restrictions (double yellow lines) on sections of A191 Front Street, Benton.

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

It is recommended that the Director of Regeneration and Economic Development makes a delegated decision

- (1) that notices for the proposal should be prepared and advertised in line with relevant statutory requirements;
- (2) that in the event that no objections are received following the period of consultation required by statute, that the circumstances do not warrant the holding of a Public Inquiry; and
- (3) that if no objections are received following the period of consultation required by statute, the Traffic Regulation Order shall be made.

##### **1.3 Forward Plan:**

Seeking delegated decisions to advertise and, in the event that no objections are received, to make 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 Authority has received complaints from local residents over a number of years regarding parking availability on and around Cheviot View. These relate primarily to the lack of available parking for residents of Cheviot View under current arrangements.

As such, it is proposed that on sections of Cheviot View, on an experimental basis, parking should be allowed at all times other than when access is required for refuse collection. It is further proposed, on a permanent basis, that 'no waiting at any time' restrictions should apply on other sections of Cheviot View; and that 'no waiting' restrictions should be revoked on short sections of A191 Front Street, allowing limited additional on-street parking.

### 1.5.2 Proposed Traffic Regulation Order

The proposal associated with this report involves the implementation of double yellow lines (no waiting at any time restrictions) on sections of Cheviot View, including the section linking to A191 Front Street.

It also involves removing the existing double yellow lines (no waiting at any time restrictions) at two locations on A191 Front Street. This will allow for the provision of limited additional on-street parking, with an associated potential benefit for local businesses.

A drawing showing the proposals in more details is set out in Appendix 1.

The proposed experimental waiting restriction will contribute to increasing parking provision for residents while being consistent with road safety considerations.

### 1.5.3 Consultation

Engagement on the scheme was undertaken with local residents and ward Members in Summer 2022. The Cabinet Member for Environment has been updated on the proposals.

### 1.5.4 Proposed next steps

Proposals that restrict traffic movements 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.

## **1.6 Decision options:**

The following decision options are available for consideration by the Director of Regeneration and Economic Development:

### Option 1

To approve the recommendations as set out in paragraph 1.2 above.

### Option 2

Not to approve the recommendations as set out in paragraph 1.2 above.

Option 1 is the recommended option.

## **1.7 Reasons for recommended option:**

Option 1 is recommended for the following reasons:

The proposals will increase parking provision for residents while being consistent with road safety considerations.

## **1.8 Appendices:**

Appendix 1 Plan of scheme

Appendix 2 Equality Impact Assessment – Cheviot View, Benton area waiting restrictions

## **1.9 Contact officers:**

Gary Walker, Sustainable Transport Team Leader, Capita, 0191 643 6219

Andrew Flynn, Integrated Transport Manager, 0191 643 6083

## **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 to advertise and implement the proposal is available from the 2022/23 Local Transport Plan – Parking Management 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.

## **2.3 Consultation/community engagement**

### **2.3.1 Internal consultation**

Internal consultation has involved the Cabinet Member for Environment. Ward members' views on the proposal were sought as described in section 1.5.3.

### **2.3.2 Community engagement**

Views on the proposal were sought as described in section 1.5.3. The proposal is to be advertised in line with statutory process as set out in section 1.5.4.

## **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 Cheviot View area, Benton scheme has been undertaken and is attached as Appendix 2 to this report. This notes that the identified potential impacts are positive: these relate to parking opportunities for people who have a disability.

## 2.6 Risk management

There are no risk management implications arising directly from this report. Strategic and operational risks associated with transport matters are assessed via the established corporate process.

## 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.

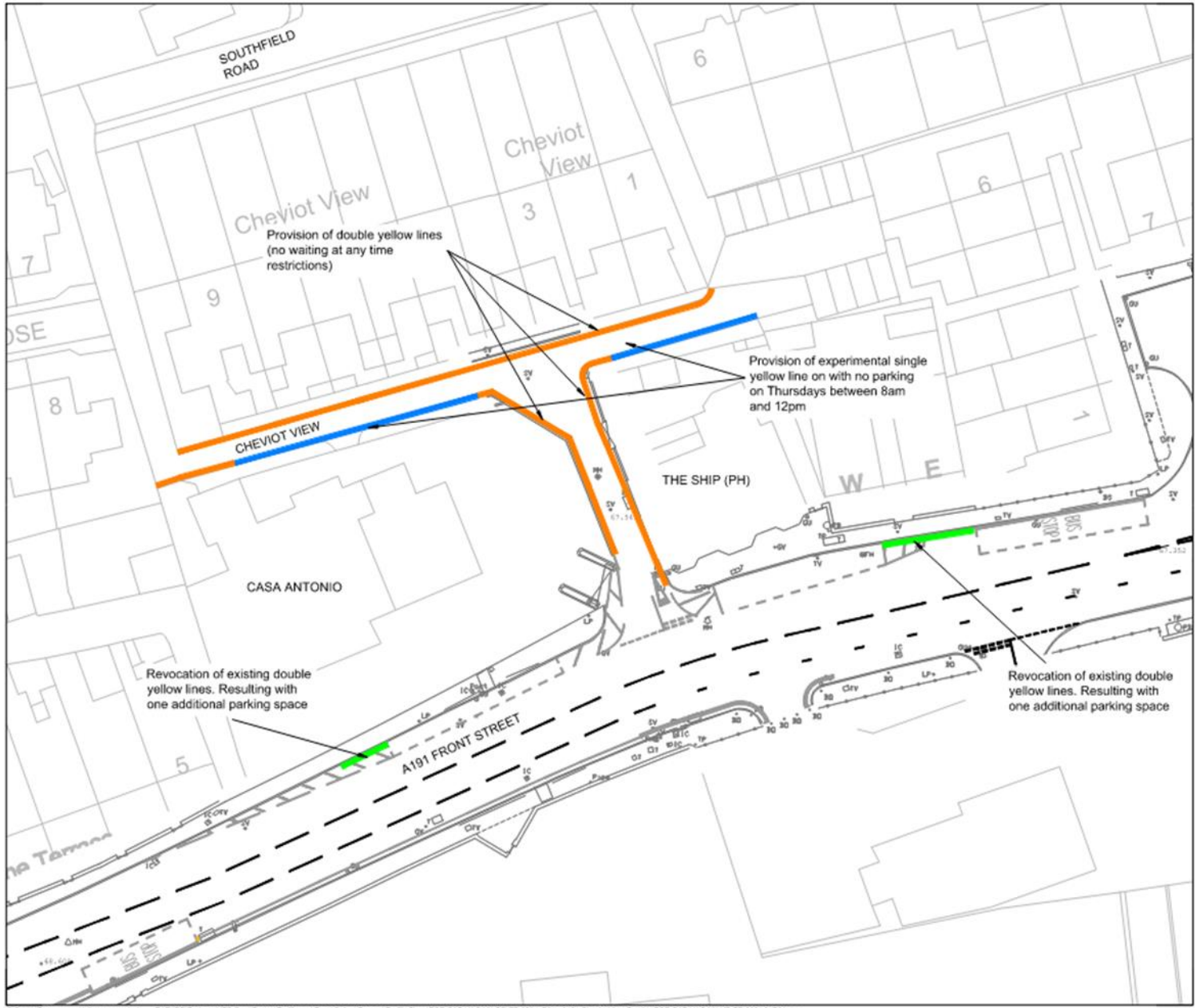
## PART 3 - SIGN OFF

- Chief Finance Officer

- Monitoring Officer

- Assistant Chief Executive

# Appendix 1 – Plan of Scheme



Rev	GW	JK	SL	Issue for Information	20/10/2022
Rev	GW	JK	SL	Description	Date
Purpose of Issue					
S2 - Issued for Information					
Classification					
Public					
Client					
North Tyneside Council					
Project					
General Traffic Plans					
Drawing					
Cheviot View, Benton					
Potential Parking Amendments					
Legal Consultation Plan					
Scale @ A3					
Drawn	Checked	Approved			
NTS	GW	JK	SL		
Project No.					
TGE / LTP					
Date					
15/07/2022					
Drawing Identifier					
BS1192 Compliant					
Project - Originator - Zone - Level - File Type - Rate - Number					
TGE-CAP-GEN-XX-DR-TR-0004.3					
rev					
P01					


 Working in partnership with  
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