

COUNCIL, 22 OCTOBER 2014

REPORT OF THE GOVERNANCE COMMITTEE

ADOPTION OF THE LONDON LOCAL AUTHORITIES AND TRANSPORT FOR LONDON ACT 2003 - ENFORCEMENT OF MOVING TRAFFIC CONTRAVENTIONS

Governance Committee at its meeting on 14 October will consider a report concerning Moving Traffic Contraventions (MTCs) which comprise a number of traffic regulations, including, but not limited to, banned right, left and U turns, no vehicle entry, yellow no stopping box junctions and vehicle type access restrictions.

The Traffic Management Act 2004 places a duty on Local Authorities to ensure the free flow of traffic on the roads they manage and provided the process for issuing, processing and dealing with challenges related to Penalty Charge Notices (PCNs) issued for parking, bus lane and moving traffic contraventions. MTCs however are enforceable by the Council pursuant to the London Local Authorities and Transport for London Act 2003 (LLATFLA).

There are a limited number of locations in Havering where MTC enforcement could be applied, and the Committee will consider whether these locations would benefit from such enforcement in terms of improved driver behaviours, improved traffic flow and road safety.

Signage will need to be placed at the entrance points to the borough and in key locations where the moving traffic and civil parking enforcement will take place to ensure all motorists are aware that camera enforcement will be in operation. Alongside this process, it is proposed that all locations shall be checked to ensure there was a need for enforcement and all locations met the regulatory requirements for enforcement.

The Council cannot enforce the relevant MTC unless it resolves to do so, such decision falling to full Council. The Governance Committee will be asked to consider whether or not to recommend adoption of the London Local Authorities and Transport for London Act 2003 (LLATFLA) provisions to Council. If adopted there will be a need for consequential amendments to the Constitution. Should Council resolve to adopt the MTC provisions, a further report to Cabinet will be submitted in relation to the operational aspects of enforcement.

If the proposals are accepted by the Governance Committee, it will recommend to the Council that it makes a resolution to adopt the enforcement of Moving Traffic Contraventions within the whole of Havering in accordance with the provisions set out in the London Local Authorities and Transport for London Act 2003.

Recommendation:

Subject to the approval of Governance Committee, that the enforcement of Moving Traffic Contraventions be adopted within the whole of Havering in accordance with the provisions set out in the London Local Authorities and Transport for London Act 2003.