



## Notice of Non-key Executive Decision

<b>Subject Heading:</b>	<b>Bryant Avenue (Proposed Parking Measures) – Request to formally advertise Traffic Management Order. September 2021</b>
<b>Cabinet Member:</b>	Cllr Osman Dervish
<b>SLT Lead:</b>	Barry Francis Director of Neighbourhoods
<b>Report Author and contact details:</b>	Diane Bourne Schemes Manager <a href="mailto:Diane.bourne@havering.gov.uk">Diane.bourne@havering.gov.uk</a> <b>01708 434871</b>
<b>Policy context:</b>	<b>Havering Local Implementation Plan 2018/19 Delivery Plan</b>
<b>Financial summary:</b>	<b>The estimated cost of implementation is £0.008m this will be met by the S106 Contribution for (707166) P0702.08 reference C26780 – 1.0 Former Harold Wood Hospital Controlled Parking Zone S106 Contribution granted planning consent on 14-11-2011.</b>
<b>Relevant OSC:</b>	Environment
<b>Is this decision exempt from being called-in?</b>	No

### The subject matter of this report deals with the following Council Objectives

Communities making Havering	[X]
Places making Havering	[X]
Opportunities making Havering	[X]
Connections making Havering	(X)

## Part A – Report seeking decision

### DETAIL OF THE DECISION REQUESTED AND RECOMMENDED ACTION

Following a recommendation of the Highways Advisory Committee on 24<sup>th</sup> August 2021 this Executive Decision seeks approval to formally advertise the following measures:

- (a) the introduction of payment parking and voucher parking facilities, operational Monday – Saturday 8.30am-6.30pm inclusive, in Bryant Avenue (shown on drawing reference in Appendix B;
- (b) the proposals to introduce ‘at any time’ waiting restrictions with an ‘at any time’ loading ban and a loading facility, in Bryant Avenue (as shown on drawing reference in Appendix B,

If at the close of public consultation no objections are received to the proposals then all necessary changes to the Boroughs Traffic Orders will be made to enable the introduction of the approved parking measures

It is noted that the estimated costs to implement the proposals is £0.008m this will be met by the S106 Contribution for (707166) P0702.08 reference C26780 – 1.0 Former Harold Wood Hospital Controlled Parking Zone S106 Contribution granted planning consent on the 14<sup>th</sup> of November 2011.

### AUTHORITY UNDER WHICH DECISION IS MADE

Council’s Constitution:

Part 3, Section 2.5, paragraph (s) To consider recommendations of the Highways Advisory Committee relating to highways and the traffic schemes and to make decisions relating to them.

Part 3, Section 2.6, paragraph (y) Portfolios to be assigned to individual Cabinet Members - Highways & Traffic Schemes.

### STATEMENT OF THE REASONS FOR THE DECISION

At its meeting on 24<sup>th</sup> August 2021 the Highways Advisory Committee (“HAC”) considered a report (Agenda Item 5) on proposals to introduce a traffic scheme in Bryant Avenue, Harold Wood (a copy of the HAC report is attached at Appendix 2) which, included the following recommendations:

- a) the proposals to introduce payment parking and voucher parking facilities, operational Monday – Saturday 8.30am-6.30pm inclusive, in Bryant Avenue (shown on the plan in Appendix A), proceed to formal advertisement and consultation;
- (b) the proposals to introduce ‘at any time’ waiting restrictions with an ‘at any time’ loading ban and a loading facility, in Bryant Avenue (as shown on the plan in Appendix A), proceed to formal advertisement and consultation;
- (c) if at the close of the formal consultation period, no objections are received to the proposals at 1(a/b) above, then the scheme proceed to full implementation.

The HAC considered the report and recommended the proposals proceed to consultation and in the event of there being no objections at the close of consultation the proposals are implemented.

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This executive decision reflects the recommendations of HAC and adopts the justification for the decision as set out in the report to HAC.

### **1.0 Background**

- 1.1 This item was advanced onto Calendar Brief in February 2020 to review parking in Bryant Avenue due to the level of complaints received by the Council regarding perceived commuter parking.
- 1.2 Bryant Avenue is a single lane for traffic in both directions, running between A12 and A127. It is heavily used by commercial delivery drivers to access commercial units.
- 1.3 In January 2020, officers met with the Harold Wood Ward Councillors to discuss a variety of options to rationalise the parking provisions in Bryant Avenue.
- 1.4 It was agreed at the meeting that all parties were in favour of implementing payment, voucher and loading facilities for commercial uses. Furthermore, it was proposed to add an 'at any time' restriction on any part of the highway not restricted with an 'at any time' loading ban throughout Bryant Avenue, to ensure a smooth flow of traffic is maintained.
- 1.5 It was also agreed to conduct an informal consultation on the proposed measures to gauge and obtain the opinions of the residents/businesses.

### **2.0 Informal Consultation:**

- 2.1 The informal consultation commenced on Monday the 17<sup>th</sup> of May 2021 concluding on Monday the 7<sup>th</sup> of June 2021.
- 2.2 81 addresses were sent questionnaires seeking their comments on the proposals. A set of drawings showing the proposals (**Appendix C**) were also attached with each questionnaire.
- 2.3 6 responses were received representing 7.4% of all those consulted.
- 2.4 Of the responses received, 2 were in favour of the proposals with 4 respondents expressing their objections.
- 2.5 Two of the respondents who objected to the proposals made additional comments in their responses, with the general theme being there were no perceivable parking issues on Bryant Avenue. One respondent commented that the proposals if implemented would have an adverse financial impact on businesses and their employees.
- 2.6 Two respondents mentioned that the right turn from Ewan Road into Bryant Avenue was a road safety hazard, and requested that double yellow lines be extended for an appropriate distance.
- 2.7 In response to paragraphs 1.3 and 1.4, officers have considered the informal responses and in line with the concerns originally raised about commuter parking problems recommends approval be given to progress to formal consultation where member of the public will have the opportunity to respond officially.

### **3.0 Officer Comments:**

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- 3.1 There is no identifiable residential parking within Bryant Avenue.
- 3.2 The proposals will assist with the turnover of the local amenities whilst providing the businesses with a loading facility for any deliveries.
- 3.3 All three of the Harold Wood Ward Councillors have been made aware of the proposals as set out in the recommendation, and all three Ward Councillors have already confirmed their support for the scheme to proceed to public consultation.
- 3.4 The level of responses to the consultation (7.4%) is below the expected rate of response for this type of proposal, which is usually about 10%-15%. Also, whilst the comments made by the respondents have been given due consideration, the low response to the consultation suggests the majority of businesses consulted have no concerns or issues with the proposed measures.

**OTHER OPTIONS CONSIDERED AND REJECTED**

No other options were available.

**PRE-DECISION CONSULTATION**

See details in the HAC report of 24<sup>th</sup> August 2021.

**NAME AND JOB TITLE OF STAFF MEMBER ADVISING THE DECISION-MAKER**

Name: Diane Bourne

Designation: Schemes Manager, Traffic & Parking

Signature:



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Date: 17/09/2021

## Part B - Assessment of implications and risks

### LEGAL IMPLICATIONS AND RISKS

The Council's powers to make an order creating a controlled parking zone or for charging for parking on the highway is set out in Part IV of the Road Traffic Regulation Act 1984 ("RTRA 1984").

The Council's power to make an order regulating or controlling vehicular traffic on roads is set out in Part I of the Road Traffic Regulation Act 1984 ("RTRA 1984") with the power to designate parking places set out under part IV of the RTRA 1984.

Before an Order is made, the Council should ensure that the statutory procedures set out in the Local Authorities Traffic Orders (Procedure)(England & Wales) Regulations 1996 (SI 1996/2489) are complied with. The Traffic Signs Regulations & General Directions 2016 govern road traffic signs and road markings.

Section 122 RTRA 1984 imposes a general duty on local authorities when exercising functions under the RTRA. It provides, insofar as is material, to secure the expeditious, convenient and safe movement of vehicular and other traffic (including pedestrians) and the provision of suitable and adequate parking facilities on and off the highway. This statutory duty must be balanced with any concerns received over the implementation of the proposals.

In considering any responses received during consultation, the Council must ensure that full consideration of all representations is given including those which do not accord with the officer's recommendation. The Council must be satisfied that any objections to the proposals were taken into account.

In considering any consultation responses, the Council must balance the concerns of any objectors with the statutory duty under section 122 RTRA 1984.

### FINANCIAL IMPLICATIONS AND RISKS

The estimated costs of £0.008m which includes advertising costs and amending the traffic orders as described above and will be met by the S106 Contribution (707166) for P0702.08 reference C26780 – 1.0 Former Harold Wood Hospital Controlled Parking Zone S106 Contribution granted planning consent on 14-11-2011.

This is a standard project for Public Realm and there is no expectation that the works cannot be contained within the cost estimate. There is an element of contingency built into the financial estimate. In the unlikely event of an overspend, the balance would need to be contained within the overall Public Realm budget.

### HUMAN RESOURCES IMPLICATIONS AND RISKS (AND ACCOMMODATION IMPLICATIONS WHERE RELEVANT)

The recommendations made in this report do not give rise to any identifiable HR risks or implications that would affect either the Council or its workforce.

### EQUALITIES AND SOCIAL INCLUSION IMPLICATIONS AND RISKS

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Havering has a diverse community made up of many different groups and individuals. The council values diversity and believes it essential to understand and include the different contributions, perspectives and experience that people from different backgrounds bring.

The Public Sector Equality Duty (PSED) under section 149 of the Equality Act 2010 requires the council, when exercising its functions, to have due regard to:

- (i) the need to eliminate discrimination, harassment, victimisation and any other conduct that is prohibited by or under the Equality Act 2010;
- (ii) the need to advance equality of opportunity between persons who share protected characteristics and those who do not, and;
- (iii) foster good relations between those who have protected characteristics and those who do not.

Note: 'Protected characteristics' are: age, sex, race, disability, sexual orientation, marriage and civil partnerships, religion or belief, pregnancy and maternity and gender reassignment.

The council demonstrates its commitment to the Equality Act in its decision-making processes, the provision, procurement and commissioning of its services, and employment practices concerning its workforce. In addition, the council is also committed to improving the quality of life and wellbeing of all Havering residents in respect of socio-economics and health determinants.

There will be some physical and visual impact resulting from the implementation of necessary signing and lining works.

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**Part C - Record of decision**

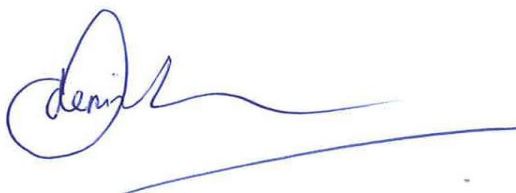
I have made this executive decision in accordance with authority delegated to me by the Leader of the Council and in compliance with the requirements of the Constitution.

**Decision**

Proposal agreed to:

- a) formally advertise the following measures:
  - 1) the introduction of payment parking and voucher parking facilities, operational Monday – Saturday 8.30am-6.30pm inclusive, in Bryant Avenue (shown on drawing reference in Appendix B;
  - 2) the proposals to introduce ‘at any time’ waiting restrictions with an ‘at any time’ loading ban and a loading facility, in Bryant Avenue (as shown on drawing reference in Appendix B,
  
- b) If at the close of public consultation no objections are received to the proposals then all necessary changes to the Boroughs Traffic Orders will be made to enable the introduction of the approved parking measures

**Details of decision maker**



Signed:

Name: **Councillor Osman Dervish**  
**Lead Cabinet Member - Environment**

Date: **29/09/2021**

**Lodging this notice**

The signed decision notice must be delivered to the proper officer, Debra Marlow, Principal Democratic Services Officer in Democratic Services, in the Town Hall.

**For use by Committee Administration**

This notice was lodged with me on \_\_\_\_\_

Signed \_\_\_\_\_

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