

Notice of Non-key Executive Decision

Subject Heading:	Lowlands Gardens SCH795 – Request to informally consult on a possible resident parking scheme.
Cabinet Member:	Councillor Osman Dervish
SLT Lead:	Barry Francis - Director of Neighbourhoods
Report Author and contact details:	Diane Bourne Interim Schemes Manager Schemes@havering.gov.uk
Policy context:	Minor Parking scheme
Financial summary:	The estimated cost of implementation is £0.0020m this will be met by the Schemes, code A26910.
Relevant OSC:	Environment
Is this decision exempt from being called-in?	Yes – Non Key

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 16th November 2021 this Executive Decision seeks approval to:

- (a) informally consulted by way of the questionnaire in Appendix A, the residents of those properties in and with access to Lowlands Gardens, as shown on the plan in Appendix B, on the possible introduction of a residents parking scheme operational in Lowlands Gardens;
- (b) report back to the Highways Advisory Committee the responses received to the informal consultation, so that a further course of action can be agreed.

It is noted that the estimated cost of implementation is £0.0020m, which will be met from the scheme budget A26910.

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 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 16th November 2021 the Highways Advisory Committee ("HAC") considered a report on Lowlands Gardens is located close to the A118 London Road, Romford and is a small cul-de sac where parking pressure is extremely high. to mitigate parking stress in the area it is recommended officers informally consult residents of the properties in and that have access to Lowlands Gardens, following requests from Ward Councillors and residents for the introduction of a residents parking scheme.

The HAC considered the report and recommended that the proposals proceed to informal consultation and the results be reported back to HAC to consider the responses.

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

1 Background

- 1.1 Requests have been received from a Ward Councillor, Residents and an Officer, to implement controlled parking in Lowlands Gardens, to deter commuter parking.
- 1.2 This item was advanced onto Calendar Brief in October 2019, to implement controlled parking in the road, to deter commuter parking.
- 1.3 The proposals are to informally consult the residents of Lowlands Gardens and the residents of London Road, that were part of the same development, and that have access from Lowlands Gardens, with an informal questionnaire, to gauge the

Non-key Executive Decision

residential following for a possible residents parking scheme. A copy of the proposed questionnaire is appended to this report as **Appendix A**, and a plan of the proposed consultation addresses is appended to this report as **Appendix B**.

- 1.4 The results of the informal questionnaire will have to be reported back to the Highways Advisory Committee, so a further course of action can be agreed.
- 1.5 Following on from the recommendation at Highways Advisory Committee on 16th November 2021, this report is recommending to the Lead Member for Environment, in consultation with the Leader of the Council that residents of the properties in and that have access to Lowlands Gardens, be informally consulted on the proposal to introduce a residents parking scheme and that any responses received to the consultation be reported back to HAC, so a further course of action can be agreed.

OTHER OPTIONS CONSIDERED AND REJECTED

No other options are seen as viable as residents are enduring issues caused by increased pressure from parked vehicles from non-residents of the area and complaints have been made to local Ward Councillors regarding the parking problems.

PRE-DECISION CONSULTATION

The request to undertake an informal Consultation was made to members at HAC on 16th November 2021 and it was recommended the results of the informal consultation would be reported back to a future HAC to discuss further recommendations.

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

Name: Diane Bourne

Designation: Interim Schemes Manager

Signature:



Date: 17/11/2021

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 section 6 of Part 1 RTRA 1984. Schedule 1 of the RTRA 1984 lists those matters as to which Orders can be made under section 6. The Traffic Signs Regulations and General Directions 2016 govern road traffic signs and road markings.

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.

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

Non-key Executive Decision

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.

FINANCIAL IMPLICATIONS AND RISKS

The cost of implementation was estimated at £0.0020m this will be met by from the Scheme budget A26910.

This is a standard project for Highways Traffic and Parking 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 Capital budget.

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

The proposal can be delivered within the standard resourcing within Street Management, and has no specific impact on staffing/HR issues.

EQUALITIES AND SOCIAL INCLUSION IMPLICATIONS AND RISKS

The Council has a general duty under the Equality Act 2010 to ensure that its highway network is accessible to all users. Where infrastructure is provided or substantially upgraded, reasonable adjustments should be made to improve access. In considering the impacts and making improvements for people with protected characteristics (mainly, but not limited to disabled people, the young and older people), this will assist the Council in meeting its duty under the Act.

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.

Non-key Executive Decision

BACKGROUND PAPERS

NONE

APPENDICES

Appendix A - Proposed questionnaire



**Street Management
Schemes**
London Borough of Havering
Town Hall
Main Road
Romford
RM1 3BB

PARKING REVIEW QUESTIONNAIRE
Lowlands Gardens

Email: schemes@haverling.gov.uk

Name:

Address:

All responses received will provide the council with the appropriate information to determine whether we take a parking scheme forward to the design and formal consultation stage.

Only one signed and dated questionnaire per address will be considered. Please return to us by **XX November 2021**

1. In your view, is there currently a parking problem in **your** road to justify action being taken by the Council
- ☐ Yes
☐ No

If your answer is YES to the above question above, please proceed to the questions below:

2. Are you in favour of your road having a parking restriction placed upon it to limit long term non-residential parking?
- ☐ Yes
☐ No
3. If Yes - over what days of the week would you like any restrictions to operate?
- ☐ Mon-Fri
☐ Mon-Sat
☐ 7 Days a week
4. If Yes - over what hours of the day would you like any restrictions to operate?
- ☐ 8am to 6.30pm
☐ 8am to 8pm
5. If yes - what type of restriction would you prefer?
- ☐ Yellow Lines
☐ Residents Parking

For your information:

Non-key Executive Decision

Yellow lines would prevent residents from parking on the lines in the same way as they would non-residents.

Residents Parking scheme will permit residents and their visitor to park in the allocated areas, during the hours of restriction, with a valid permit for the zone.

Please turn over

Comments Section (please limit to 100 words)

DECLARATION

Should the Council on making inquiries reasonably consider that a response has been fabricated the questionnaire will be disregarded and the Council reserves the right to pursue appropriate legal action.

We therefore request upon receipt of this questionnaire, by post, that you complete your full name and address along with this declaration and return the form to the postal or email address found overleaf.

Name:.....

Address:.....

Signature:.....

Date:.....

Appendix B – consultation area



Lowlands Gardens consultation area



Scale: 1:500
Date: 08 June 2021

0 5 10 15 metres



London Borough of Havering
Town Hall, Main Road
Romford, RM1 3BD
Tel: 01708 434343

© Crown copyright and database rights 2021
Ordnance Survey 100024327

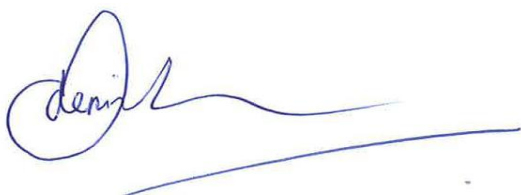
Part C – Record of decision

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

Details of decision maker

A handwritten signature in blue ink, appearing to read 'Dervish', followed by a long horizontal line.

Signed

Name: Councillor Dervish,

Cabinet Portfolio held: Cabinet Member for Environment

CMT Member title: Barry Francis – Director of Neighbourhoods

Head of Service title: Nicolina Cooper - Interim Assistant Director Public Realm

Other manager title:

Date: 23.11.21

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 _____

Non-key Executive Decision