

OUTCOME OF TRO PROCESS

PREPARED BY: Traffic Management Team, Highways and Traffic Group

TITLE OF REPORT:	Bath City Centre Security (York Street)
PROPOSAL:	Prevention of Vehicles from Restricted Streets between 1800 hours and 2200 hours
SCHEME REF No:	21-
REPORT AUTHOR:	Steve Froggatt

1. **DELEGATION**

The delegation to be exercised in this report is contained within **Section 4** of the Constitution under the **Delegation of Functions to Officers**, as follows:

Section A	The Chief Executive, Strategic Directors, Divisional Directors and Heads of Service have delegated power to take any decision falling within their area of responsibility....”
Section B	Without prejudice to the generality of this, Officers are authorised to: serve any notices and make, amend or revoke any orders falling within his/her area of responsibility.
Section D9	An Officer to whom a power, duty or function is delegated may nominate or authorise another Officer to exercise that power, duty or function, provided that Officer reports to or is responsible to the delegator.

For the purpose of this report, the Director of Place Management holds the delegated power to make, amend or revoke any Orders.

2. **LEGAL AUTHORITY**

This proposal is made in accordance with the Road Traffic Regulation Act 1984, which under Section 1 provides, generally, for Orders to be made for the following reasons, and in the case of this report specifically for the reason(s) shown below:

(a)	for avoiding danger to persons or other traffic using the road or any other road or for preventing the likelihood of any such danger arising, or	X
(b)	for preventing damage to the road or to any building on or near the road, or	
(c)	for facilitating the passage on the road or any other road of any class of traffic (including pedestrians), or	
(d)	for preventing the use of the road by vehicular traffic of a kind which, or its use by vehicular traffic in a manner which, is unsuitable having regard to the existing character of the road or adjoining property,	
(e)	(without prejudice to the generality of paragraph (d) above) for preserving the character of the road in a case where it is specially suitable for use by persons on horseback or on foot, or	

(f)	for preserving or improving the amenities of the area through which the road runs, or	X
(g)	for any of the purposes specified in paragraphs (a) to (c) of subsection (1) of section 87 of the Environment Act 1995 (air quality)	

3. **PROPOSAL**

To implement access restrictions and parking/waiting restrictions in the streets identified above, as part of the Bath City Centre Security proposals outlined within Cabinet Report E3278 and approved on 20 July 2021.

4. **BACKGROUND**

4.1 The National Counter-Terrorism Security Office (NaCTSO) Counter-Terrorism Security Survey on Bath City Centre in September 2016; identified locations in Bath as a 'Crowded Place'; with particular focus on the areas around Bath Abbey and the Roman Baths, including York Street. As a result of this a separate Anti-Terrorism Traffic Regulation Order (AATRO) has been advertised for York Street during the period 1000 hours to 1800 hours.

4.2 This TRO between 1800 hours and 2200 hours on York Street reflects its proximity to the Roman Baths and the need to support the increased footfall from Terrace Walk through York Street to the new Clore Learning Centre and World Heritage Centre. The Roman Baths, Clore Learning Centre and World Heritage Centre will, at times, be open late into the evening.

4.3 York Street leads to the Roman Baths and with the opening of the new Clore Learning Centre, and coach drops offs in Terrace Walk, footfall in this area will be high. The Roman Baths opens until 2200 hours during the summer and late at Easter, with regular evening private functions throughout the year. The Clore Learning Centre is due to open until later into the evening on selected evenings, hosting special events including those for children and adults with 'hidden' disabilities, ie autism or dementia. Due to footfall remaining high to one of identified crowded places, in and around the Roman Baths and the associated security risk, it is recommended York Street remains closed until 2200 hours.

4.4 Since York Street is not a through route for motor traffic and there is no turning area, any motor vehicle that enters either has to reverse back out into Terrace Walk or small cars can attempt to turn around, which requires several forward and reverse manoeuvres, in order to get back out. This will create a public safety issue and increase the risk of harm. Due to this and the increased footfall in the road from the Clore Learning Centre, it will not be possible to allow blue badge holders or residents to park here.

5 **SOURCE OF FINANCE**

5.1 The delivery of the Bath City Centre Security scheme, including accessibility works (drop kerbs, additional disabled and loading bays, parklets and work

to footway routes), is supported by capital finance (project reference TCY0013).

- 5.2 Additional resource within the Emergency Planning Team to operate the security measures, together with costs for maintaining the Hostile Vehicle Mitigation (HVM) equipment and associated communications equipment is supported by revenue funding.
- 5.3 Revenue funding will also support any interim security measures necessary prior to the implementation of the permanent HVM scheme. This will include the provision of temporary security gates or similar, with Marshall's to operate.

6. INFORMAL CONSULTATION REQUIREMENT

Informal consultation was carried out with the Chief Constable, Ward Members and the Cabinet Members for Transport.

The responses to the informal consultation can be found in the Bath City Centre Security proposals outlined in the Cabinet Report E3278 and approved on 20 July 2021.

7. OBJECTIONS / COMMENTS RECEIVED (following the public advertisement of the proposal(s))

- 7.1 The objections/ comments received have been summarised and technical responses provided in the "Bath City Centre Security Objections Report" dated 8 December 2021.
- 7.2 General objections/ comments received regarding the City Centre Security proposals, together with corresponding officer responses are set out in Section 7 of the Bath City Centre Security Objections report.
- 7.3 Specific comments relating to York Street (Prevention of Vehicles from Restricted Streets between 1800 hours and 2200 hours) are set out in paragraphs 7.18 and 7.19 of the Bath City Centre Security Objections Report.
- 7.4 A withdrawn objection that related to York Street is set out in paragraph 7.45 of the Bath City Centre Security Objections report.
- 7.5 A respondent made an objection on the grounds that they would be precluded from loading/unloading for their business because of the York Street Traffic Regulation Order. Despite Officers working with the respondent to find a resolution, this has not been possible and therefore a Public inquiry will now be necessary for the Traffic Regulation Order for anti-terrorism purposes between 10am-6pm on York Street and the Traffic Regulation Order for safety reasons between 6-10pm on York Street (these forming one order); as set out in paragraphs 7.55 to 7.57 of the Bath City Centre Security Objections report.

8. RECOMMENDATION

That the Traffic Regulation Order is referred to a public inquiry.



Signature:

Date: 7th December 2021

Paul Garrod
Traffic Management & Network Manager

9. DECISION

As the Officer holding the above delegation, I have decided that the objections / comments be:

a)	not acceded to and the Order as advertised be sealed.	
b)	acceded to in full and the proposal(s) withdrawn.	
c)	acceded to in part and the following adjustments, being of minor significance; be included in the Order to be sealed. <i>specify minor amendment to Order here:</i>	
d)	referred to a public inquiry	X

In taking this decision, I confirm that due regard has been given to the Council's public sector equality duty, which requires it to consider and think about how its policies or decisions may affect people who are protected under the Equality Act.



Signature:

Date 08/12/21

Chris Major
Director for Place Management