

OFFICER DECISION REPORT - TRAFFIC REGULATION ORDER (TRO)

3

APPROVAL TO PROGRESS TRO

PREPARED BY: Traffic Management Team, Highways and Transport Group

TITLE OF REPORT:	Parking Consolidation Orders
PROPOSAL:	Consolidation
SCHEME REF No:	22-020
REPORT AUTHOR:	Kris Gardom

1. DELEGATION

The delegation to be exercised in this report is contained within **Part 3, 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 purposes 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	X
(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	
(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 consolidate the numerous variations of the area parking restriction parent Orders created in 2014 / 2015. The purpose of this consolidation is the combining of these variations into 7 more coherent new parent Orders for transparency.

4. **BACKGROUND**

In 2014 / 2015 Bath & North East Somerset Council moved from written schedule Orders to a map based schedule system for all parking restriction Traffic Orders. The parent Orders created in 2014 / 2015 have been varied numerous times over the years as new restrictions were introduced around Bath & North East Somerset. The purpose of this consolidation is the combining of these variations into 7 more coherent new parent Orders for transparency.

5. **SOURCE OF FINANCE**

This proposal is being funded by the capital Parking budget, project code TC8302.

6. **INFORMAL CONSULTATION REQUIREMENT**

This consolidation does not require informal consultation with the Ward Members and the Cabinet Members for Transport as no changes will be made to any parking restrictions on-site as part of this process. The chief officer of police has been informed of this consolidation and has been asked to comment if they have any concerns to raise.

7. **RECOMMENDATION**

I recommend that the public advertisement of the Notice of Making and 7 draft consolidation Orders should progress.

Paul Garrod
Traffic Management & Network Manager

Date: 1st August 2022

8. **DECISION**

As the Head of Highways, Parking and Passenger Transport for Bath & North East Somerset Council, I approve the advertisement of the Notice of Making for the 7 consolidation orders.

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.



Gary Peacock
Head of Highways, Parking and Passsenger Transport

Date:02/08/2022