

OFFICER DECISION REPORT - TRAFFIC REGULATION ORDER (TRO)

3

APPROVAL TO PUBLICLY ADVERTISE THE TRO

PREPARED BY: Traffic Management Team, Highways and Traffic Group

TITLE OF REPORT: Southlands, Bath

PROPOSAL: Prohibition of motor vehicles and Prohibition of Parking at Any Time

SCHEME REF No: 25-059

REPORT AUTHOR: Traffic Management Team / KG

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 and the Head of Highways Delivery 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,	X

(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 introduce a permanent modal filter in Southlands, Weston, as shown on the attached plan (Appendix 1).

4. **REASON**

Please refer to the Statement of Reasons.

The Council has had in mind and discharged the duty (as set out in section 122(1) of the Road Traffic Regulation Act 1984) to secure the expeditious, convenient and safe movement of vehicular and other traffic (including pedestrians) so far as practicable. It has also had regard to the factors which point in favour of imposing a permanent modal filter and amending the existing double yellow line parking restrictions accordingly. It has balanced the various considerations and concluded that it is appropriate to promote these restrictions. The Council has also considered and discharged its network management duty under section 16 of the Traffic Management Act 2004. It has concluded that the proposed permanent modal filter and amendment to the existing parking restrictions are consistent with that duty, having regard to its other policies and objectives.

5. **IMPACT ON EQUALITIES**

An Equality Impact Assessment has been undertaken in relation to the point restriction for prohibiting motor vehicles and amending the current No Parking At Any Time restrictions which is available upon request. The Council has had due regard to the needs set out in section 149(1) of the Equality Act 2010. It considers that the proposed Order is consistent with the section 149 public sector equality duty, which it has discharged.

6. **IMPACT ON HUMAN RIGHTS**

The proposals are considered to have a minimal impact on human rights (such as the right to respect for private and family life and the right to peaceful enjoyment of property). However, the Council is entitled to affect these rights where it is in accordance with the law, necessary (in the interests of public safety or economic well-being, to prevent disorder and crime, to protect health, or to protect the rights and freedoms of others), in pursuit of a legitimate aim and proportionate to do so. The proposal(s) within this report are considered to be in accordance with the law, necessary, in pursuit of a legitimate aim and proportionate.

7. **SOURCE OF FINANCE**

This proposal is being funded by project code TLN00063.

8. CONSULTATION REQUIREMENT

The proposal requires consultation with the Chief Constable, Emergency Services, Road Haulage Association, Freight Transport Association (Logistics UK), Parking Services, Waste Services, Ward Members and the Cabinet Member for Sustainable Transport Delivery.

9. INFORMAL CONSULTATION FEEDBACK

Chief Constable

Thank you for your email and attachments regarding the revisions to the Prohibition of Parking / Prohibition of Motor Vehicles which form the Liveable Neighbourhoods scheme on Southlands, Weston, Bath, as shown on the attached plan.

It is understood from the Statement of Reasons that *“Proposal - To introduce a permanent modal filter in Southlands, Weston, as shown on the attached plan (Appendix 1).”*

Regarding the amendment to existing parking restrictions - enforcement of waiting restrictions within the Bath and North East Somerset Council area rests with Bath and North East Somerset Council Parking Services.

Consideration regarding the potential displacement of existing parking, and the enforcement needs of these restrictions should be of importance.

The proposals should meet the aspirations behind their introduction.

With regard to the amendments to the physical measures introduced to create the modal filter, it is understood that the planters which were previously in place are to be replaced with bollards and signing, creating a shorter area of filter. As previously and in line with the use of modal filters elsewhere within B&NES and across the Force area, it is requested that the modal filter be permeable to Emergency Service Vehicles by means of a key code or otherwise demountable bollard.

It is not possible to dedicate an enforcement presence to such a restriction. The signage and any other physical measures introduced to enforce / heighten motorist awareness of the scheme is therefore of importance. Any enforcement will be targeted, and intelligence led.

Emergency Services

No comment.

Road Haulage Association

No comment.

Freight Transport Association

No comment.

Parking Services

No comment.

Waste Services

No comment.

Ward Members

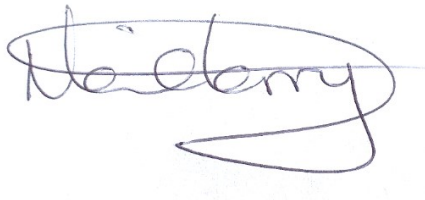
No comment.

Cabinet Member for Sustainable Transport Delivery:

No comment.

10. RECOMMENDATION

As no significant objections and/or comments have been received following the preliminary consultation described above, the public advertisement of the Traffic Regulation Order should progress.



Neil Terry
Traffic Management & Network Manager

Date: 21/10/2025

11. DECISION

As the officer holding the above delegation, I approve the progression of this Traffic Regulation Order.



Chris Major
Director for Place Management

Date: 22/10/2025

[illegible]