

**RECORD OF DECISION TAKEN
UNDER DELEGATED AUTHORITY**

All requests for action to be taken in accordance with established delegated authority must be accompanied by an appropriate report setting out all relevant considerations, in particular legal and financial considerations, and with a clear recommendation[s] for action, in order for an appropriate decision to be taken in accordance with the provisions of current legislation.

Log No.

Title of Report: Report of Statutory Notification for the proposed introduction of a 'Stop and Shop' scheme in Philip Lane, N15.

Reason for relevant paragraph for authority under scheme of delegation

To seek approval to proceed with the recommendations as set out in section 10.0 of this report.

Decision of Head of Sustainable Transport

I approve the recommendations set out in the attached report.

Signature

Joan Hancock

Date

10.11.10.

1.0 Purpose

- 1.1 To report the feedback of statutory notification carried out in July / September 2010 for the proposed introduction of a 'Stop and Shop' scheme in Philip Lane, N15.
- 1.2 To seek approval to proceed with the recommendations as set out in section 10.0 of this report.

2.0 Background

- 2.1 As part of our 2010 / 2011 programme of works, Philip Lane was identified as an area in the borough for introduction of short-stay parking for the benefit for both shoppers and businesses.
- 2.2 Prior to the statutory notification process, a 'door-to-door' survey was conducted to establish traders' opinions on the proposed 'Stop and Shop' scheme. Please see **Appendix I** for the feedback received.
- 2.3 From the feedback received from the 'door-to-door' survey, **11** businesses were spoken to in total. Of these, **7** businesses were in support, **3** businesses were opposed and **1** business did not want to comment due to the owner not being present.

3.0 Proposals

- 3.1 Please see **Appendix II** for a copy of the statutory notification document outlining the scheme proposals.

4.0 Statutory Notification

- 4.1 Statutory notification is the legal part of the process required before parking controls can be implemented. In summary, before making an order to implement parking alterations, the Council must notify the public of its intentions in the London Gazette, local press and on site in visible locations where the measures are proposed.
- 4.2 Approximately 70 statutory notification documents consisting of background information, location plan and a translation sheet were delivered, by hand, to all properties where parking alterations were proposed. All documents were distributed on the 29 July 2010. At the same time Street Notices were erected at visible locations within the area of proposals.
- 4.3 The statutory notification period commenced on the 29 July 2010 and the closing date for responses was 09 September 2010. See **Appendix II** for a copy of the statutory notification document.

- 4.4 It should be noted that statutory notification was open to any interested party wishing to make comment on the council's intentions either in writing or alternatively by email. The address to submit these representations to was supplied in the statutory notification leaflet and the notice of intention published in the press.
- 4.5 During the statutory notification period a second 'door-to-door' survey was conducted on 05 August 2010 to re-determine the level of support for the scheme and to encourage the businesses to respond to the statutory notification document distributed. Please see **Appendix III** for a copy of the information received.
- 4.6 From the second 'door-to-door' survey conducted, **15** businesses in total were again spoken to. Of these, **4** businesses were in support, **4** businesses were opposed, **1** business was neither in support nor opposed and **6** businesses would not comment due to owners not being present.

5.0 Statutory Notification Feedback

- 5.1 During the statutory notification period we received **3** representations for the proposals except for the 'door-to-door' surveys conducted. Of these, **1** business was in support and **2** businesses were opposed to the proposals.
- 5.2 From the feedback received from the second 'door-to-door' survey conducted during the statutory notification period, many of the owners of the businesses were on holiday. We were told they would respond on their return, however this did not happen.
- 5.3 From the feedback received overall it would appear that one side of Philip Lane was more in support than the other side.

VIEWS FROM STATUTORY BODIES

- 5.4 **Statutory Bodies / Organisations:** As part of the Statutory Consultation period the views of the following bodies were sought: AA, London Transport, Police (local), Fire Brigade, London Ambulance Service, Freight Transport Association, Road Haulage Association, RAC, Metropolitan Police (traffic), Haringey Cycling Campaign and Haringey Accord. None of the parties listed made any representations during the statutory notification period.

5.0 Chief Financial Officer Comments

The costs of implementing this scheme can be met from existing Parking Plan capital budgets. There will be no detrimental impact on Parking revenue income due to the introduction of these measures

6.0 Service Finance Comments

The cost of the scheme is £4,000 and the funding is within pay and display capital allocation of Parking Plan budget. The expected payback period is 1 year and 3 months.

7.0 Comment of the Head of Legal Services

A traffic management order can be made in relation to parking. Prior to a traffic management order being made, consultation is required pursuant to the Local Authority Traffic Orders (Procedures) (England and Wales) Regulations 1996 ("the 1996 Regulations"). Section 7 of the 1996 Regulations sets out the requirements for public notification of a proposed order, and this section has been complied with as detailed at paragraph 4.0 of this report. The 1996 Regulations require the Council to consider all objections duly made and not withdrawn prior to making the order.

When making a decision whether to proceed with a traffic management order under the Road Traffic Regulation Act 1984, pursuant to section 122 of that act it is the duty of the Council 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. The Council should have regard to the desirability of securing and maintaining reasonable access to premises and the effect on the amenities of any locality affected and any other matters appearing to the Council to be relevant.

8.0 Equal Opportunities

- 8.1 The notification documents were distributed to all households/ businesses within an agreed area surrounding the proposals.
- 8.2 The notification document included a section offering translation into minority languages.
- 8.3 During statutory consultation any interested party is permitted to make representation regardless of where they live or work.

9.0 Description of the proposals.

- 9.1 We plan to improve short-stay parking availability for the benefit of both shoppers and businesses by means of the following measures:
 - Introducing a 'Stop and Shop' scheme in Philip Lane with pay and display parking bays offering 2 hours parking Monday to Saturday from 8.00am to 6.30pm. Outside of these hours parking will not be restricted.

- Installing double yellow lines at the junction of Philip Lane and Clonmell road to ensure no waiting at any time. Both these and the existing double yellow lines at the junction of Philip Lane with Summerhill Road will have loading restrictions to ensure that neither junction is obstructed by vehicles.
- Relocating one loading bay from Philip Lane into Summerhill Road. This will enable extra pay and display parking bays to be provided.

10.0 Recommendations

- 10.1 Note the feedback of the Statutory Notification process and consider the representations submitted in response to the notification.
- 10.2 Approve the introduction of the parking restrictions as proposed and outlined in section 9.0.
- 10.3 Introduce the 'Stop and Shop' scheme at the lower tariff of £1.00 / hr due to opinions changing following statutory notification of the scheme using the medium tariff of £1.40 / hr.
- 10.4 Approve that the residents and businesses be informed of the Council's decision.
- 10.5 Approve that for Traffic Management Order to be made under section 6, 45, 46 and 124 and schedules 1 and 9 of the RTRA 1984 for the proposals as outlined.

APPENDIX I

Feedback received from door-to-door survey prior to Statutory Notification.

APPENDIX II
Statutory Notification documents

APPENDIX III
Feedback received from second door-to-door survey during Statutory Notification.