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**Report To:** Environment & Regeneration Committee    **Date:** 25 October 2018

**Report By:** Corporate Director Environment, Regeneration & Resources    **Report No:** LP/0108/18

**Contact Officer:** Caroline Ross    **Contact No:** 01475 712115

**Subject:** Proposed Traffic Regulation Order – Disabled Persons’ Parking Place (On Street) Order No. 2a 2018

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### 1.0 PURPOSE

- 1.1 Local Authorities are empowered to make Orders under the Road Traffic Regulation Act 1984 as amended and, under the Council’s Scheme of Administration, the Head of Environmental and Public Protection is responsible for the making, implementation and review of Traffic Management Orders and Traffic Regulation Orders.
- 1.2 The purpose of this report is to inform the Committee of the outcome of the consultation procedure undertaken for the Traffic Regulation Order (TRO) associated with a disabled person’s parking space entitled The Inverclyde Council Disabled Person’s Parking Place (On Street) Order No. 2A 2018. The report also seeks a decision on whether the Committee will hear the objections relating to the TRO themselves or appoint an independent Reporter.
- 1.3 The timescales and process associated with hearing these objections are set out in legislation and in order for the TRO to be heard by the Inverclyde Council on 29 November, 2018 and minimise delay to the introduction of the TRO, the Council has to commence this process at the earliest opportunity.

Appendix 1

### 2.0 SUMMARY

- 2.1 The Inverclyde Council Disabled Person’s Parking Place (On Street) Order No. 2A 2018 was advertised for public consultation on 10 August, 2018 with a closing date for objections of 31 August, 2018. During this time 3 objections were received.
- 2.2 As the objections were maintained after Officers corresponded with the objectors, these must now be heard. The objections can be heard at a public hearing either before a special meeting of the Environment and Regeneration Committee or by an independent Reporter.

### 3.0 RECOMMENDATION

- 3.1 It is recommended that the Committee:
- a) notes the requirement to hold a public hearing to consider the maintained objections, and decides either to hear these before a special meeting of the Environment and Regeneration Committee or by an independent Reporter, remitting it to the Head of Environmental and Public Protection and the Head of Legal and Property Services to make the necessary arrangements for the public hearing; and

- b) notes that, if the Committee decides to appoint an independent Reporter, the cost associated with this is approximately £10,000 which would come from the Decriminalised Parking Enforcement Revenue Budget.

**Gerard Malone**  
**Head of Legal & Property Services**

#### 4.0 BACKGROUND

- 4.1 The Inverclyde Council Disabled Person's Parking Place (On Street) Order No. 2A 2018 was promoted and was issued for public consultation on 10 August 2018 with responses invited by 31 August 2018.
- 4.2 During the public consultation, 3 objections were received. Officers wrote to the 3 objectors and the objectors maintained their objections.

#### 5.0 IMPLICATIONS

##### Finance

- 5.1 One off Costs

Cost Centre	Budget Heading	Budget Years	Proposed Spend this Report	Virement From	Other Comments
02506	Parking Strategy Revenue	18/19	£10,000		Independent Hearing

##### Legal

- 5.2 There are no legal implications arising from this report.

##### Human Resources

- 5.3 There are no HR implications arising from this report.

##### Equalities

- 5.4 There are no equality issues arising from this report.

##### Repopulation

- 5.5 There are no repopulation implications arising from this report.

#### 6.0 CONSULTATIONS

- 6.1 The Head of Legal & Property Services and the Chief Financial Officer have been consulted on this report.

#### 7.0 LIST OF BACKGROUND PAPERS

- 7.1 None