

**Report To:** ENVIRONMENT & REGENERATION COMMITTEE      **Date:** 17 January 2019

**Report By:** CORPORATE DIRECTOR, ENVIRONMENT, REGENERATION & RESOURCES      **Report No:** ERC/ENV/MM/17.348

**Contact Officer:** MARTIN MCNAB      **Contact No:** 01475 717171

**Subject:** PROPOSED TRAFFIC REGULATION ORDER –  
THE INVERCLYDE COUNCIL (VARIOUS ROADS) (GOUROCK,  
INVERKIP & WEMYSS BAY) (WAITING RESTRICTIONS)  
(VARIATION NO. 6) ORDER 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 above Traffic Regulation Order (TRO) associated with various requests for waiting restrictions in Gourock entitled The Inverclyde Council (Various Roads) (Gourock, Inverkip & Wemyss Bay) (Waiting Restrictions) (Variation No. 6) Order 2018. The report also seeks a decision whether the Committee will hear the objections relating to the TRO themselves or appoint an independent Reporter. Appendix 1

## 2.0 SUMMARY

- 2.1 Since the implementation of The Inverclyde Council (Various Roads) (Gourock, Inverkip & Wemyss Bay) (Waiting Restrictions) (Variation No. 3) Order 2016 a number of requests for waiting and loading have been received and collated to ensure that any subsequent variation TRO included as many requests as possible.
- 2.2 This TRO was advertised for public consultation on 5 November 2018 with a closing date for objections to be received by 26 November 2018. During that time 2 objections to the proposed Order were received.
- 2.3 As the objections have both been maintained following Officers' correspondence with the objectors, these must now be heard. The objections can be heard at a public hearing considered 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 Committee:

- a. note 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 and remits the Head of Environmental and Public Protection and the Head of Legal and Property Services to make the necessary arrangements for the public hearing.
- b. note, 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.

**Martin McNab**  
**Head of Environmental & Public Protection**

## 4.0 BACKGROUND

- 4.1 Since the promotion of The Inverclyde Council (Various Roads) (Gourock, Inverkip & Wemyss Bay) (Waiting Restrictions) (Variation No. 3) Order 2016 a number of requests for waiting and loading have been received and collated to ensure that any subsequent variation TRO included as many requests as possible.
- 4.2 This TRO was issued for public consultation on 5 November 2018 with objections invited by 26 November 2018.
- 4.3 During the public consultation 2 objections were received. Officers wrote to the 2 objectors and both objectors have 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
Decriminalised parking	Traffic signs	19/20	£1,000	N/A	Contained within overall Decriminalised Parking budget
Decriminalised parking	Other admin costs	19/20	£10,000	N/A	If Committee approve appointment of independent reporter, costs will be contained within overall DPE budget

### 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 and Property Services and the Chief Financial Officer have been consulted on this report.

## **7.0 LIST OF BACKGROUND PAPERS**

7.1 None

**THE INVERCLYDE COUNCIL**  
**(VARIOUS ROADS) (GOUROCK, INVERKIP &**  
**WEMYSS BAY) (WAITING RESTRICTIONS)**  
**(VARIATION NO. 6) ORDER 2018**

**TRAFFIC REGULATION ORDER**

**THE INVERCLYDE COUNCIL  
(VARIOUS ROADS) (GOUROCK, INVERKIP & WEMYSS BAY)  
(WAITING RESTRICTIONS) (VARIATION NO. 6) ORDER 2018**

We, The Inverclyde Council in exercise of the powers conferred on us by Sections 1(1), 2(1) to (3), 4(2), 32(1), 35(1), 45, 53, 101 and 102 of the Road Traffic Regulation Act 1984 (as amended) (“the Act”) and of Part IV of Schedule 9 to the Act and of all other enabling powers and after consulting the Chief Constable of the Police Service of Scotland (Seirbheis Phoilis na h-Alba) in accordance with Part III of Schedule 9 to the Act hereby make the following Order:

**1.0 Commencement and citation**

1.1 This Order shall come into operation on the \*\* day of \*\*, Two Thousand and \*\* and may be cited as “The Inverclyde Council (Various Roads) (Gourock, Inverkip & Wemyss Bay) (Waiting Restrictions) (Variation No. 6) Order 2018”.

**2.0 Interpretation**

2.1 Except where otherwise stated, any reference in this Order to a numbered Article or Schedule is a reference to the Article or Schedule bearing that number in this Order.

2.2 Any reference in this Order to any enactment shall be construed as a reference to that enactment as amended, modified, re-enacted, replaced or supplemented by any subsequent enactment.

2.3 The prohibitions and restrictions imposed by this Order shall be in addition to and not in derogation from any restriction or requirement imposed by any regulation made or having effect as if made under the Act or by or under any other enactment provided that where a prohibition or restriction which is imposed, varied or revoked by this Order is in conflict with a prohibition or restriction imposed by a previous Order, then the provision of this Order shall prevail.

2.4 The On-Street Plans forming Schedule 1 to this Order and titled “The Inverclyde Council (Various Roads) (Gourock, Inverkip & Wemyss Bay) (Waiting Restrictions) (Variation No. 6) Order 2018 On-Street Plans” are hereby incorporated into “The Inverclyde Council (Various Roads) (Gourock, Inverkip & Wemyss Bay) (Waiting Restrictions) Order 2013” and recorded in “The Inverclyde Council (Various Roads) (Gourock, Inverkip & Wemyss Bay) (Waiting Restrictions) Order 2013 Plan Index”.

2.5 The Plan Index forms Schedule 2.

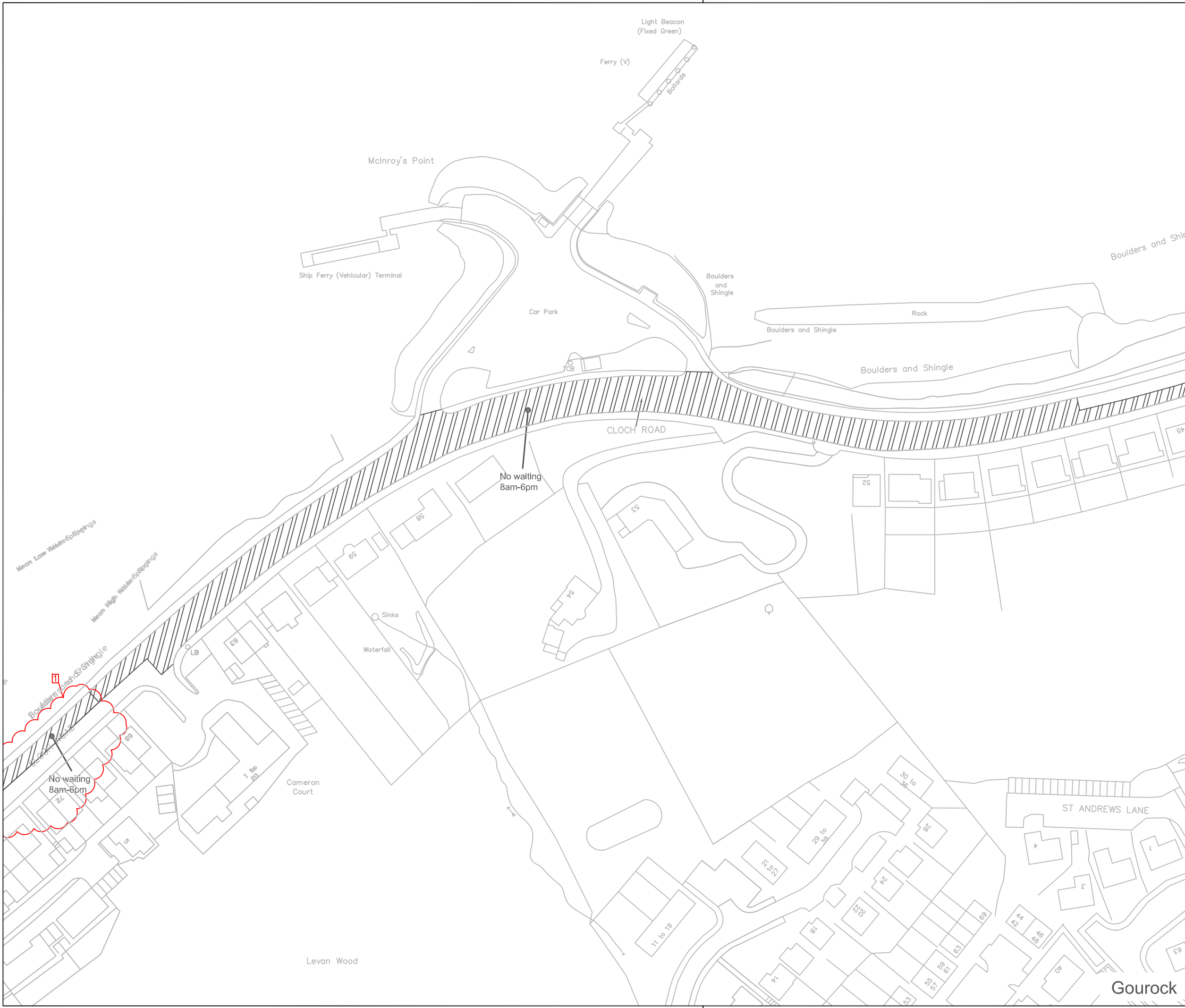
2.6 The Interpretation Act 1978 (as amended) shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.

*This Order and the two Schedules annexed hereto are sealed with the Common Seal of The Inverclyde Council and subscribed for them and on their behalf by ##.*

**SCHEDULE 1**

**The Inverclyde Council (Various Roads) (Gourock, Inverkip & Wemyss Bay) (Waiting Restrictions)  
(Variation No. 6) Order 2018 On-Street Plans**

DO NOT SCALE



**Key**

- No waiting at any time
- No loading at any time
- No waiting at times shown
- No loading at times shown
- No waiting except taxis
- Limited waiting (see below for types of limited waiting referred to on these drawings)
- Disabled person's parking place (subject to restrictions shown)
- No waiting at times shown and Limited waiting (see below for types of limited waiting referred to on these drawings)
- Loading bay at times shown and Limited waiting (see below for types of limited waiting referred to on these drawings)
- Electric Vehicle Parking Space
- Parking Disc Area

**Limited Waiting**  
 Type A: Mon-Fri, 8am-6pm, 30mins, No return within 30mins  
 Type C: Mon-Sat 8am-6pm, 30mins, No return within 1 hour  
 Type F: Mon-Sat 8am to 6pm, 1 hour, No return within 30 mins  
 Type J: Mon-Sat 8am to 6pm, 1 hour, No return within 1 hour  
 Type L: Mon-Sat 11am to 6pm, 1 hour, No return within 1 hour  
 Type M: Mon-Sat 8am to 6pm, 3 hours, No return within 1 hour

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Stat	Purpose of Issue	Date	Auth

Rev	Description	By	Date	Chk'd	Auth
1	EXTEND NW 8AM-6PM ON CLOCH RD	EP	JAN '18	EP	GL

**INVERCLYDE COUNCIL**  
 Vehicle Maintenance Facility  
 8 Pottery Street  
 Greenock  
 PA15 2UH  
 Tel: 01475 717171  
 Email: roads@inverclyde.gov.uk  
 www.inverclyde.gov.uk



THE INVERCLYDE COUNCIL (VARIOUS ROADS)  
 (GOUROCK, INVERKIP & WEMYSS BAY)  
 (WAITING RESTRICTIONS) (VARIATION 6)  
 ORDER 2018

EFFECTIVE DATE:

Sheet Size	Original Scale	Designed/Drawn	Checked	Authorised
A3	1:1250	MJH	MJH	MR
Status	Drawing Number	Date	Date	Date
P	TR/TRO/C133-001	FEB '13	FEB '13	FEB '13



DO NOT SCALE



**Key**

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- No waiting at any time
- No waiting at times shown
- No waiting at times shown
- No waiting at times shown
- No waiting except taxis
- Limited waiting (see below for types of limited waiting referred to on these drawings)
- Disabled person's parking place (subject to restrictions shown)
- No waiting at times shown and Limited waiting (see below for types of limited waiting referred to on these drawings)
- Loading bay at times shown and Limited waiting (see below for types of limited waiting referred to on these drawings)
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Seal

Stat	Purpose of Issue	Date	Auth		
-	NO WAITING 8AM-6PM CLOCH RD	EP JAN '18	EP GL		
-	NWAAT CLOCH RD/ FARM RD	EP JAN '18	EP GL		
Rev	Description	By	Date	Chk'd	Auth

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EFFECTIVE DATE:

Sheet Size	Original Scale	Designed/Drawn	Checked	Authorised
A3	1:1250	EP	EP	GL
Status	Drawing Number	Date	Date	Date
P	TR/TRO/C133-018	JAN '18	JAN '18	JAN '18
Rev				

**SCHEDULE 2**

**SCHEDULE 3**

**THE INVERCLYDE COUNCIL (VARIOUS ROADS) (GOUROCK, INVERKIP & WEMYSS BAY) (WAITING RESTRICTIONS) ORDER 2013**  
**PLAN INDEX**

Plan Reference	Effective date of original plan	Effective date of Plan Revision										
		1	2	3	4	5	6	7	8	9	10	11
TR/TRO/C133-001	06/10/2014	#####										
TR/TRO/C133-002	06/10/2014											
TR/TRO/C133-003	06/10/2014	12/11/2018										
TR/TRO/C133-004	06/10/2014											
TR/TRO/C133-005	06/10/2014	04/04/2016	12/11/2018									
TR/TRO/C133-006	06/10/2014	04/04/2016	14/11/2016	12/11/2018								
TR/TRO/C133-007	06/10/2014	04/04/2016										
TR/TRO/C133-008	06/10/2014	04/04/2016	12/11/2018									
TR/TRO/C133-009	06/10/2014	04/04/2016	12/11/2018									
TR/TRO/C133-010	06/10/2014	12/11/2018										
TR/TRO/C133-011	06/10/2014											
TR/TRO/C133-012	04/04/2016	12/11/2018										
TR/TRO/C133-013	04/04/2016	14/11/2016	12/11/2018									
TR/TRO/C133-014	04/04/2016	12/11/2018										
TR/TRO/C133-015	04/04/2016											
TR/TRO/C133-016	04/04/2016	12/11/2018										
TR/TRO/C133-017	12/11/2018											
TR/TRO/C133-018	#####											