



Report To: Environment & Regeneration Date: 14 January 2021

Committee

Report By: Corporate Director Environment, Report No: LP/003/21

**Regeneration and Resources** 

Contact Officer: Emma Peacock Contact No: 01475 712115

Subject: Proposed Traffic Regulation Order - The Inverclyde Council (Various

Roads) (Outer Greenock) (Waiting Restrictions) (Variation No. 11)

**Order 2020** 

#### 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 Delegation the Head of Roads & Environmental Shared Services 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) entitled The Inverclyde Council (Various Roads) (Outer Greenock) (Waiting Restrictions) (Variation No. 11) Order 2020 where there is 1 maintained objection. The report also seeks a decision whether Committee will hear the objection relating to the TRO themselves or appoint an independent Reporter.

#### 2.0 SUMMARY

- 2.1 The Inverclyde Council introduced Decriminalised Parking Enforcement throughout Inverclyde in 2014. Since that time numerous requests have been received to introduce waiting and loading restrictions at various locations in Greenock. The proposed TRO promotes various restrictions to address some of these requests.
- 2.2 The Inverclyde Council (Various Roads) (Outer Greenock) (Waiting Restrictions) Order 2013, as amended, is in force in Outer Greenock.

#### 2.3 The proposed TRO will:-

- (i) Introduce a "No waiting at any time" restriction on parts of Old Inverkip Road, Lewis Road, South Street, Finnart Street, Campbell Street, Robertson Street, Finnart Road, Roxburgh Avenue, Ann Street, Mearns Street, Trafalgar Street, Dempster Street, Wellington Street, Knowe Road, MacKenzie Street and Pottery Street, all in Greenock; and
- (ii) Introduce a "No waiting at any time, no loading at any time" restriction on parts of Auchmead Road, Norfolk Road, Gateside Avenue, Dunlop Street, Baker Street, Regent Street, Dellingburn Street, Drumfrochar Road, Merino Road, Papermill Road, Glen Kinglas Road, Ingleston Street and Orchard Street, all in Greenock.
- 2.4 As a result of the consultation there is 1 maintained objection to the TRO.

#### 3.0 RECOMMENDATIONS

- 3.1 It is recommended that the Committee:
  - a. Notes the requirement to hold a public hearing to consider the maintained objection, and decides either to hear this before a special meeting of this Committee or by an independent Reporter and remits it to the Head of Roads & Environmental Shared Services and the Head of Legal and Property Services to make the necessary arrangements for the public hearing.
  - b. Notes, 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 and Property Services** 

#### 4.0 BACKGROUND

- 4.1 The proposed TRO was issued for public consultation on 08 September 2020 with responses invited by 01 October 2020. The documents published as part of this consultation contained errors in the description of the restrictions. These errors were corrected and a second public consultation was carried out for this proposed TRO with amended documents. The proposed TRO was issued for a second public consultation on 06 October 2020 with responses invited by 30 October 2020.
- 4.2 During the period of both public consultations, 1 objection was received. Officers wrote to the objector and the objector did not respond therefore their objection is considered to be maintained.

#### 5.0 IMPLICATIONS

#### **Finance**

5.1 Financial Implications:

One off Costs all contained within the RAMP capital budget.

Cost Centre	Budget Heading	Budget Years	Proposed Spend this Report	Virement From	Other Comments
Capital	RAMP	21/22	£10,000		New signs and lines

#### Legal

5.2 There are no legal implications arising from this report.

#### **Human Resources**

5.3 There are no Human Resources implications associated with the proposal.

# **Equalities**

#### 5.4 Equalities

Has an Equality Impact Assessment been carried out?

YES

NO – This report does not introduce a new policy, function or strategy or recommend a substantive change to an existing policy, function or strategy. Therefore, no Equality Impact Assessment is required

# Fairer Scotland Duty

If this report affects or proposes any major strategic decision:-

Has there been active consideration of how this report's recommendations reduce inequalities of outcome?

YES – A written statement showing how this report's recommendations reduce inequalities of outcome caused by socio-economic disadvantage has been completed.

	X	NO
Dat	ta Prote	<u>ection</u>
Has	s a Data	a Protection Impact Assessment been carried out?
		YES – This report involves data processing which may result in a high risk to the rights and freedoms of individuals.
	X	NO

# Repopulation

5.5 There are no Repopulation implications associated with the proposal.

# 6.0 CONSULTATIONS

6.1 The proposal has been advertised in the Greenock Telegraph and full details of the proposal has been made available for public inspection on the Council's website. A copy of the draft Order forms Appendix 1.

# 7.0 LIST OF BACKGROUND PAPERS

7.1 None.

# THE INVERCLYDE COUNCIL (VARIOUS ROADS) (OUTER GREENOCK) (WAITING RESTRICTIONS) (VARIATION NO. 11) ORDER 2020

TRAFFIC REGULATION ORDER

# THE INVERCLYDE COUNCIL (VARIOUS ROADS) (OUTER GREENOCK) (WAITING RESTRICTIONS) (VARIATION NO. 11) ORDER 2020

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 Inverciyde Council (Various Roads) (Outer Greenock) (Waiting Restrictions) (Variation No. 11) Order 2020".

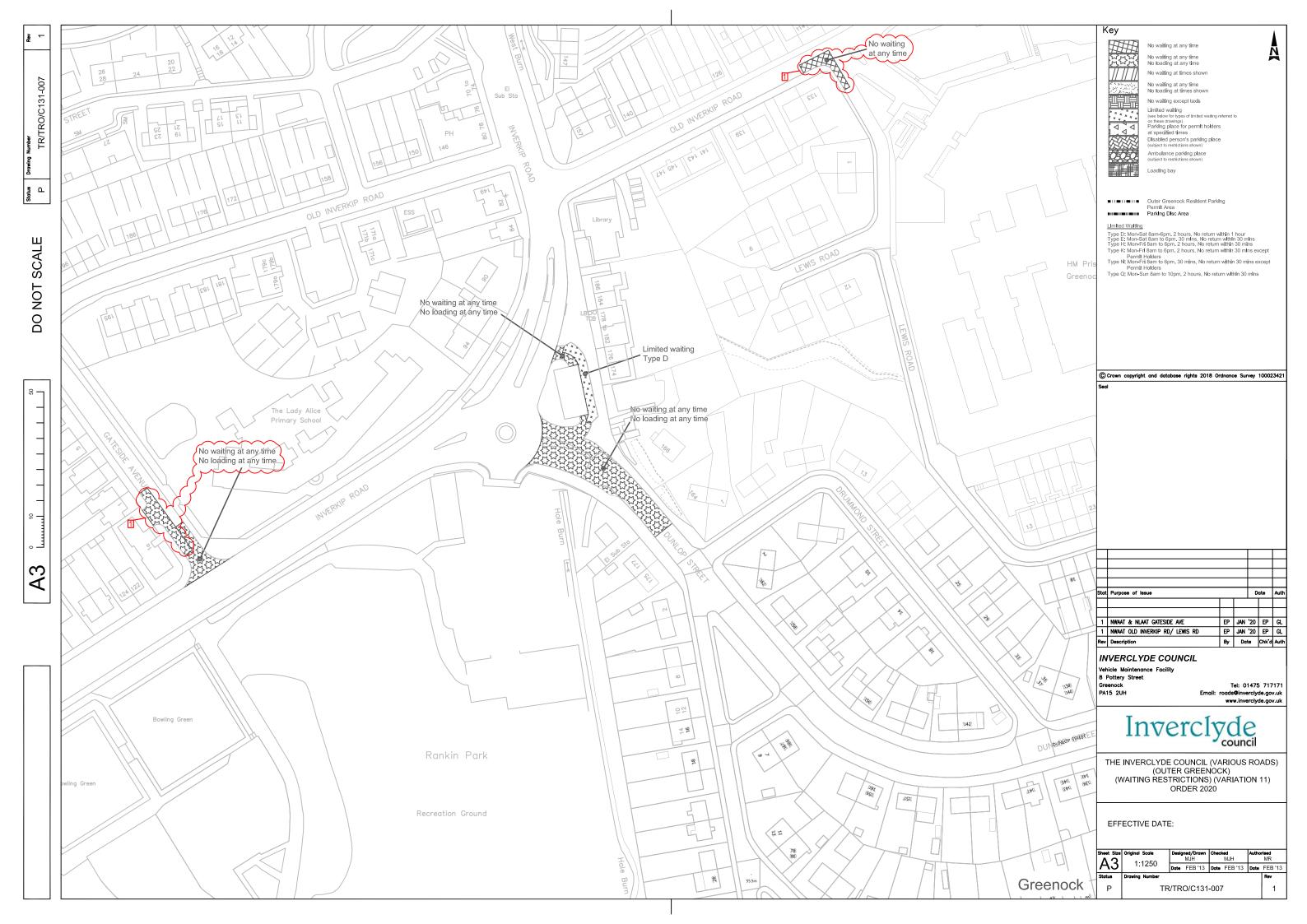
# 2.0 Interpretation

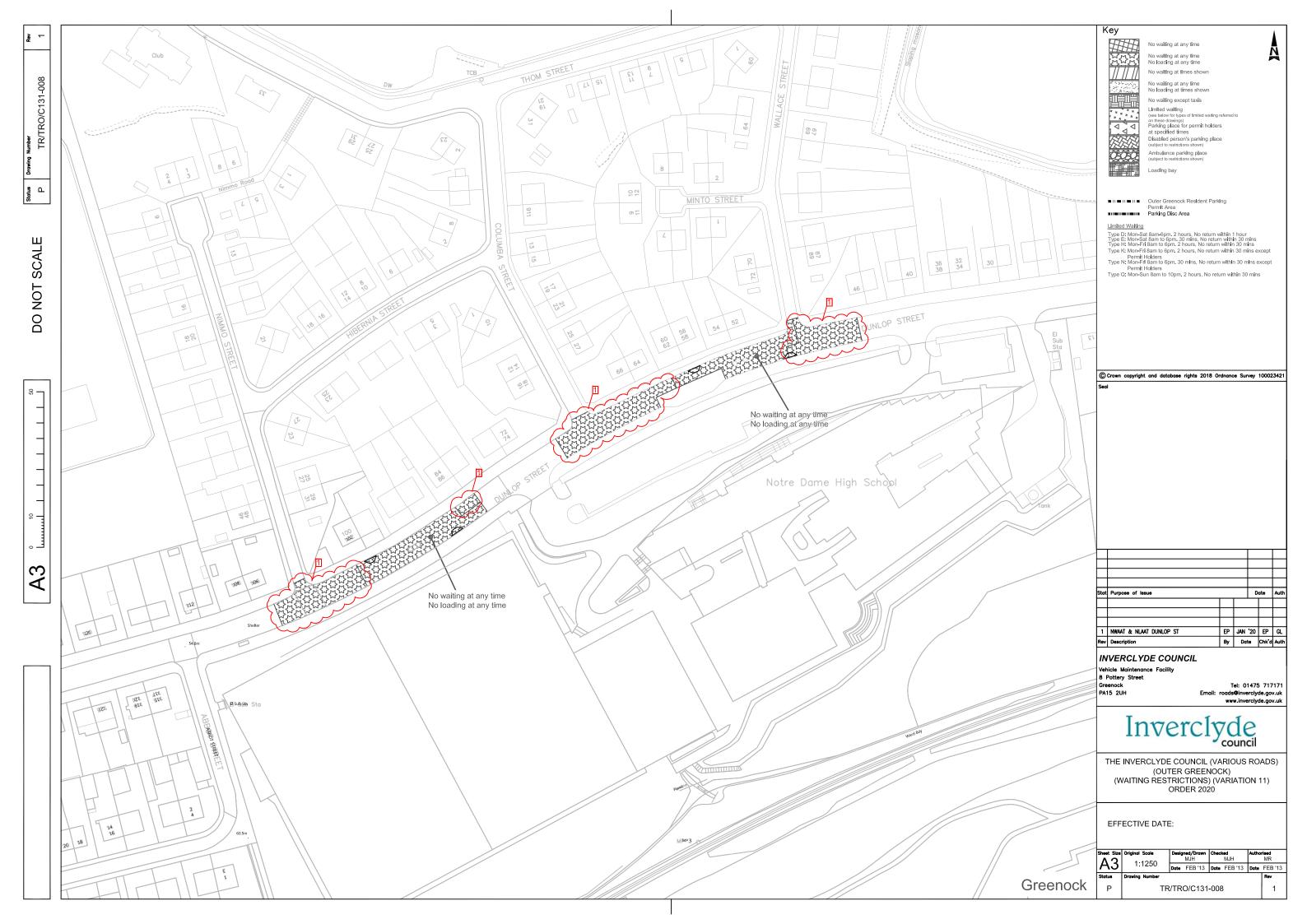
- 2.1 Except where otherwise stated, any reference in this Order to a numbered Article or Schedule is a reference to the Article or Schedule bearing that number in this Order.
- 2.2 Any reference in this Order to any enactment shall be construed as a reference to that enactment as amended, modified, 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) (Outer Greenock) (Waiting Restrictions) (Variation No. 11) Order 2020 On-Street Plans" are hereby incorporated into "The Inverclyde Council (Various Roads) (Outer Greenock) (Waiting Restrictions) Order 2013" and recorded in "The Inverclyde Council (Various Roads) (Outer Greenock) (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 ##.

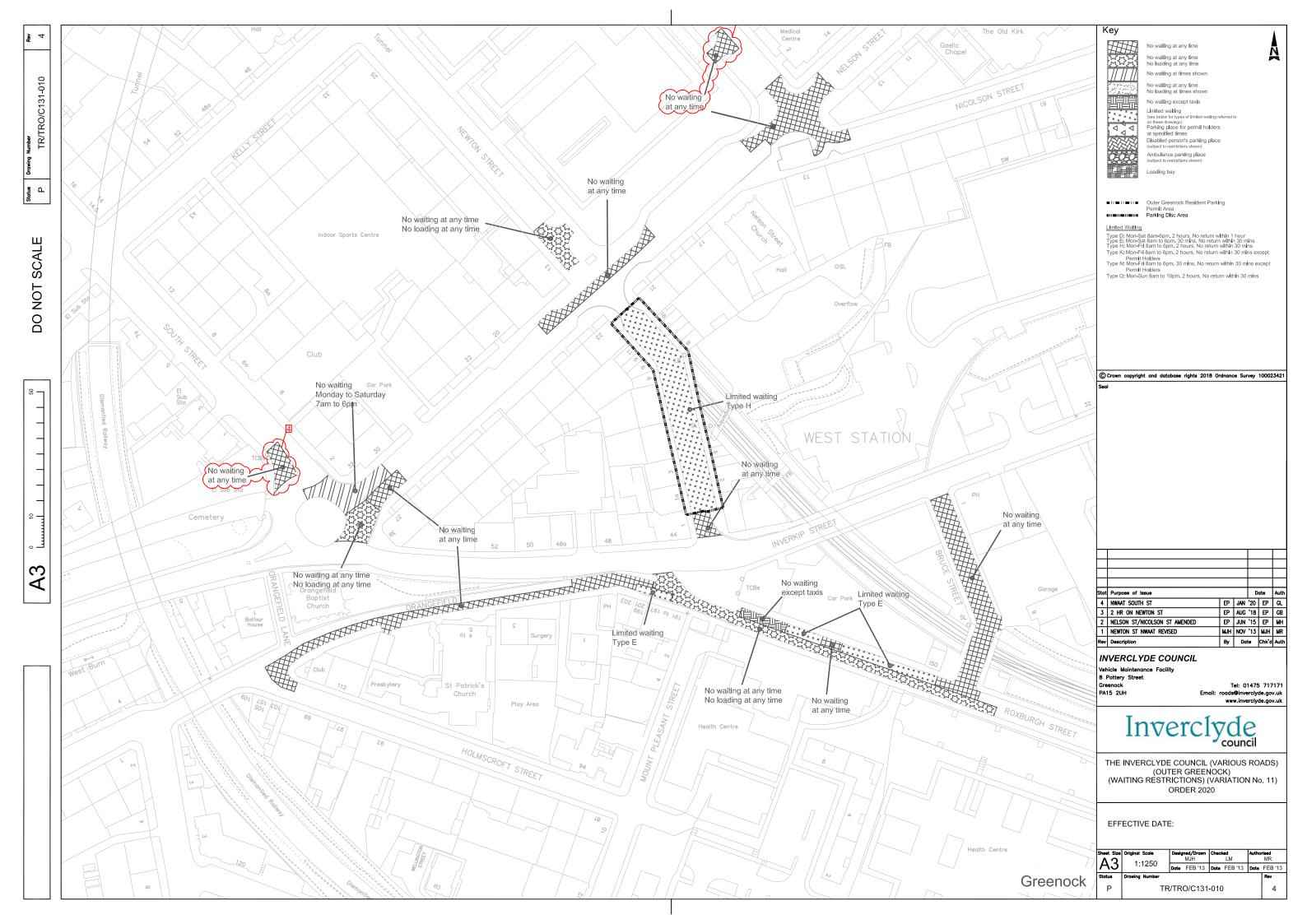
# **SCHEDULE 1**

The Inverciyde Council (Various Roads) (Outer Greenock) (Waiting Restrictions) (Variation No. 11) Order 2020 On-Street Plans

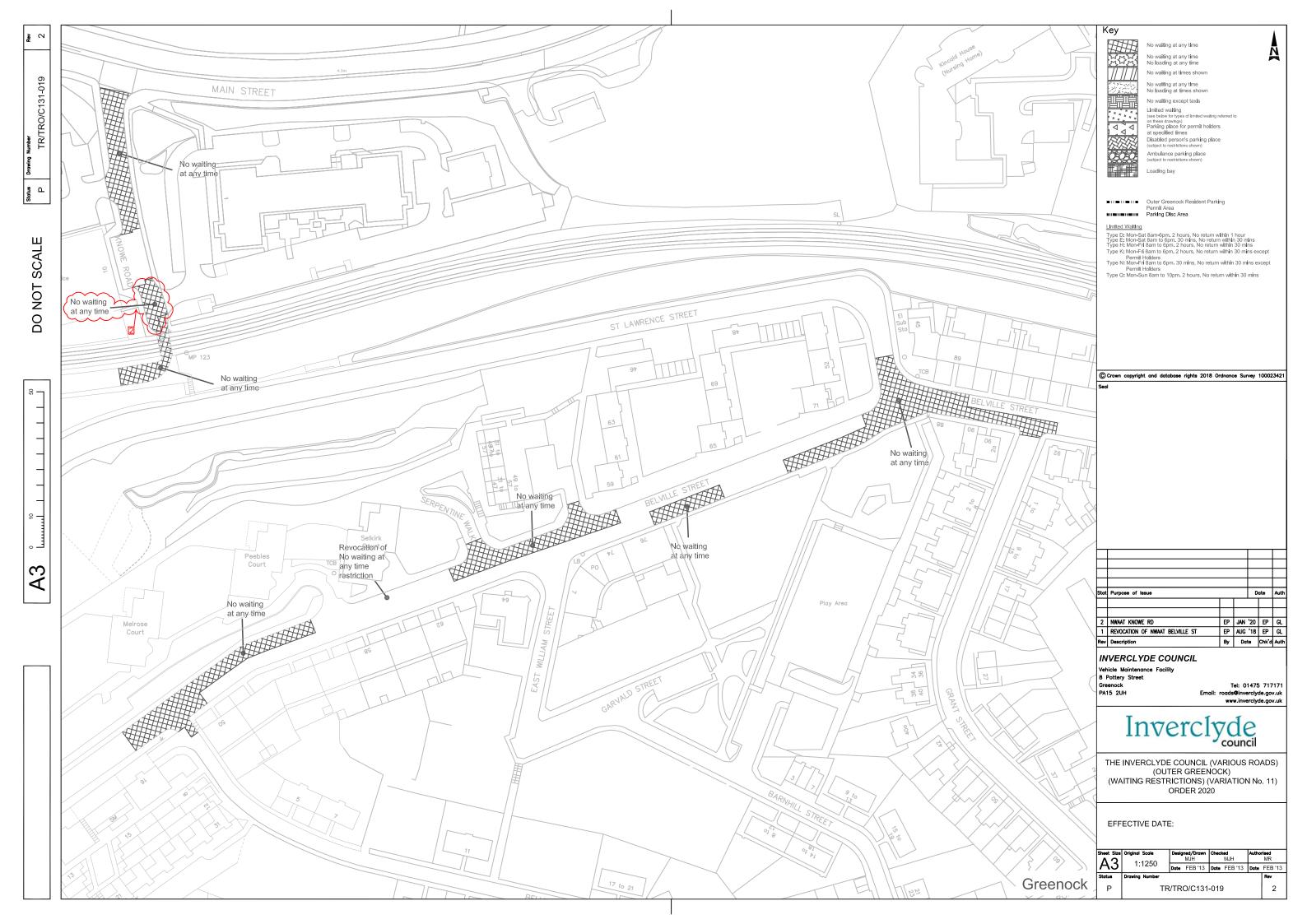


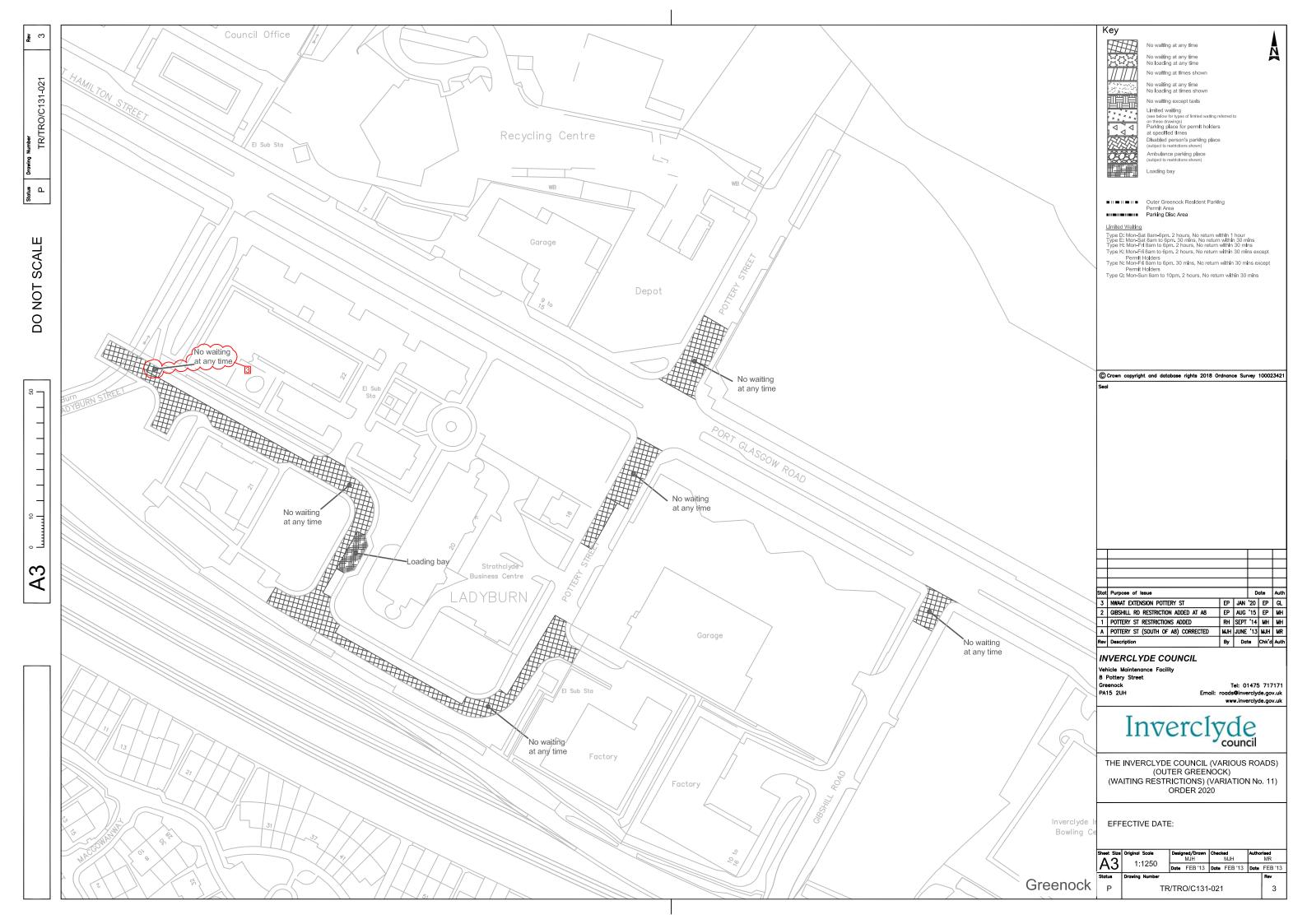


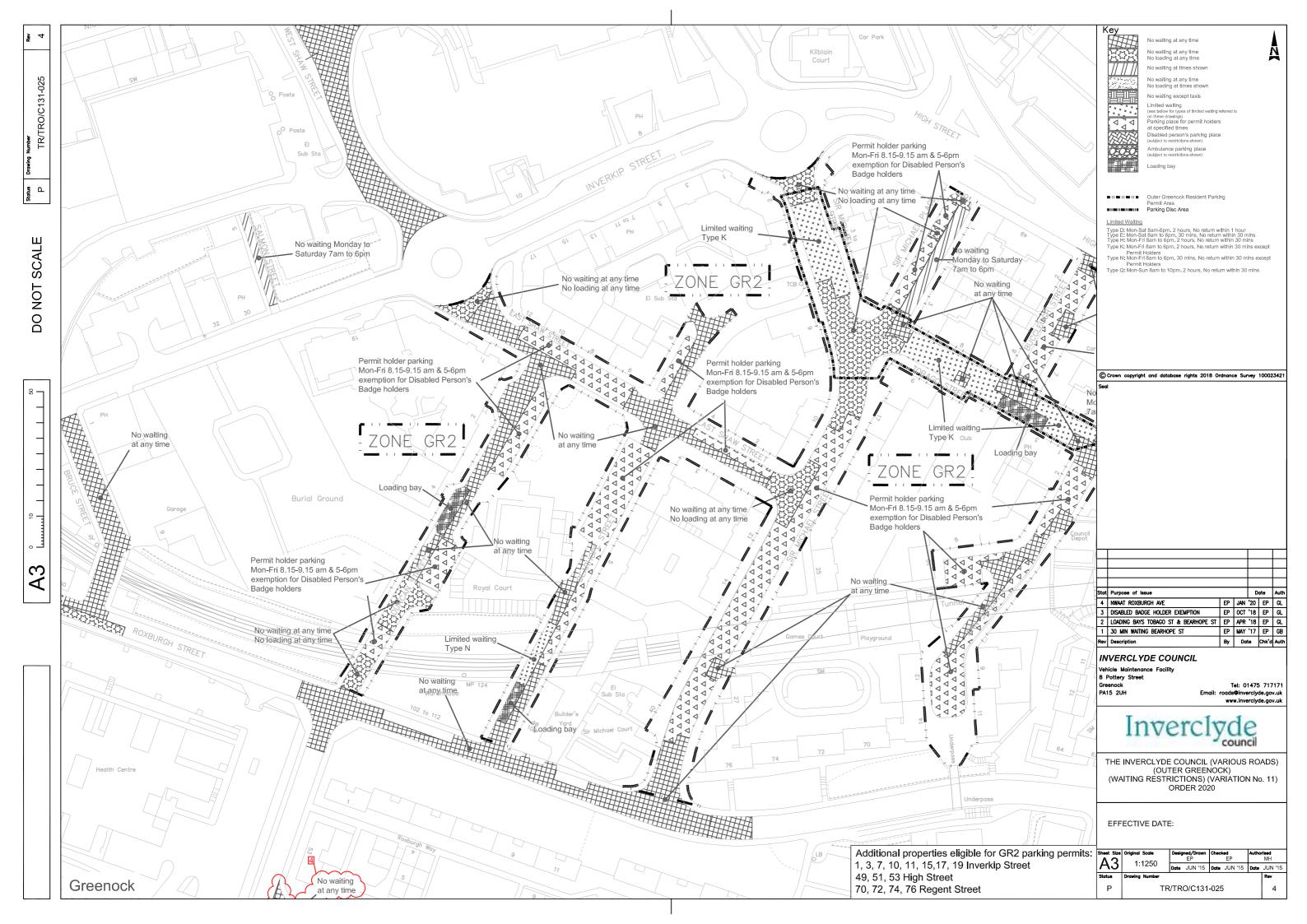




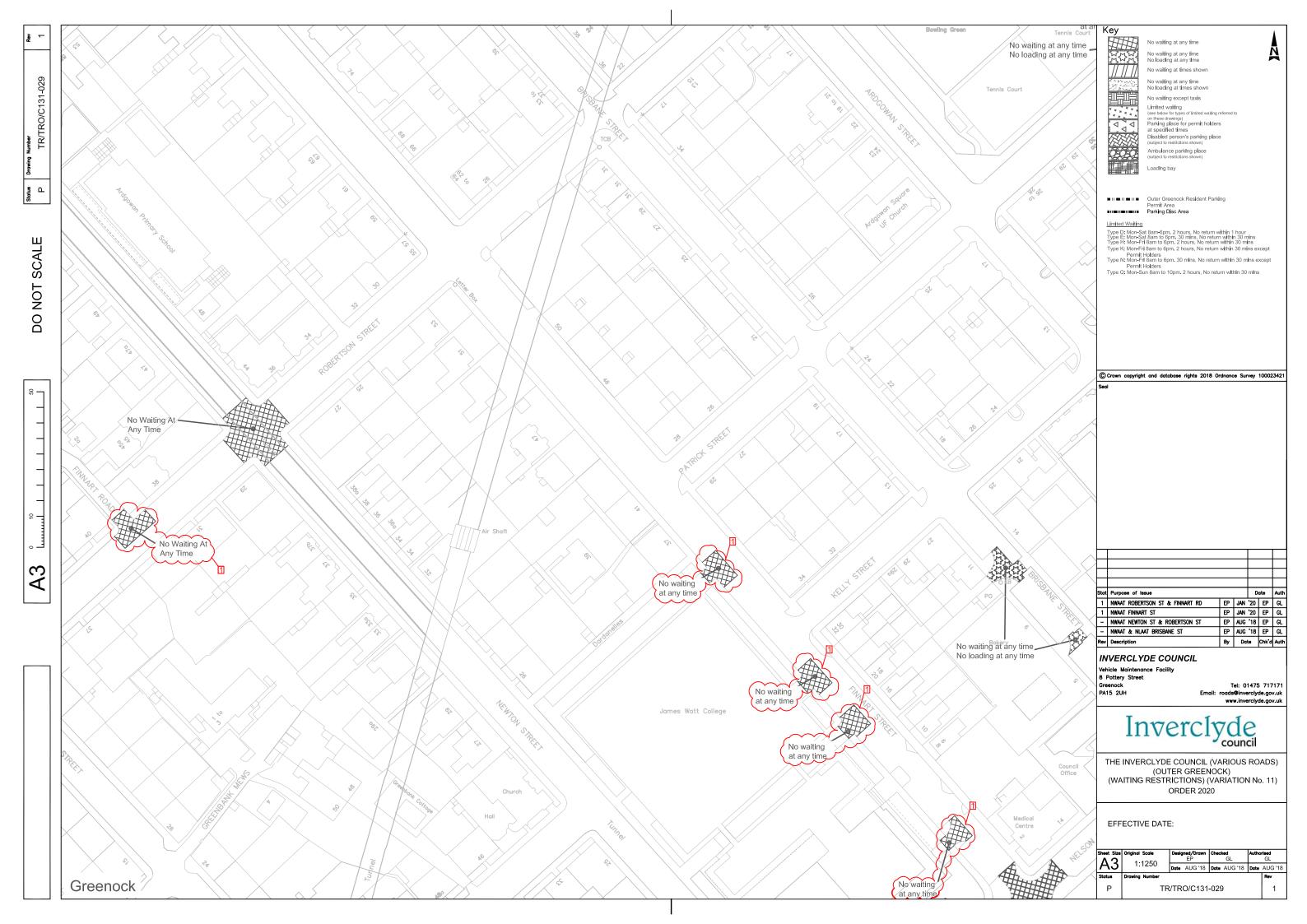


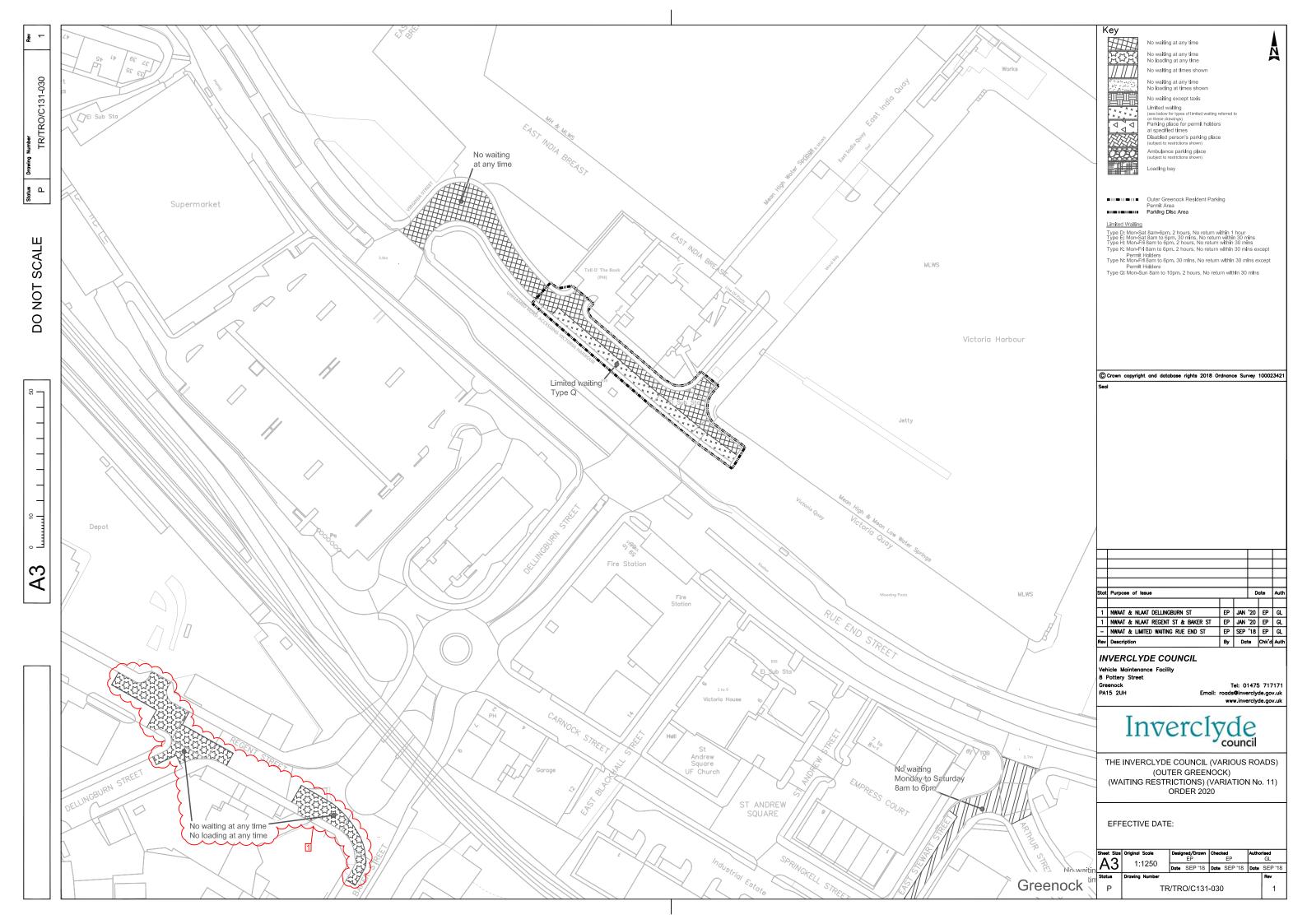


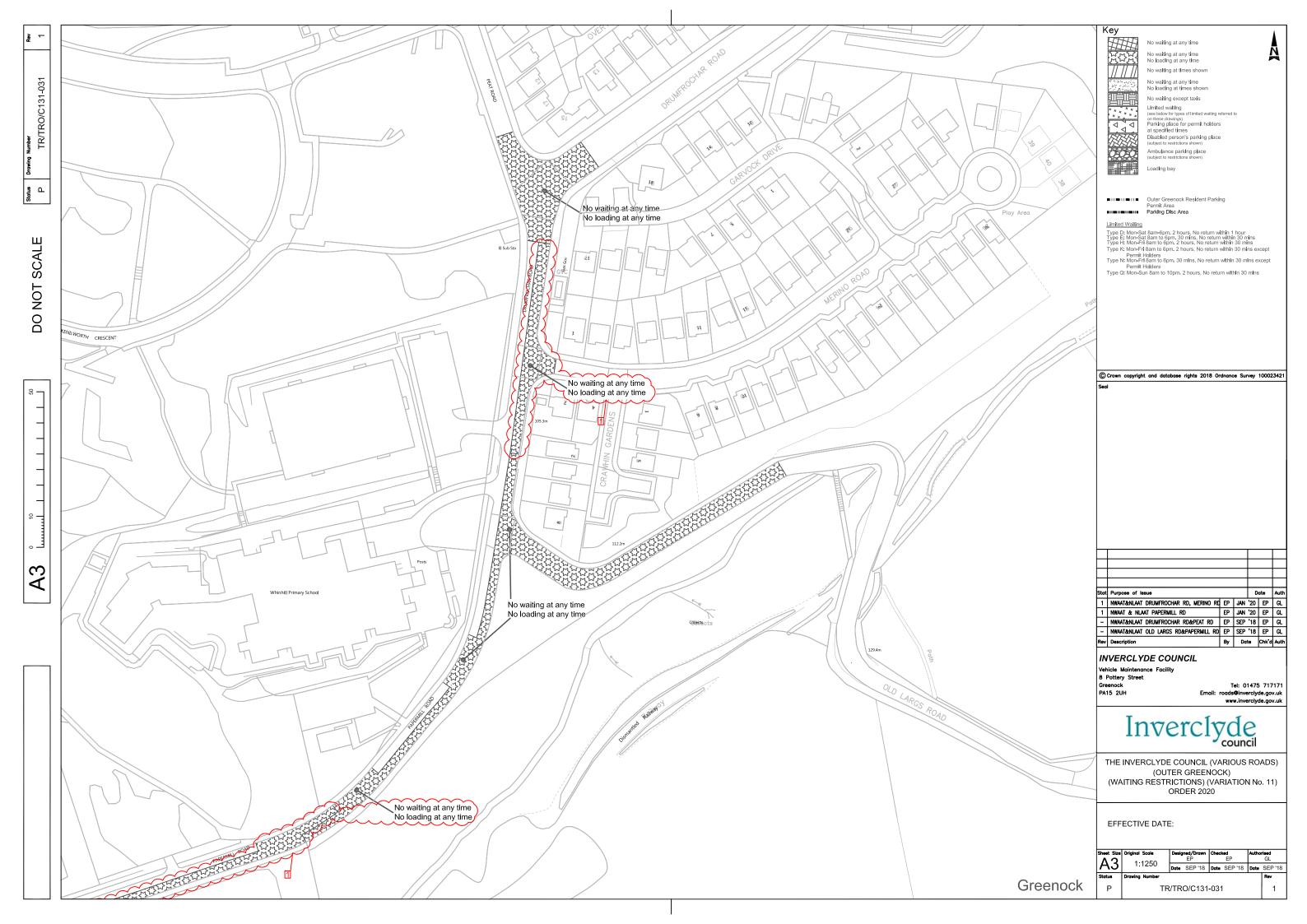


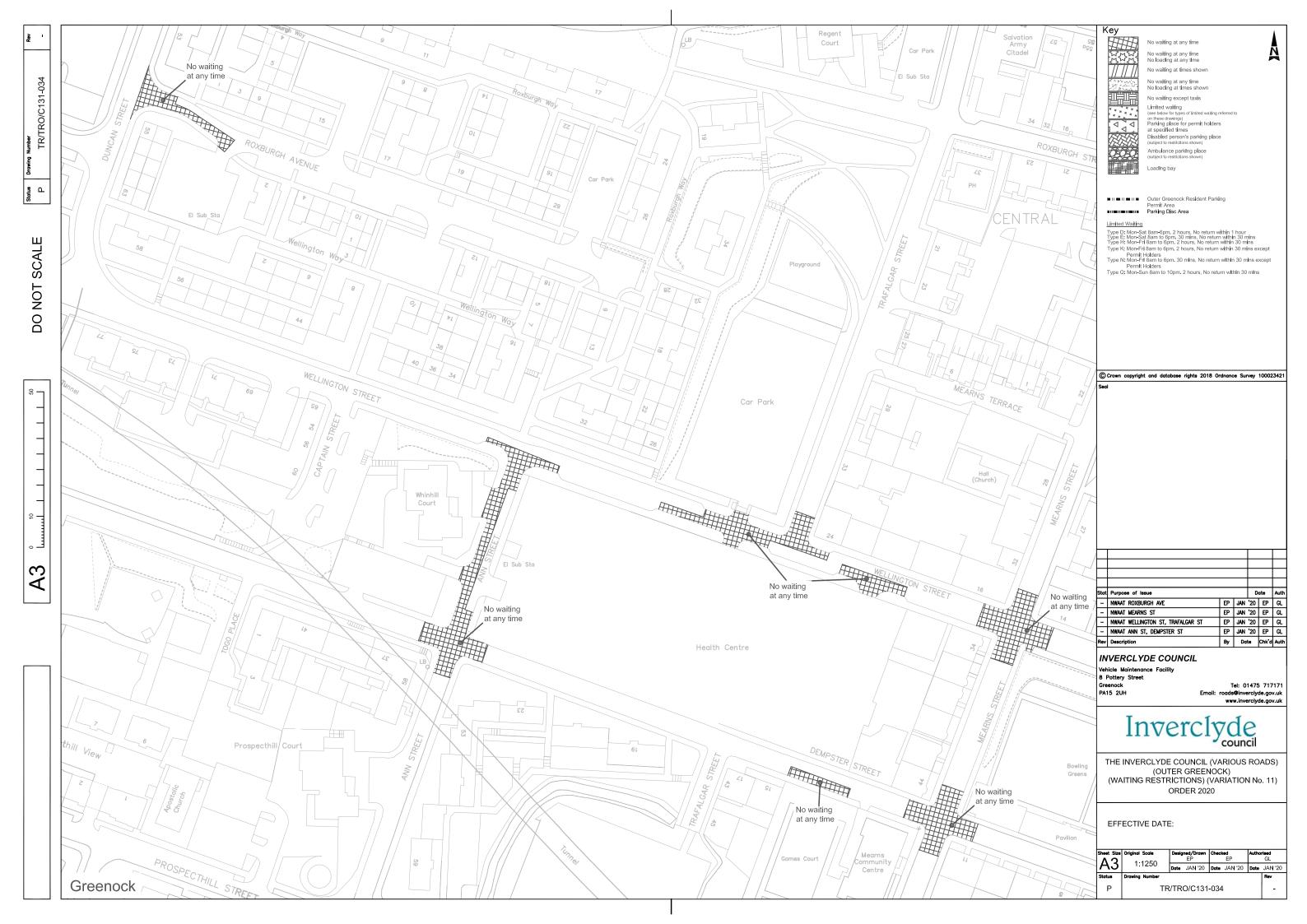




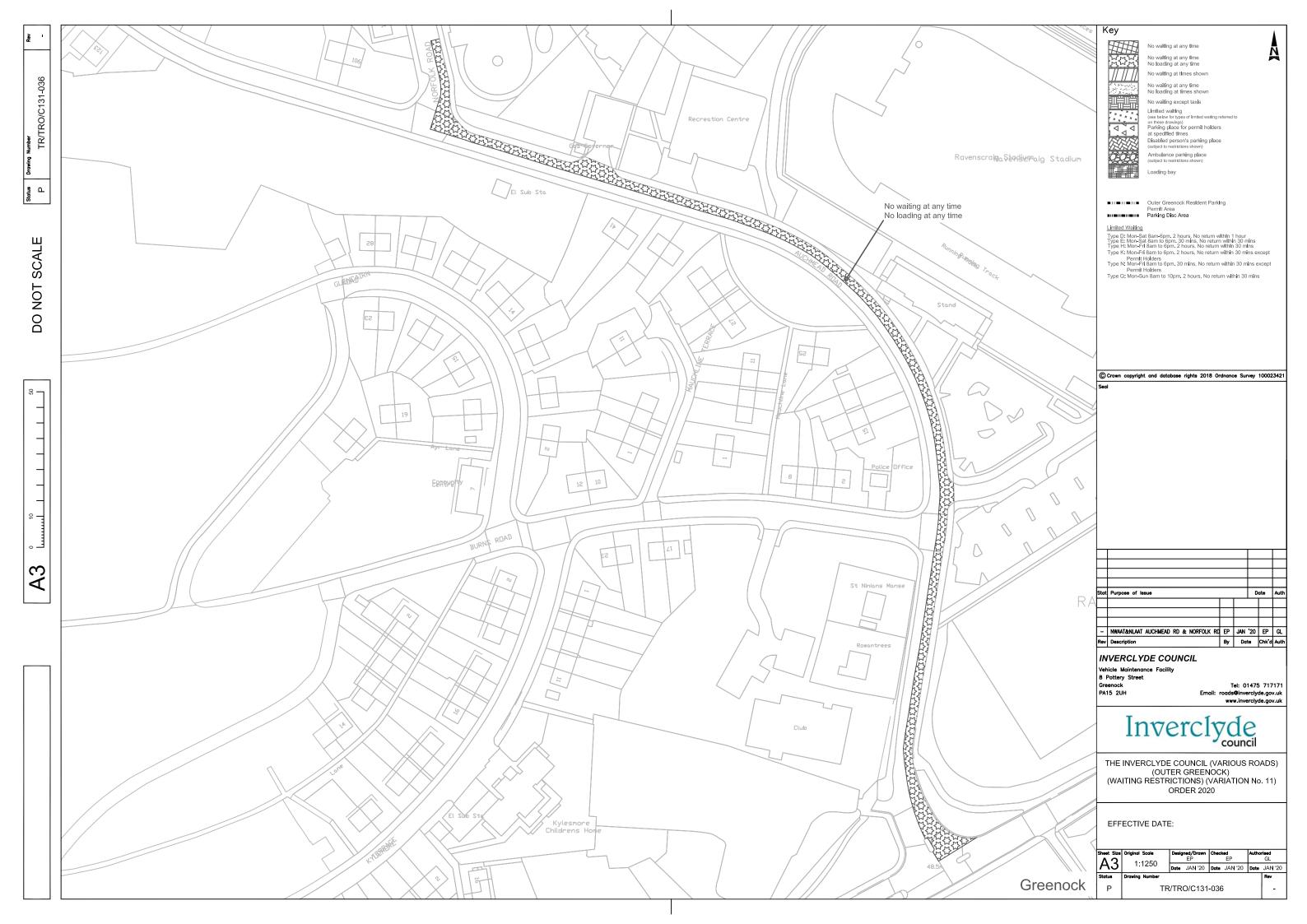


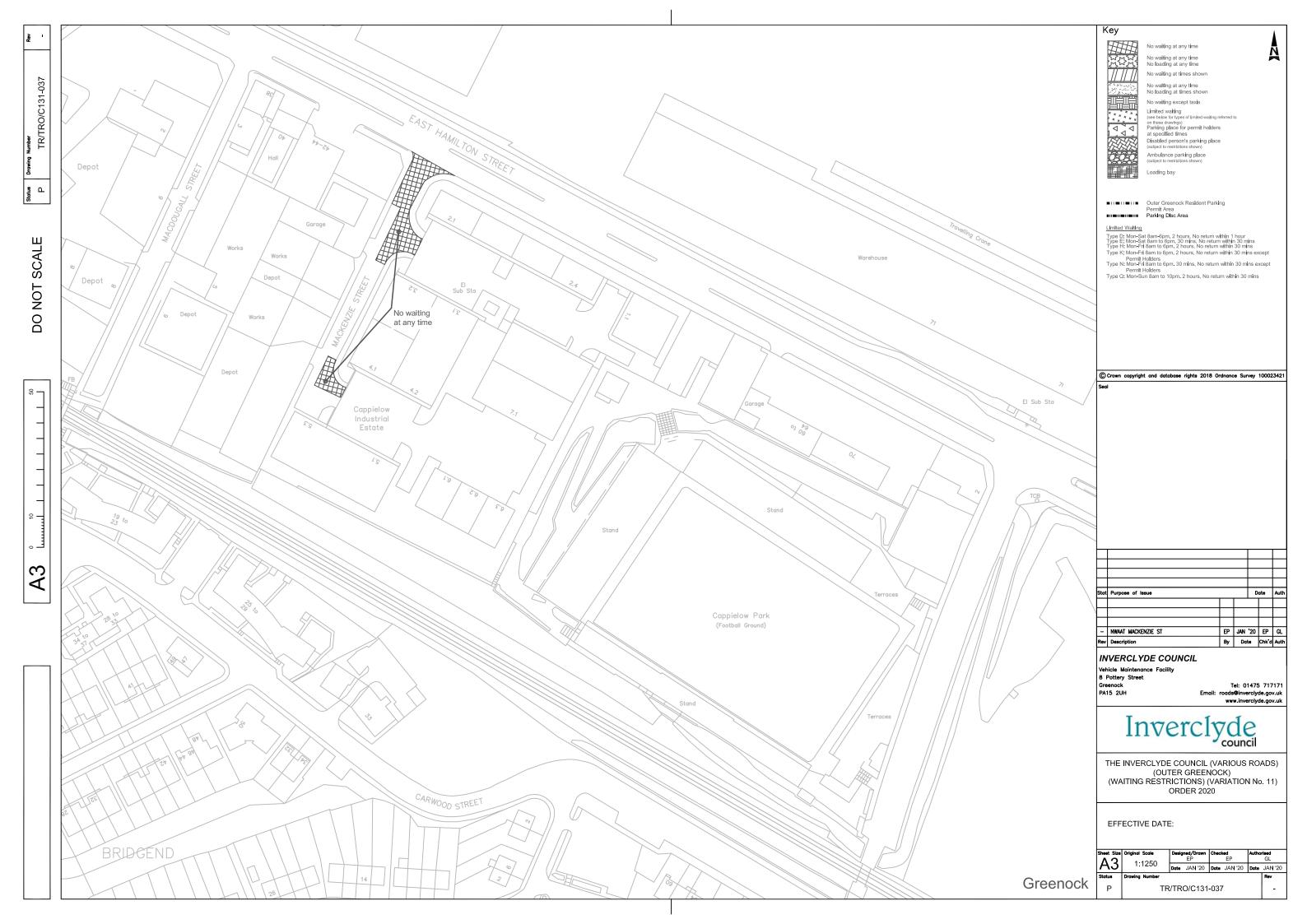














01518 Outer Greenock - The	Inverclyde Council (Va	rious Roads) (Outer G	reenock) (Waiting Rest	rictions) (Variation No	o. 11) Order 2020	

# **SCHEDULE 2**

# **SCHEDULE 3**

# THE INVERCLYDE COUNCIL (VARIOUS ROADS) (OUTER GREENOCK) (WAITING RESTRICTIONS) ORDER 2013 PLAN INDEX

Plan Reference	Effective	Effective Date of Plan Revision										
	date of	1	2	3	4	5	6	7	8	9	10	11
	original											
	plan											
TR/TRO/131-001	06/10/2014	22/04/2019										
TR/TRO/131-002	06/10/2014											
TR/TRO/131-003	06/10/2014	22/04/2019										
TR/TRO/131-004	06/10/2014											
TR/TRO/131-005	06/10/2014											
TR/TRO/131-006	06/10/2014											
TR/TRO/131-007	06/10/2014	#####										
TR/TRO/131-008	06/10/2014	#####										
TR/TRO/131-009	06/10/2014											
TR/TRO/131-010	06/10/2014	21/11/2014	25/04/2016	22/04/2019	######							
TR/TRO/131-011	06/10/2014	25/01/2015	25/04/2016	30/04/2018	22/04/2019							
TR/TRO/131-012	06/10/2014	21/11/2014	25/04/2016	30/04/2018	12/11/2018	22/04/2019	22/04/2019					
TR/TRO/131-013	06/10/2014	22/04/2019										
TR/TRO/131-014	06/10/2014	23/04/2016	25/04/2016	22/04/2019								
TR/TRO/131-015	06/10/2014	25/04/2016	22/04/2019									
TR/TRO/131-016	06/10/2014	,										
TR/TRO/131-017	06/10/2014	23/04/2016	22/04/2019									
TR/TRO/131-018	06/10/2014	#####										
TR/TRO/131-019	06/10/2014	22/04/2019	#####									
TR/TRO/131-020	06/10/2014	21/11/2014	25/04/2016									

ECO1579 Outer Greenock - The Inverclyde Council (Various Roads) (Outer Greenock) (Waiting Restrictions) (Variation No. 11) Order 2020

TR/TRO/131-021	06/10/2014	25/01/2015	25/04/2016	#####					
TR/TRO/131-022	06/10/2014	25/04/016							
TR/TRO/131-023	25/05/2015	23/04/2016	25/04/2016	22/04/2019					
TR/TRO/131-024	25/05/2015	26/05/2015	23/04/2016	25/04/2016	22/04/2019				
TR/TRO/131-025	25/04/2016	30/04/2018	12/11/2018	22/04/2019	######				
TR/TRO/131-026	22/04/2019								
TR/TRO/131-027	22/04/2019								
TR/TRO/131-028	22/04/2019	######							
TR/TRO/131-029	22/04/2019	######							
TR/TRO/131-030	22/04/2019	######							
TR/TRO/131-031	22/04/2019	######							
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TR/TRO/131-033	22/04/2019								
TR/TRO/131-034	#####								
TR/TRO/131-035	######								
TR/TRO/131-036	#####						·	·	
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TR/TRO/131-038	######		-			·			