

#### **AGENDA ITEM NO. 11**

THE INVERCLYDE COUNCIL Date: 4 DECEMBER 2014 Report To:

Report By: **CORPORATE DIRECTOR Report No: LP/076/14** 

> **ENVIRONMENT, REGENERATION & RESOURCES**

Contact Officer: JOANNA DALGLEISH Contact No: 01475 712123

Subject: PROPOSED TRAFFIC REGULATION ORDER -THE INVERCLYDE

COUNCIL (VARIOUS ROADS) (OUTER GREENOCK) (WAITING

**RESTRICTIONS) (VARIATION NO. 2) ORDER 2014** 

#### 1.0 PURPOSE

1.1 The purpose of this report is to request the Council to consider a remit from the Environment & Regeneration Committee.

#### 2.0 SUMMARY

2.1 The Environment & Regeneration Committee held on 30 October 2014 after consideration of a report by the Acting Corporate Director Environment, Regeneration & Resources on the proposed Traffic Regulation Order - The Inverclyde Council, (Various Roads) (Outer Greenock) (Waiting Restrictions) (Variation No. 2) Order 2014 recommended that the Inverciyde Council be asked to make the Traffic Regulation Order and remit it to the Head of Environmental and Commercial Services and the Head of Legal and Property Services to arrange for its implementation.

#### 3.0 RECOMMENDATION

That the Inverclyde Council approve the making of the Traffic Regulation Order – The Appendix Inverclyde Council (Various Roads) (Outer Greenock) (Waiting Restrictions) (Variation 1 No. 2) Order 2014, all as detailed in the copy of the proposed Order forming a supplement to the principal Minute hereof, and that the Head of Environmental and Commercial Services and the Head of Legal and Property Services be authorised to take all necessary action in connection therewith.

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

#### 4.0 BACKGROUND

- 4.1 Local Authorities are empowered to make Orders under the Road Traffic Regulation and Roads (Scotland) Acts 1984 and under the Council's Scheme of Administration the Head of Environmental and Commercial Services is responsible for the making, implementation and review of Traffic Management Orders and Traffic Regulation Orders.
- 4.2 The Council is asked to note that, if approved, the Order may not be implemented until the making of the Order has been advertised to allow any persons who so wish a period of six weeks to question the validity of the Order in terms of the Road Traffic Regulation Act 1984.

#### 5.0 IMPLICATIONS

#### **Finance**

5.1 There are no financial implications arising from this report.

#### 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 equalities implications arising from this report.

## Repopulation

5.5 There are no repopulation implications arising from this report.

# 6.0 CONSULTATIONS

- 6.1 The proposals have been advertised in the Greenock Telegraph and full details of the proposals have been made available for public inspection during normal office hours at the offices of the Head of Environmental and Commercial Services, the Head of Legal and Property Services and at Central Library.
- 6.2 No objections have been received to the proposed Order.

#### 7.0 LIST OF BACKGROUND PAPERS

7.1 None.

# THE INVERCLYDE COUNCIL

(VARIOUS ROADS) (OUTER GREENOCK) (WAITING RESTRICTIONS) (VARIATION NO. 2) ORDER 2014

TRAFFIC REGULATION ORDER

# THE INVERCLYDE COUNCIL (VARIOUS ROADS) (OUTER GREENOCK) (WAITING RESTRICTIONS) (VARIATION NO. 2) ORDER 2014

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, 46, 49, 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

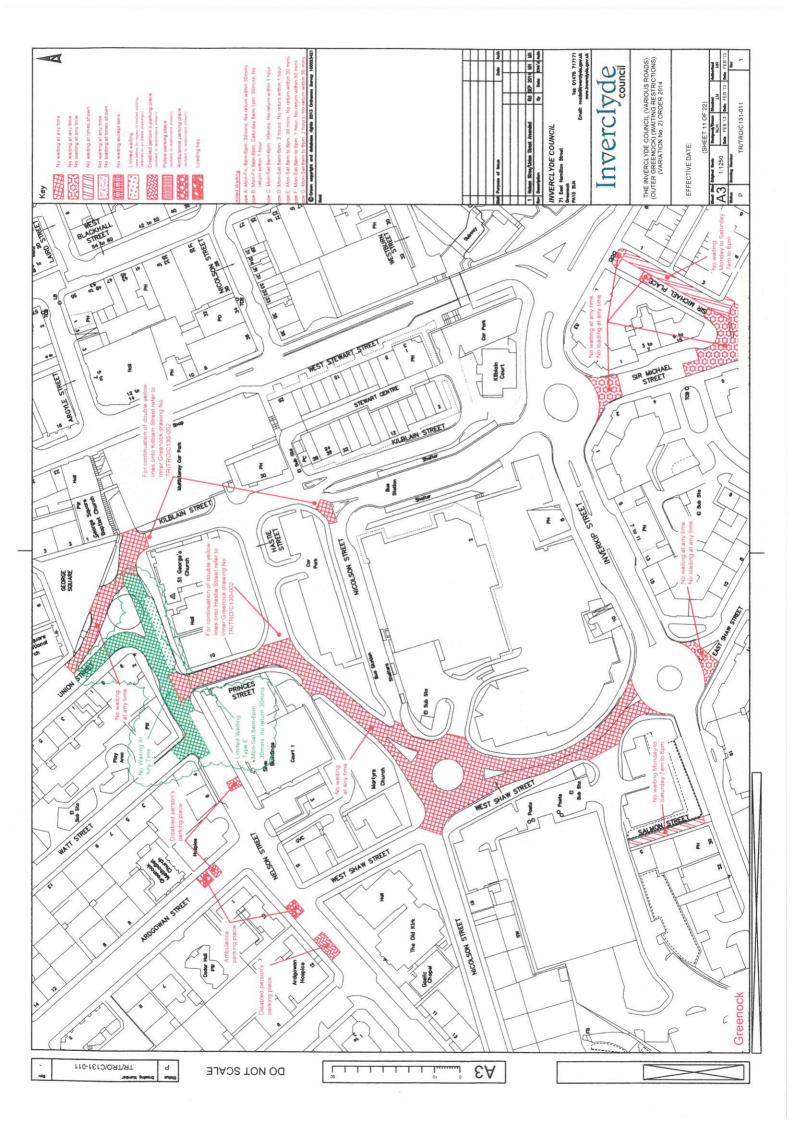
1.1 This Order shall come into operation on the \*\* day of \*\*, Two thousand and \*\* and may be cited as "The Inverclyde Council (Various Roads) (Outer Greenock) (Waiting Restrictions) (Variation No. 2) Order 2014".

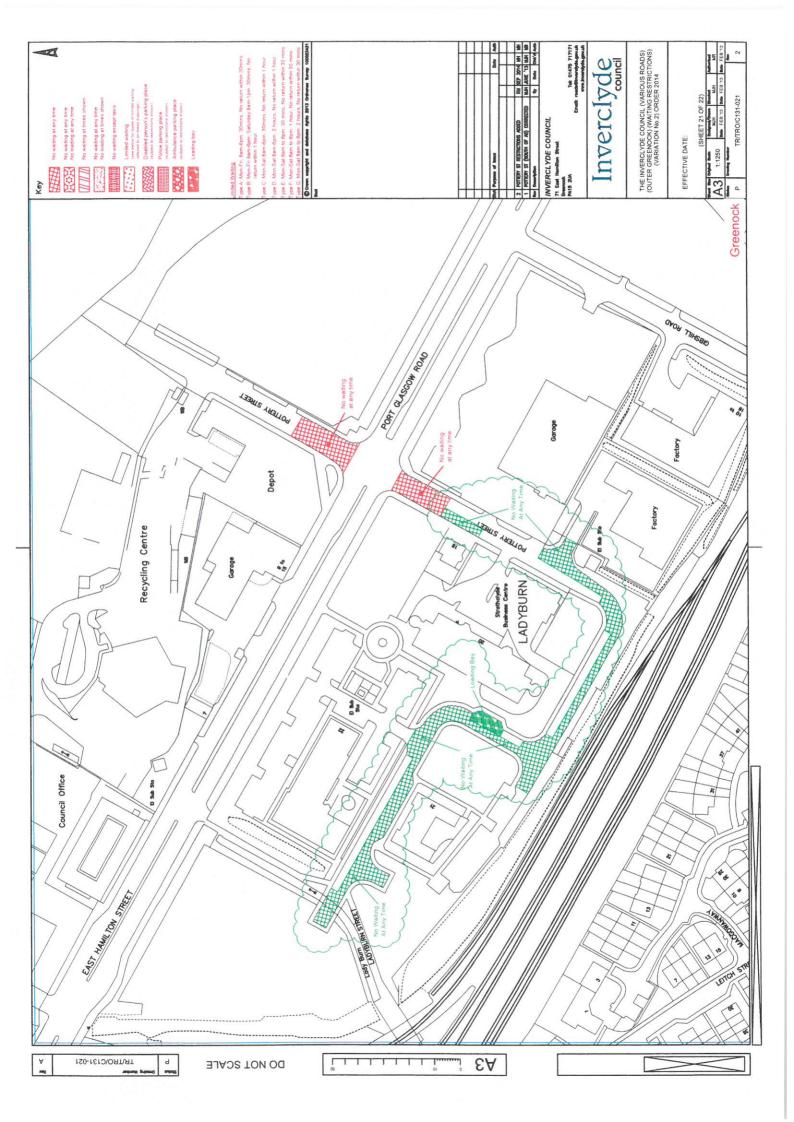
# 2.0 Interpretation

- 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.
- The On-Street Plans forming Schedule 1 to this Order and titled "The Inverclyde Council (Various Roads) (Outer Greenock)(Waiting Restrictions) (Variation No. 2) Order 2014 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.

The Inverclyde Council (Various Roads) (Outer Greenock) (Waiting Restrictions) (Variation No. 2) Order 2014 On-Street Plans

The Inverclyde Council (Various Roads) (Outer Greenock) (Waiting Restrictions) (Variation No. 2) Order 2014





SCHEDULE 2

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

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Plan Reference		TR/TRO/131-001	TR/TRO/131-002	TR/TRO/131-003	TR/TRO/131-004	TR/TRO/131-005	TR/TRO/131-006	TR/TRO/131-007	TR/TRO/131-008	TR/TRO/131-009	TR/TRO/131-010	TR/TRO/131-011	TR/TRO/131-012	TR/TRO/131-013	TR/TRO/131-014	TR/TRO/131-015	TR/TRO/131-016	TR/TRO/131-017	TR/TRO/131-018	TR/TRO/131-019	TR/TRO/131-020	TR/TRO/131-021	TR/TRO/131-022

The Inverclyde Council (Various Roads) (Outer Greenock) (Waiting Restrictions) (Variation No. 2) Order 2014