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**Report To:** Environment & Regeneration Committee    **Date:** 1 September 2016

**Report By:** Corporate Director, Environment, Regeneration & Resources    **Report No:** LP/100/16

**Contact Officer:** Joanna Dalglish    **Contact No:** 01475 712123

**Subject:** Proposed Redetermination Order – The Inverclyde Council, Mansion Avenue, Port Glasgow (Redetermination of Means of Exercise of Public Right of Passage) Order 2016

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## 1.0 PURPOSE

- 1.1 Local Authorities are empowered to make Orders under the Roads (Scotland) Act 1984 as amended 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.
- 1.2 The purpose of this report is to introduce the Order – The Inverclyde Council, Mansion Avenue, Port Glasgow (Redetermination of Means of Exercise of Public Right of Passage) Order 2016.

## 2.0 SUMMARY

- 2.1 It is proposed that the means of exercise of the public right of passage on a section of Mansion Avenue, Port Glasgow (known as Upper Mansion Avenue) be restricted to use by pedal cycles and pedestrians. This section of Mansion Avenue is a narrow (approximately 2 metre wide) road with no footways, which links Mansion Avenue to Parkhill Avenue in Port Glasgow. It is proposed to prohibit access by motor vehicles in the interests of road safety but to permit access by foot and pedal cycle in both directions. There are no properties on this section of Mansion Avenue which have vehicular access.
- 2.2 The proposed Order will prohibit access by motor vehicles but will permit access by foot and pedal cycle in both directions on a section of Mansion Avenue, Port Glasgow (known as Upper Mansion Avenue).

## 3.0 RECOMMENDATION

- 3.1 That the Committee recommend to The Inverclyde Council the making and confirmation of the Redetermination Order – The Inverclyde Council, Mansion Avenue, Port Glasgow (Redetermination of Means of Exercise of Public Right of Passage) Order 2016 and remit it to the Head of Environmental and Commercial Services and the Head of Legal and Property Services to arrange for its implementation.

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

## **4.0 BACKGROUND**

4.1 It should be noted that there is an existing Traffic Regulation Order, "The Burgh of Port Glasgow Mansion Avenue One Way Traffic Order 1966" in force on this section of Mansion Avenue (known as Upper Mansion Avenue), which Order will be revoked by a separate proposed Traffic Regulation Order.

4.2 One objection was received to the proposed Order but this has been withdrawn.

## **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 Edinburgh Gazette 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 Inverclyde Council Customer Service Centre and at Central and Port Glasgow Libraries. A copy of the draft Order is appended hereto for Members' information. Appendix 1

## **7.0 LIST OF BACKGROUND PAPERS**

7.1 None

**THE INVERCLYDE COUNCIL**

**MANSION AVENUE, PORT GLASGOW  
(REDETERMINATION OF MEANS  
OF EXERCISE OF PUBLIC RIGHT  
OF PASSAGE) ORDER 2016**

**THE INVERCLYDE COUNCIL,  
MANSION AVENUE, PORT GLASGOW  
(REDETERMINATION OF MEANS OF EXERCISE  
OF PUBLIC RIGHT OF PASSAGE) ORDER 2016**

We, The Inverclyde Council, in exercise of the powers conferred on us by Section 152(2) of the Roads (Scotland) Act 1984 (as amended) and all other enabling powers, hereby make the following Order:-

**1.0 Commencement and citation**

1.1 This Order may be cited as “The Inverclyde Council, Mansion Avenue, Port Glasgow (Redetermination of means of exercise of Public Right of Passage) Order 2016” and shall come into operation on the \*\* day of \*\* Two Thousand and \*\*.

**2.0 Interpretation**

2.1 The road in the Port Glasgow area, the extent of which is specified in the map annexed to this Order, at present a carriageway, shall become a cycle track, the right of passage being exercisable on pedal cycle and foot only in both directions.

*This Order and the map annexed hereto is sealed with the Common Seal of The Inverclyde Council and subscribed for them and on their behalf by ##*

