

PORTFOLIO HOLDER ENVIRONMENT AND TRANSPORT

DATE	22 August 2022
REPORT OF	Councillor Stewart Swinburn, Portfolio Holder Environment & Transport
RESPONSIBLE OFFICER	Sharon Wroot, Executive Director for Environment, Economy and Resources
SUBJECT	Traffic Regulation Order: Colin Avenue, Cleethorpes – School Keep Clear
STATUS	Open
FORWARD PLAN REF NO.	PHET 08/22/04

CONTRIBUTION TO OUR AIMS

The recommendations of this report will contribute to the Council's 'Health and Wellbeing' objective by creating and maintaining a safer, environment for all road users in the vicinity of Old Clee school during the peak morning drop off and afternoon pick up times.

EXECUTIVE SUMMARY

In order to ensure the safety of children, parents and other road users on Colin Avenue at the entrance to Old Clee school, it is proposed to remake a Traffic Regulation Order to support the introduction of a pilot scheme to install fixed cameras at this location to enforce the School Keep Clear restriction.

RECOMMENDATIONS

It is recommended that:

- a) Subject to a formal consultation and no material objections being received, approval is granted for the making of a 'No Stopping 8.00 - 9.00am and 3.00 – 4.00pm Monday to Friday on entrance markings during school term time only' Traffic Regulation Order as shown indicatively on drawing 22-07-001 to Appendix 1.
- b) In the event that there are unresolved material objections to the Order, these are referred back to the Portfolio Holder for determination and a decision, as to whether or not the Traffic Regulation Order be confirmed.

REASONS FOR DECISION

In order to improve road safety and parking concerns, particularly in the immediate vicinity of the school gates, a pilot scheme to introduce fixed enforcement cameras at identified schools is in progress.

This Traffic Regulation Order will support the introduction of these cameras and ensure effective enforcement can be undertaken at the entrance to Old Clee school.

1. BACKGROUND AND ISSUES

- 1.1 Old Clee school on Colin Avenue is one of two schools within the borough selected to take part in a pilot scheme to install cameras to enforce the School Keep Clear markings.
- 1.2 The pilot scheme will be introduced later this year, however following a recent review of the Consolidation Order, a potential anomaly was identified that could affect the effectiveness of enforcement of the existing School Keep Clear marking on Colin Avenue.
- 1.3 Whilst this is only a potential anomaly at this time and is subject to ongoing further legal advice, in order to avoid any delays with the introduction of the cameras, it is proposed to make a stand-alone Traffic Regulation Order, which will revoke any previous Orders to ensure enforcement of the existing restrictions can be undertaken.

2. RISKS AND OPPORTUNITIES

2.1 Should these proposals be adopted, the opportunities are:

- To maintain a safer environment for all road users in the immediate vicinity of the school gates at peak school arrival and leaving times.
- To enable robust enforcement of the School Keep Clear markings on Colin Avenue at the entrance to Old Clee school.
- Parents may be encouraged to park further away and walk the remaining short distance to the school gate.
- To improve visibility within proximity to pedestrian and vehicular school access points
- To rectify the potential historic anomalies with the existing restrictions at this location.

2.2 Should these proposals be adopted, the risks are:

- Parking may be displaced into surrounding residential streets during school arrival and leaving peak times. However, as these restrictions are currently in place, this risk is anticipated to be minimal.

2.3 Should these proposals not be implemented, the risks are:

- The road safety concerns, and parking issues being experienced around schools will remain unchanged at school times.

3. OTHER OPTIONS CONSIDERED

- 3.1 **Do nothing** – The road safety and parking concerns around schools at peak times will not be addressed.

- 3.2 **School Street** – Introduce a ‘Prohibition of vehicles’ at school arrival and leaving times and create a School Street. However, following discussion with Old Clee school, this option was discounted.

4. REPUTATION AND COMMUNICATIONS CONSIDERATIONS

- 4.1 It is not anticipated that there will be any negative reputational implications resulting from the decision. The road markings are currently in place and enabling robust camera enforcement to be undertaken will significantly improve the current situation and minimise congestion and frustration for those residents living within the immediate vicinity of the school gates.
- 4.2 Communication has been undertaken with Ward Councillors.
- 4.3 As part of the statutory procedure for introducing a Traffic Regulation Order there is a requirement to formally advertise the proposals. This formal consultation period instigates a further opportunity for individuals to object to elements of the scheme, should they wish to do so.

5. FINANCIAL CONSIDERATIONS

The recommendation does not require any capital expenditure. Any standard lining, signage and public notices required are covered through the Council's Regeneration Partnership arrangement with EQUANS.

6. CHILDREN AND YOUNG PEOPLE IMPLICATIONS

The measures proposed are intended to improve road and pedestrian safety for children and young people on their journey to and from school by introducing restrictions that will enable robust enforcement to be undertaken to prevent dangerous and inconsiderate parking within the immediate vicinity of the school gates at peak arrival and leaving times.

7. CLIMATE CHANGE AND ENVIRONMENTAL IMPLICATIONS

There is not perceived to be any significant climate change implications as a result of the scheme however, by enforcing the proposed restriction by camera on a daily basis, congestion into the cul-de-sac will be minimised as drivers will be required to park further away and as a result air quality should be improved.

8. CONSULTATION WITH SCRUTINY

There has been no consultation with Scrutiny in relation to this matter.

9. FINANCIAL IMPLICATIONS

There are no direct financial implications to the Council as a result of this report.

10. LEGAL IMPLICATIONS

- 10.1 Under Section 1 Road Traffic Regulation Act 1984 traffic authorities are empowered to make Traffic Regulation Orders (TROs) for (inter alia) the

reasons set out at the beginning of this report. Section 2 specifies what TROs may require and the recommended order is within those powers.

- 10.2 The procedure for making TROs is set out in Schedule 9 Part III of the 1984 Act and the Local Authorities' Traffic Orders (Procedure) (England and Wales) Regulations 1996 and provides for advertisement and consideration of any objections before making a final decision on the proposed TRO.
- 10.3 Regulation 8 makes provision for objections and regulation 14 allows the Council to modify a TRO before it is made.
- 10.4 If it is decided to make the TRO notwithstanding any objections, once made the order can only be challenged by Judicial Review in the Administrative Court.

11. HUMAN RESOURCES IMPLICATIONS

There are no direct HR implications in this report.

12. WARD IMPLICATIONS

The proposals relate to issues within the Heneage Ward only.

13. BACKGROUND PAPERS

Local Authorities' Traffic Orders (Procedure) (England and Wales)
Regulations 1996

<http://www.legislation.gov.uk/ukxi/1996/2489/made>

14. CONTACT OFFICER(S)

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PORTFOLIO HOLDER ENVIRONMENT AND TRANSPORT

APPENDIX 1

