

PORTFOLIO HOLDER HOUSING, INFRASTRUCTURE AND TRANSPORT

DATE	19th August 2024
REPORT OF	Councillor Stewart Swinburn, Portfolio Holder Housing, Infrastructure & Transport.
RESPONSIBLE OFFICER	Carolina Borgstrom – Director for Environment, Economy and Infrastructure
SUBJECT	Traffic Regulation Order 24-03: Waltham Gateway Academy – School Safety Measures
STATUS	Open
FORWARD PLAN REF NO.	PHHIT 08/24/02

CONTRIBUTION TO OUR AIMS

The introduction of School Keep Clear and No Waiting restrictions on roads in the vicinity of the new Waltham Gateway Academy site, will contribute to the health and wellbeing of all road users, by creating, and maintaining a safer highway environment within the vicinity of the new school site.

EXECUTIVE SUMMARY

In order to reduce the potential road safety risk at school pick up and drop off times, it is proposed to introduce new School Keep Clear (No Stopping Monday – Friday, 8am – 9am and 3pm to 4pm) restrictions, No Waiting at Any Time (double yellow line) restrictions and No Waiting Monday – Friday, 8am – 9am and 3pm to 4pm (single yellow line) restrictions on roads in the immediate vicinity of the new Waltham Gateway Academy school site.

RECOMMENDATIONS

It is recommended that:

- a) Approval be granted to the making of a Traffic Regulation Order (TRO) to introduce No Stopping Monday – Friday, 8am to 9am and 3pm to 4pm (School Keep Clear) restrictions, the extent of which is detailed in Appendix 1 (Ref: TD034-22).
- b) Approval be granted to the making of a Traffic Regulation Order (TRO) to introduce No Waiting Monday – Friday, 8am to 9am and 3pm to 4pm (single yellow line) restrictions, the extent of which is detailed in Appendix 1 (Ref: TD034-22).
- c) Approval be granted to the making of a Traffic Regulation Order (TRO) to introduce No Waiting at Any Time (double yellow line) restrictions, the extent of which is detailed in Appendix 1 (Ref: TD034-22).
- d) In the event there are unresolved material objections to the Order, these are

referred back to the Portfolio Holder for Housing, Infrastructure & Transport for determination and a decision as to whether or not the Order be confirmed and executed.

REASONS FOR DECISION

The introduction of No Stopping and No Waiting restrictions are proposed in order to support the new Waltham Gateway Academy school build, by ensuring the safety of all road users, and by keeping the area free of parked vehicles, which will in turn ensure clear visibility for drivers, pedestrians and cyclists at school pick up and drop off times.

1. BACKGROUND AND ISSUES

- 1.1 In order to support the new school build off Archer Road, Waltham, and in line with planning approval granted for the site, it is proposed to introduce appropriate parking control measures in order to reduce the risk of potential road safety issues at school pick up and drop off times.
- 1.2 It is therefore proposed to introduce new No Stopping and new No Waiting restrictions, the extents and locations of which are detailed in the drawing in Appendix 1 (Ref: TD034-22).
- 1.3 Introducing mandatory restrictions which are fully backed by a legal TRO will enable the Civil Enforcement Team to enforce vehicles parked in contravention, under the Council's Civil Parking Enforcement (CPE) powers.

2. RISKS AND OPPORTUNITIES

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

- That visibility for all road users, particularly those who are vulnerable may be impaired as a result of parked vehicles increasing road safety risks.

2.2 Should this proposal be adopted, the opportunities are:

- To implement restrictions that are of adequate length and duration to ensure they are respected by drivers.
- To prevent parking and improve visibility of approaching vehicles for pedestrians and vice versa, in doing so have a positive impact on road safety and traffic movements.

3. OTHER OPTIONS CONSIDERED

- 3.1 Do nothing. This is not recommended given potential for increased road safety risk and traffic problems associated with occupation of the new school site.

4. REPUTATION AND COMMUNICATIONS CONSIDERATIONS

- 4.1 It is expected there will be little potential for negative reputational implications for the Council resulting from the decision. There will be a reduction in the length of on street parking available, however, there is unrestricted carriageway parking available at nearby locations that can safely accommodate parking for

24 hours a day.

- 4.2 If approval is given to this proposal, the Order will be formally advertised in accordance with the statutory Local Authorities' Traffic Orders (Procedure) (England and Wales) Regulations 1996. Public notices will be published in the local press to advise of the Council's intention to make the Order. This provides a formal opportunity for anyone to object to the making of the order as part of the legal process.

5. FINANCIAL CONSIDERATIONS

- 5.1 Site works needed to deliver the lining and signing of the project will be covered through the Waltham Gateway Academy project budget.

6. CHILDREN AND YOUNG PEOPLE IMPLICATIONS

- 6.1 The proposals will create a safer environment for all road users, including children and young people who are classed as vulnerable road users.

7. CLIMATE CHANGE AND ENVIRONMENTAL IMPLICATIONS

- 7.1 The proposals are not expected to have any significant impact on climate change and / or the environment.

8. CONSULTATION WITH SCRUTINY

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

9. FINANCIAL IMPLICATIONS

The works are to be funded from the Waltham Gateway Academy Scheme which is part of the Council's approved Capital Investment Programme.

10. LEGAL IMPLICATIONS

Under Section 1 Road Traffic Regulation Act 1984 traffic authorities are empowered to make 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.

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.

Regulation 8 makes provision for objections and regulation 14 allows the Council to modify a TRO before it is made.

If it is decided to make the TRO, notwithstanding any objections made, it can only be challenged by Judicial Review in the Administrative Court.

11. HUMAN RESOURCES IMPLICATIONS

There are no direct HR implications arising from the contents of this report.

12. WARD IMPLICATIONS

The proposal relates specifically to Waltham Ward.

13. BACKGROUND PAPERS

[Local Authorities' Traffic Orders \(Procedure\) \(England and Wales\) Regulations 1996](#)

[Road Traffic Regulation Act 1984](#)

[The Traffic Signs Regulations and General Directions 2016 No 362](#)

14. CONTACT OFFICER(S)

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COUNCILLOR STEWART SWINBURN

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Appendix One

