

## Officer Non Key Executive Decision

<b>Relevant Chief Officer (Decision Maker):</b>	John Blackledge, Director of Community and Environmental Services
<b>Relevant Cabinet Member (for consultation purposes):</b>	Councillor Fred Jackson, Cabinet Member for Environment, Transport and Climate Change
<b>Report Author (Officer name and title):</b>	Anthony Power, Parking Officer
<b>Implementation Date of Decision:</b>	11 October 2019

### Prohibition of Waiting (Double Yellow Lines) on Alexandra Road, Blackpool

The Borough of Blackpool (Alexandra Road) (Prohibition of Waiting) Order 2019

#### 1.0 Purpose of the report:

- 1.1 To seek approval for officers to proceed with the statutory consultation, advertisement and making of a proposed Traffic Regulation Order to introduce a new no waiting at any time restriction (double yellow lines) and revoke an existing no waiting at any time restriction on Alexandra Road as detailed within this report.

#### 2.0 Recommendation(s):

- 2.1 To authorise the statutory consultation and advertisement of notice of the intention of the Council to make a Traffic Regulation Order under the Road Traffic Regulation Act 1984, the effect of which will be to implement a no waiting at any time restriction ( double yellow line) on the north side and part of the south side of Alexandra Road and to revoke existing no waiting at any time restrictions relating to Alexandra Road contained in The Borough of Blackpool (Various Roads) (Various Restrictions) and (Revocations) No 1 Order 2014 ('the Existing Order').
- 2.2 If no objections are received in relation to the proposals or if any objections are received are subsequently withdrawn, to authorise the Head of Legal to make the Traffic Regulation Order.

#### 3.0 Reasons for recommendation(s):

- 3.1 To fulfil the Traffic Management role of Blackpool Council, please see Background Information.

3.2a Is the recommendation contrary to a plan or strategy adopted or approved by the Council? No

3.2b Is the recommendation in accordance with the Council's approved budget? Yes

3.3 Other alternative options to be considered:

Not to progress the proposed Traffic Regulation Order to statutory consultation and advertisement stage. To regularise the position by the removal of the existing double yellow lines and paint the double yellow lines in accordance with the provisions of the Existing Order.

#### **4.0 Council Priority:**

4.1 The relevant Council Priority is "Create safer communities and reduce crime and anti-social behaviour "

#### **5.0 Background Information**

5.1 A few years ago a no waiting restriction (double yellow line) was installed on Alexandra Road. The Existing Order provides for the no waiting restriction to be along the majority of the south side of Alexandra Road and part of the north side of Alexandra Road. In error the double yellow lines have been painted along the length of the north side of Alexandra Road. A member of the public has made the Council aware of this error.

5.2 In order to regularise the situation, it is proposed to leave the existing double yellow lines where they are; to revoke the Existing Order in part and make a new Traffic Regulation Order containing the no waiting at any time restriction for Alexandra Road as set out in the Appendices to this report.

5.3 The alternative solution of amending the markings on the road to reflect the Existing Order has been considered by officers. This is the least cost effective solution and is not a practical solution as this would involve the removal of existing H bars on the south side of Alexandra Road which have been installed and funded by members of the public. It is considered that the proposed solution of making the proposed new Traffic Regulation Order is expedient in order to preserve or improve the amenities of the area through which Alexandra Road runs.

5.4 Does the information submitted include any exempt information? No

5.5 **List of Appendices:**  
Statement of Reasons  
Alexandra Road  
Schedule

**6.0 Legal considerations:**

6.1 Under Section 1(1) of the Road Traffic Regulation Act 1984, the Council in its capacity as traffic authority may make a traffic regulation order where it appears to the authority making the order that it is expedient to make it-

- (a) for avoiding danger to persons or other traffic using the road or any other road or for preventing the likelihood of any such danger arising, or
- (b) for preventing damage to the road or to any building on or near the road, or
- (c) for facilitating the passage on the road or any other road of any class of traffic (including pedestrians), or
- (d) for preventing the use of the road by vehicular traffic of a kind which, or its use by vehicular traffic in a manner which, is unsuitable having regard to the existing character of the road or adjoining property, or
- (e) for preserving the character of the road in a case where it is specially suitable for use by persons on horseback or on foot, or
- (f) for preserving the amenities of the area through which the road runs or
- (g) for any of the purposes specified in paragraphs (a) to (c) of subsection (1) of section 87 of the Environment Act 1995 (air quality).

6.2 Under Section 122 of the Road Traffic Regulation Act 1984 the Council has a duty to exercise the functions conferred on it by the Road Traffic Regulation Act 1984 to secure the expeditious, convenient and safe movement of vehicular and other traffic (including pedestrians) and the provision of suitable and adequate parking facilities on and off the highway.

6.3 The making of a Traffic Regulation Order requires advertisement and consultation in accordance with the Road Traffic Regulation Act 1984 and the Local Authorities Traffic Orders (Procedure) (England and Wales) Regulations 1996

**7.0 Human Resources considerations:**

7.1 None.

**8.0 Equalities considerations:**

8.1 None.

**9.0 Financial considerations:**

9.1 None.

**10.0 Risk management considerations:**

10.1 None.

**11.0 Ethical considerations:**

11.1 None.

**12.0 Internal/ External Consultation undertaken:**

12.1 Formal consultation with the Road Policing Unit at Hutton and other statutory consultation will be undertaken as necessary.

12.2 Notice of the intention to make the Traffic Regulation Order will be published in the Gazette. Documents shall be made available for public inspection at Customer First, and Bickerstaffe House from the date on which the notice of proposal is first published until 6 weeks after the date the order is made or if earlier, the date on which the council decides not to make the order. Additional notification of the proposals, for example by site notices and/or notification to properties affected by the Order shall be carried out as appropriate.

**13.0 Decision of Chief Officer**

13.1 To authorise the statutory consultation and advertisement of notice of the intention of the Council to make a Traffic Regulation Order under the Road Traffic Regulation Act 1984, the effect of which will be to implement a no waiting at any time restriction ( double yellow line) on the north side and part of the south side of Alexandra Road and to revoke existing no waiting at any time restrictions relating to Alexandra Road contained in The Borough of Blackpool (Various Roads) (Various Restrictions) and (Revocations) No 1 Order 2014 ('the Existing Order').

If no objections are received in relation to the proposals or if any objections are received are subsequently withdrawn, to authorise the Head of Legal to make the Traffic Regulation Order.

**14.0 Reasons for the Decision of the Chief Officer**

14.1 To fulfil the Traffic Management role of Blackpool Council, please see Background Information.