

Officer Non Key Executive Decision

Relevant Chief Officer (Decision Maker):	John Blackledge Director of Community and Environmental Services
Relevant Cabinet Member (for consultation purposes):	Councillor Paula Burdess Cabinet Member for Community Safety, Street Scene and Neighbourhoods
Report Author (Officer name and title):	Ian Large Head of Highways and Traffic Management Services
Implementation Date of Decision:	30 April 2024

Consolidation Order of Parking Restrictions

The Borough of Blackpool (Various Roads) (Consolidation of Waiting Restrictions, On Street Parking Places, Residents' Parking Places and Taxi Stands) Order 2024

1.0 Purpose of the report:

- 1.1 To authorise the Head of Legal Services to put in place the Consolidation Order along with proceeding to advertisement of any required order which is needed in connection with the Consolidation Order and the map based schedules shown on Appyway and/or to standardise terms, exception, and static provisions across the borough and where no objections are received to proceed to make all relevant orders.

2.0 Recommendation(s):

The recommendations is for the Chief Officer to

- 2.1 Authorise the statutory consultation and advertisement of notices of the intentions of the council to make a Traffic Regulation Order under the Road Traffic Regulation Act 1984, the effects of which will be to implement the Consolidation Order and any other order needed in connection with the Consolidation Order
- 2.2 If no objections are maintained in the proposal, to authorise the Head of Legal to make the Traffic Regulation Order(s).

3.0 Reasons for recommendation(s):

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

3.2

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 option to be considered:

Not to progress to advertisement stage.

4.0 Council Priority:

4.1 The relevant Council Priority is "Create safer communities and reduce crime and antisocial behaviour"

5.0 Background Information:

5.1 The Department for Transport (DfT) has a national initiative ongoing that requires all Highway Authorities to move to the digitisation of all its traffic regulation orders ("the Proposal").

5.2 In response to this Proposal, AppyWay developed a new mapper software system that was fully digitised. Under this software system there is no need to produce word based schedules to append to traffic orders, instead the software produces Map based schedules for traffic orders. Alongside these map based schedules all the information (notices and orders etc.) could be digitally attached to the system.

5.3 In the summer of 2022 the change to AppyWay was undertaken. The council previously used Buchannan's software, Parkmap. The AppyWay software is more intuitive and easier to use, it has also led to greater efficiencies in the process of creating a traffic regulation order.

5.4 When the information was transferred from Parkmap to AppyWay, the 163 individual orders that were attached to the information in Parkmap did not transfer over individually. Instead, the static restrictions were transferred under a single order meaning the Council now need to consolidate all existing orders.

- 5.6 In order to consolidate into a single order all the previous orders need to be sense checked to ensure that the exemption and provisions are standardised across all orders. The provisions under The Local Authorities' Traffic Order (Procedure) (England and Wales) Regulation 1996 at clause 21.1 provide a "consolidation order" means an order which
- i) Revokes provisions of one or more existing orders;
 - ii) Re-enacts those provisions without any change of substance, other than changes having one or more effects described in Part 1 of Schedule 4 and
 - iii) Has no other effect;
- 5.5 As these orders have been written over a number of years, by a number of different members of staff, there are some differences in drafting styles resulting in variances in definitions and exemptions. Whilst producing a consolidation order there is the opportunity to standardise existing variances by bringing into force in a number of new amendment orders. Such new orders require consultation and advertising pursuant to The Local Authorities' Traffic Order (Procedure) (England and Wales) Regulation 1996.
- 5.6 Additionally prior to entering into a single consolidation order the opportunity exists to bring reconfirm existing previous on street static provisions.
- 5.7 If we are to amend and reconfirm provisions noted in the paragraphs above into the consolidation order to ensure standardisation in the drafting and application of any on street static provisions across the Borough the Council are required to consult, and publish the relevant notices in accordance with the Local Authorities' Traffic Order (Procedure) (England and Wales) Regulation 1996.

6.0 Legal consideration:

- 6.1 Consideration of requirements laid down in the Road Traffic Regulation Act 1984 and the Local Authorities' Traffic Order (Procedure) (England and Wales) Regulation 1996.

7.0 Human Resources consideration:

- 7.1 N/A

8.0 Equalities consideration:

8.1 N/A

9.0 Financial consideration:

9.1 Advertisement of necessary consolidation and amendment orders

10.0 Risk Management consideration:

10.1 If the Council were not to undertake this process the Council will not be able to manage effectively and efficiently the on street static restrictions.

11.0 Ethical consideration:

11.1 N/A

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 Blackpool Gazette. Documents shall be made available for inspection at Customer First, Bickerstaffe House on 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.

13.0 Decision of Chief Officer:

13.1 To authorise the consultation and publication of any proposed amendment orders to deal with inconsistencies in drafting of definitions and exemption and where no objections are made to proceed to the making of any necessary order

13.2 To authorise the consultation and publication of any proposed orders required to put in place and standardise on street static provisions across the Borough and where no objections are made to proceed to the making of any necessary orders.

13.3 To proceed with the making of the Consolidation Order subject to putting in place other required orders as noted in 13.1 and 13.2

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.