

## RIBBLE VALLEY BOROUGH COUNCIL REPORT TO COMMUNITY COMMITTEE

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Agenda Item No. 7

meeting date: TUESDAY 10<sup>th</sup> MARCH 2020  
title: NEW PARKING ORDER  
submitted by: J. HEAP – DIRECTOR OF COMMUNITY SERVICES  
principal author: A. HARPER – HEAD OF ENGINEERING SERVICES

### 1 PURPOSE

1.1 To approve a car parking order (“the Order”) to introduce a payment by telephone or debit/credit card, payment for disabled parking in excess of three hours and amend the Schedule of car parks.

1.2 Relevance to the Council’s ambitions and priorities

- Council Ambitions – To protect and enhance the existing environmental quality of our area and to protect the natural and built environment.
- Community Objectives – To encourage and develop more sustainable forms of transport by charging for off-street car parking.
- Corporate Priorities - Maintaining and improving the environmental quality of the Ribble Valley in line with our priority of environmental excellence.

### 2 BACKGROUND

2.1 Committee has previously approved the changes to the method of payment ( March 2016), the introduction of charges for disabled parking in excess of three hours (January 2017) and the sale of the Peel Street Car Park ( January 2016)

2.2 The Council has therefore produced an appropriate off-street parking places order to reflect these changes to its current practices.

2.4 Provisions that enable parking attendants to issue penalty charge notices for off-street parking and other provisions in respect of the decriminalisation of off-street parking are contained in the Road Traffic Act 1991 and the Road Traffic Regulation Act 1984, both of which were amended by the Road Traffic (Permitted Parking Area and Special Parking Area) (County of Lancashire) Order 2004 (the “Lancashire Order”).

2.5 The procedure for introducing car parking orders is governed by Sections 32 to 35A and Section 39 of and Schedule 9 to the Road Traffic Regulation Act 1984 and by the Local Authorities’ Traffic Orders (Procedure)(England and Wales) Regulations 1996. Details of the procedures are given in section 3 of this report.

### 3 ISSUES

3.1 The procedure for making the Order is as follows:

3.1.1 Before making the Order the Council must:

- consult with the chief officer of police for the area;
- publish at least once in a local newspaper a notice containing details of the Order and inviting objections within 21 days from the date of publication;
- not later than the date of publication send a copy of the notice to Lancashire County Council, The Freight Transport Association and The Road Haulage Association;
- take such other steps as it may consider appropriate for ensuring that adequate publicity about the Order is given to persons likely to be affected; and
- place on deposit for public inspection certain documents including the Council's reasons for making the Order.

3.1.2 Once the last date for objections has passed the Council may proceed to make the Order. Should Committee elect to make the Order, the Order will not be able to come into force until the requirements set out in 3.1.3 below have been fulfilled.

3.1.3 The Council must within 14 days of the making of the Order:

- publish in a local newspaper a notice containing details of the Order as made; and
- notify any objector of the making of the Order and where the objection has not been wholly acceded to, the notification shall include the reasons for the decision.

3.2 If Committee approves the making of the Order today, steps will then be taken for the initial notice ("the notice of proposals") to appear in the press as soon as possible and for consultation letters to be sent to the consultees referred to above. Any objections will then be reported to the next committee meeting occurring twenty-one days after such publication.

### 4 RISK ASSESSMENT

4.1 The approval of this report may have the following implications

- Resources – Approval would not require any further resources.
- Technical, Environmental and Legal – All technical issues can be managed by existing staff. Issues could arise with regard to on-street parking in the area. The order will be made in accordance with the legislation referred to in the report to ensure that it is enforceable.

- Political – Should provide a positive political message.
- Reputation –Introducing charging for parking is a sensitive matter, rarely popular in itself, but, if the decision is made on a sound basis, properly supported and explained, then, not withstanding any misgivings by others, the reputation of the Council should remain intact in the longer term.

## **5 RECOMMENDED THAT COMMITTEE**

- 5.1 Consider the attached Order which provides for the inclusion of previously approved changes in the revised parking Order.
- 5.2 Agree that officers advertise and consult on the Order in accordance with the appropriate legislation and procedures, as set out in 3.1.1 and 3.1.2.
- 5.3 Delegate authority to the Director of Community Services to authorise the making of the order following the end of the consultation period, being the 16<sup>th</sup> March to enable the new parking charges to be introduced.

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For further information please ask for Adrian Harper on 01200 414523.

REF: Adrian Harper Community Services 24.02.20