

PORTFOLIO HOLDER DECISION POST ENGAGEMENT FINAL DECISION



Report subject	Traffic Order – Sealing of Traffic Order Residential Disabled Parking Bay Proposals (P15 2021)
Decision maker	Councillor Mike Greene – Portfolio Holder for Transport and Sustainability
Proposed decision	To make and seal the Traffic Order and implement the restrictions which are outlined in Appendix 1
Proposed decision publication date	30 December 2021
Engagement period	Following the publication of the proposed decision, interested parties were invited to comment on the proposal for a period of five-clear days from 30 December 2021 to 9 January 2021 inclusive.
Comments received	No comments or representations were received during the engagement period.
Decision taken	The Portfolio Holder for Transport and Sustainability has considered any representations received and determined to confirm the decision outlined above without modification
Date of final decision	20 January 2022
Call-in and urgency:	Subject to any urgency provisions which shall be identified, this decision will not come into force, and may not be implemented, until the expiry of 5 clear working days after the decision was made, recorded and published.

PORTFOLIO HOLDER DECISION RECORD



Report subject	Traffic Order – Sealing of Traffic Order Residential Disabled Parking Bay Proposals (P15 2021)
Decision maker	Councillor Mike Greene – Portfolio Holder for Transport and Sustainability
Decision date	Not before 11 January 2022
Decision taken	To make and seal the Traffic Order and implement the restrictions which are outlined in Appendix 1
Reasons for the decision	<p>To consider representations following the advertisement of the Traffic Order and to approve the making and sealing of the Order so that new on-street disabled persons' parking bays and changes to existing on-street disabled persons' parking bays can be implemented.</p> <p>No material negative impacts have been identified in relation to the restrictions to be implemented including to matters such as access to premises, amenities and use of the road by public service vehicles.</p>
Call-in and urgency:	Subject to any urgency provisions which shall be identified, this decision will not come into force, and may not be implemented, until the expiry of 5 clear working days after the decision was made, recorded and published.
Corporate Director	Kelly Ansell
Responsible officer	Clare Griffiths, Sally Swaine
Wards	Alderney & Bourne Valley; Bearwood & Merley; Boscombe East & Pokesdown; Boscombe West; Burton & Grange; Christchurch Town; East Cliff & Springbourne; Highcliffe & Walkford; Kinson; Moordown; Mundeford, Stanpit & West Highcliffe; Muscliff & Strouden Park; Newtown & Heatherlands; Parkstone; Redhill & Northbourne; Talbot & Branksome Woods; Winton East;
Status	Open
Background	Residents who hold a Blue Badge for parking may apply for a residential disabled parking bay outside their home subject to certain conditions. These can be either a general disabled parking

	<p>bay for use by all blue badge holders, or a permit disabled parking bay for use by the permit holder only.</p> <p>The proposed disabled parking bays recommended for implementation in Appendix 1 meet the required conditions and have successfully completed the disabled parking bay application process. All the proposed removals have been requested by the applicant or residents and have been ratified by Officers.</p>
Options appraisal	<p>The options are to:</p> <ul style="list-style-type: none"> • make the Order and implement the provisions as advertised (as recommended in Appendix 1); • amend and make the Order and implement only some of the advertised provisions/vary some of the advertised provisions to be less restrictive than advertised. • not to make the Order.
Consultation undertaken	<p>The statutory consultation process set out in The Local Authorities' Traffic Orders (Procedure) (England and Wales) Regulations 1996 has been carried out as detailed below.</p> <p>A 21-day public consultation opened on Friday 1 October 2021 where:</p> <ul style="list-style-type: none"> • A Notice was placed in the Bournemouth Echo. • Notification emails were sent to all councillors and all statutory consultees (including emergency services, disability groups, local public transport providers, national transport associations and various council departments). • Street Notices with consultation details were displayed in relevant locations. • The Deposited Documents (consultation documents) were published on the council's website.
Financial/Resource implications	<p>The costs associated with both the consultation of the Traffic Order and implementation of the restrictions will be covered by the income from the disabled parking bay application fees. The whole review cost is estimated to be £6,000.</p>
Summary of legal implications	<p>The Road Traffic Regulation Act 1984, as amended (RTRA) provides local authorities the power to make various Traffic Orders; in appropriate circumstances, sections 32 and 35 of the RTRA allow the control of parking by designating on-street parking places for vehicles displaying a blue badge.</p> <p>Consultation and notice provisions as identified in The Local Authorities' Traffic Orders (Procedure) (England and Wales) Regulations 1996 has been carried out as detailed above.</p>

	<p>All representations received have been formally considered as outlined in Appendix 1 and taken into account in making this decision.</p> <p>In reaching a decision regard has been had to all relevant statutory provisions. They include, as appropriate, relevant requirements and duties as set out in s32 and s122 RTRA 1984 and s16 Traffic Management Act 2004.</p>
Summary of sustainability impact	Negligible.
Summary of public health implications	Positive.
Summary of equality implications	Positive impact on residents with a disability who qualify for and hold a Blue Badge.
Summary of risk assessment	No risks have been identified associated with the proposed traffic restriction changes.
Conflicts of interest declared by Cabinet member consulted on this decision	Not applicable.
Background papers	None

Equality Impact Assessment: conversation screening tool

[Use this form to prompt an EIA conversation and capture the output between officers, stakeholders and interested groups. This completed form or a full EIA report will be published as part of the decision-making process]

Policy/Service under development/review:	New Traffic Order
What changes are being made to the policy/service?	New Traffic Order
Service Unit:	Transport and Engineering
Persons present in the conversation and their role/experience in the service:	Clare Griffiths – Traffic Technician, Traffic Management Sally Swaine – Traffic Consultant, Traffic Management
Conversation dates:	5 November 2021
Do you know your current or potential client base? Who are the key stakeholders?	Yes – People with disabilities or health conditions who qualify and hold a Blue Badge.
Do different groups have different needs or experiences in relation to the policy/service?	Yes
Will the policy or service change affect any of these service users?	Yes Residents with disabilities or health conditions who qualify and hold a Blue Badge. Residents without a disability.
What are the benefits or positive impacts of the policy/service change on current or potential service users?	The provision of a residential disabled parking bay helps the resident maintain their independence and mobility, which consequently could result in additional positive outcomes including: • improved access to the greater community and its services thereby reducing social isolation; • improved health and wellbeing including mental health.
What are the negative impacts of the policy/service change on current or potential service users?	Residents without a disability may not have parking spaces adjacent to their properties.
Will the policy or service change affect employees?	No
Will the policy or service change affect the wider community?	No
What mitigating actions are planned or already in place for those negatively affected by the policy/service change?	None. No action is proposed as residents without a disability can use an alternative parking space when a space adjacent to their home is unavailable.
Summary of Equality Implications:	Positive impact on residents with a disability who qualify for and hold a blue badge.

For any questions on this, please contact the Policy and Performance Team by emailing performance@bcpcouncil.gov.uk

Appendix 1 - Consultation Outcome and Recommendations - Residential Disabled Parking Bays (P15 2021)

Consultation dates: 1 October 2021 – 22 October 2021

Schedule Legend: DPP – Parking Place for the Disabled, Permit – DPP with identifier for one user only, General – DPP for any Disabled Person’s Blue Badge holder, Conversion to Permit – Existing General DPP to be revoked and replaced with Permit DPP

Item No.	Road Name	Location	Proposed Parking Place for the Disabled Restriction	Existing Restriction	BCP Ward	Summary of Responses	Decision
1.	Albert Rd	Outside No. 105	General DPP	Unrestricted	Newtown & Heatherlands	No response received	Implement as advertised Reason: no objections
2.	Carlton Rd	Outside No. 21	DPP Revocation	Permit DPP	East Cliff & Springbourne	One response in support - Bay not used, removal will alleviate parking pressure	Implement as advertised Reason: no objections
3.	Chestnut Way	Outside No. 24	Permit DPP	Unrestricted	Burton & Grange	No response received	Implement as advertised Reason: no objections
4.	Clifford Rd	Outside No. 6B	DPP Revocation	Permit DPP	Moordown	No response received	Implement as advertised Reason: no objections
5.	Dairy Close	Outside No. 15	Permit DPP	Unrestricted	Christchurch Town	<p>Two objections received:</p> <ul style="list-style-type: none"> - Not enough parking as two of the four parking bays here are seldom used as next to Oak tree leaving bird droppings & sticky sap on cars, using one as a disabled bay not an issue if tree issue resolved. - Were told parking bays were for residents and their visitors when moved in, charged for ground maintenance. - Respondent uses part of the parking area opposite house as cannot use own drive or park across it. - Done in underhand way to protect one person is not on. - Disabled bay should be for any Blue Badge holders only. - Applicant is abusing system, car seldom used, never displayed blue badge. 	<p>Implement as advertised Reason:</p> <ul style="list-style-type: none"> - Outside scope of this consultation. Tree is on private land. Respondent referred to BCP tree management for information and private landlord/management company. - Information available shows this location as adopted highway. - Information about application for a residential disabled parking bay and the process followed is available on the BCP Council website. - Applicant meets the criteria for a bay. - Suspected Blue Badge misuse can be reported to the Blue Badge team – information available on the BCP Council website.

Item No.	Road Name	Location	Proposed Parking Place for the Disabled Restriction	Existing Restriction	BCP Ward	Summary of Responses	Decision
6.	Draycott Rd	Outside No. 30	DPP Revocation	Permit DPP	Redhill & Northbourne	One response in support received - Previous disabled tenants no longer occupy No. 30 and parking within the area is very congested.	Implement as advertised Reason: no objections
7.	Durdells Gdns	Outside No. 51	Permit DPP	Unrestricted	Kinson	No response received	Implement as advertised Reason: no objections
8.	Gordon Rd	Outside No. 54	Permit DPP	Unrestricted	Talbot & Branksome Woods	No response received	Implement as advertised Reason: no objections
9.	Green Rd	Outside No. 68	DPP Revocation	Permit DPP	Winton East	One response in support received - Bay not used, bay should not have been installed in the first place	Implement as advertised Reason: no objections
10.	Gwynne Rd	Outside No. 43	General DPP (to confirm marked bay)	General DPP	Alderney & Bourne Valley	No response received	Implement as advertised Reason: no objections
11.	Hayes Ave	Side of No. 502 Holdenhurst Rd	DPP Revocation	General DPP	East Cliff & Springbourne	No response received	Implement as advertised Reason: no objections
12.	Hayes Ave	Outside No. 7	Conversion to Permit DPP	General DPP	East Cliff & Springbourne	No response received	Implement as advertised Reason: - Applicant meets criteria for a DPP
13.	Hayes Ave	Outside No. 9	Permit DPP	Unrestricted	East Cliff & Springbourne	No response received	Implement as advertised Reason: no objections
14.	Hoburne Gdns	Adj to side of No. 10	Permit DPP	Unrestricted	Highcliffe & Walkford	No response received	Implement as advertised Reason: no objections
15.	Ibbertson Way	Opposite No. 4	Permit DPP	Unrestricted	Muscliff & Strouden Park	No response received	Implement as advertised Reason: no objections
16.	Ibbertson Way	Outside No. 2	Conversion to Permit DPP	General DPP	Muscliff & Strouden Park	No response received	Implement as advertised Reason: no objections
17.	Kimberley Rd	Outside No. 7	Permit DPP	Unrestricted	Parkstone	No response received	Implement as advertised Reason: no objections
18.	Littlemoor Ave	Outside No. 72	Permit DPP	Unrestricted	Bearwood & Merley	No response received	Implement as advertised Reason: no objections
19.	Long Rd	Outside No. 5	Permit DPP	Unrestricted	Kinson	No response received	Implement as advertised Reason: no objections
20.	Luckham Rd	Outside No. 20	Permit DPP	Unrestricted	Muscliff & Strouden Park	No response received	Implement as advertised Reason: no objections
21.	Markham Rd	Outside No. 110	Permit DPP	Unrestricted	Winton East	No response received	Implement as advertised Reason: no objections

Item No.	Road Name	Location	Proposed Parking Place for the Disabled Restriction	Existing Restriction	BCP Ward	Summary of Responses	Decision
22.	Melbourne Rd	Outside No. 4	Permit DPP	Unrestricted	East Cliff & Springbourne	No response received	Implement as advertised Reason: no objections
23.	Nelson Dr	Adj to No. 37 Trafalgar Ct	Permit DPP	Unrestricted	Mudeford, Stanpit & West Highcliffe	No response received	Implement as advertised Reason: no objections
24.	North Rd	Outside No. 2	DPP Revocation	General DPP	Boscombe East & Pokesdown	No response received	Implement as advertised Reason: no objections
25.	Ophir Rd	Outside No. 23 - 25	Revocation of 7m NWAAT	NWAAT	East Cliff & Springbourne	No response received	Implement as advertised Reason: no objections
26.	Ophir Rd	Outside No. 23-25 Ophir Rd	Permit DPP	NWAAT	East Cliff & Springbourne	No response received	Implement as advertised Reason: no objections
27.	Paddington Gr	Outside No. 60	Conversion to Permit DPP	General DPP	Bearwood & Merley	No response received	Implement as advertised Reason: no objections
28.	Redhill Dr	Outside Laburnum Hs	DPP Revocation	Permit DPP	Redhill & Northbourne	No response received	Implement as advertised Reason: no objections
29.	Sea Rd	Outside Whitewater, No. 47	Permit DPP	Unrestricted	Boscombe West	One objection received - Will not object if provided with own permit bay	Implement as advertised Reason: - A General DPP is to remain in place for use by any blue badge holder - Information given to respondent re how to apply for a conversion/Permit DPP
30.	St Mary's Rd	Outside No. 18	DPP Revocation	General DPP	East Cliff & Springbourne	One response in support received - Bay no longer required	Implement as advertised Reason: no objections
31.	St Mary's Rd	Outside No. 23	Permit DPP	Unrestricted	East Cliff & Springbourne	One objection received - Already have four bays in the road, two of which are not used, adding another will limit parking even further for able residents	Implement as advertised - Two bays are in the process of being removed - Applicant meets criteria for a DPP
32.	Stanley Rd	Outside No. 2A	DPP Revocation	General DPP	East Cliff & Springbourne	One observation received - Knows that another resident is currently using the bay	Implement as advertised Reason: - No objections - Current user is aware of the relocation of the bay - Relocation of the bay improves the amenity of residents
33.	Stanley Rd	Opposite No. 1 adj to car park	General DPP	Unrestricted			

Item No.	Road Name	Location	Proposed Parking Place for the Disabled Restriction	Existing Restriction	BCP Ward	Summary of Responses	Decision
34.	Strathmore Rd	Outside No. 38	Permit DPP	Unrestricted	Muscliff & Strouden Park	No response received	Implement as advertised Reason: no objections
35.	Windham Rd	Outside No. 38	DPP Revocation	Permit DPP	East Cliff & Springbourne	No response received	Implement as advertised Reason: no objections