

23 March 2022**Agenda Item:7****REPORT OF CORPORATE DIRECTOR, PLACE****THE NOTTINGHAMSHIRE COUNTY COUNCIL (BEDE HOUSE LANE,
NEWARK ON TRENT) (PROHIBITION OF WAITING) TRAFFIC REGULATION
ORDER 2022 (3345)****CONSIDERATION OF OBJECTIONS****Purpose of the Report**

1. To consider the objection received in respect of the above Traffic Regulation Order and whether it should be implemented as advertised

Information

2. Bede House Lane is located to the east of Newark town centre, within the conservation area. Sherwood Avenue Park lies to its southern side and Newark College to the north. The main vehicular entrance to the college is located on Bede House Lane. Places of worship and residential properties are located on the south-eastern end of the lane. Off-street parking in the area is limited in extent and vehicles are usually parked to capacity on the unrestricted sections of the lane.
3. Nottinghamshire County Council has received complaints from Newark College regarding obstruction arising from the current parking patterns. They state that larger delivery vehicles are unable to access the college, and express concern that emergency vehicles will similarly be unable to attend the campus. They noted that the fire service attempted to traverse the route and were unable to get their appliance through, forcing them to reverse out of Bede House Lane. They note that when drivers do not park directly up against the wall on the southern edge of the road the route also becomes obstructed for smaller vehicles. These complaints regarding obstruction, road safety and access for emergency vehicles around Newark College and Sherwood Avenue Park, Newark have been raised several times.
4. In response Nottinghamshire County Council propose to introduce 'No Waiting at Any time' (double yellow line) restrictions at this location. The statutory consultation and public advertisement of the proposals was carried out between 18th November 2021 and 17th December 2021 and are detailed on the attached drawing, H/MN/3862/01.
5. Four responses to the consultation were received; three of which expressed their support. The response from Newark Town Council, is considered to be an outstanding objection to the proposals.

Objections Received

6. Objection – Loss of on-street parking.
Newark Town Council objected to the proposals due to the loss of on-street parking. They stated that they were unaware of any issues arising from the current parking patterns and that the reduction in parking capacity in the area was unacceptable.
7. Response – Loss of on-street parking
The double yellow lines (No Waiting at Any Time) proposed are designed to ensure that sufficient unobstructed carriageway is available for the safe movement of vehicles and pedestrians along Bede House Lane. The restrictions are proposed in response to a pattern of complaints directed to the County Council as the body responsible for the Highway.
8. Whilst it is recognised that convenient free on-street parking opportunities are valued in town centres and near education establishments, this must be secondary to the primary purpose of the Highway, which is the expeditious, convenient and safe movement of traffic (including pedestrians). The proposed restrictions are required to address safety concerns arising from the current parking patterns and to secure and maintain reasonable access to premises. Unrestricted, free on-street parking capacity on the northern side of the road has been retained and fee-charged parking is available in the locality.
9. There is always a balance to be struck between competing demands for a finite resource; it is considered that the proposed scheme offers the best solution to improving highway operation whilst retaining on-street parking where feasible.

Other Options Considered

10. Other options considered relate to the length of the restrictions proposed, which could have been greater. The restrictions are considered to strike a reasonable balance between the need to maintain the safe operation of the highway and recognition of the demand for on-street parking.

Comments from Local Members

11. Councillor Keith Girling expressed concern regarding the loss of on-street parking but supports the proposed restrictions.

Reasons for Recommendation

12. The measures contained in the proposed clearway restrictions are considered appropriate taking into account a balanced view of the needs of all sectors of the community, including non-drivers. The proposals will ease congestion, contribute to road safety, and protect access for emergency vehicles around Newark College and Sherwood Avenue Park.

Statutory and Policy Implications

13. This report has been compiled after consideration of implications in respect of crime and disorder, data protection and information governance finance, human resources, human rights, the NHS Constitution (public health services), the public sector equality duty, safeguarding of children and adults at risk, service users, smarter working, sustainability and the environment and where such implications are material they are described below. Appropriate consultation has been undertaken and advice sought on these issues as required.

Crime and Disorder Implications

14. Nottinghamshire Police expressed support for the proposals. No additional crime or disorder implications are envisaged.

Financial Implications

15. This scheme is being funded through the 2021/22 Traffic Management Revenue budget for Newark and Sherwood with an estimated cost to implement the works and traffic order of £1,500.

Human Rights Implications

16. The implementation of the proposals within this report might be considered to have a minimal impact on human rights (such as the right to respect for private and family life and the right to peaceful enjoyment of property, for example). However, the Authority is entitled to affect these rights where it is in accordance with the law and is both necessary and proportionate to do so, in the interests of public safety, to prevent disorder and crime, to protect health, and to protect the rights and freedoms of others. The proposals within this report are considered to be within the scope of such legitimate aims.

Public Sector Equality Duty implications

17. As part of the process of making decisions and changing policy, the Council has a duty 'to advance equality of opportunity between people who share a protected characteristic and those who do not' by thinking about the need to:

- Eliminate unlawful discrimination, harassment, and victimisation.
- Advance equality of opportunity between people who share protected characteristics (as defined by equalities legislation) and those who don't.
- Foster good relations between people who share protected characteristics and those who don't.

18. Disability is a protected characteristic and the Council therefore has a duty to make reasonable adjustments to proposals to ensure that disabled people are not treated unfairly.

Implications for Sustainability and the Environment

19. The proposed waiting restrictions are designed to facilitate the safe and efficient operation of the Highway. The restrictions may encourage drivers to use sustainable modes to access their destination.

RECOMMENDATION

It is **recommended** that:

- 1) The Nottinghamshire County Council (Bede House Lane, Newark On Trent) (Prohibition of Waiting) Traffic Regulation Order 2022 (3345) is implemented, and Newark Town Council informed accordingly.

Adrian Smith
Corporate Director, Place

For any enquiries about this report please contact: Helen North (Improvements Manager),
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Constitutional Comments (SJE – 23/02/2022)

20. This decision falls within the Terms of Reference of the Transport & Environment Committee to whom responsibility for the exercise of the Authority's functions relating to parking provision, road safety, traffic management and traffic regulation orders has been delegated.

Financial Comments (RWK 17/02/2022)

21. The estimated cost to implement the works detailed in the report is £1,500. This cost will be funded as part of the contract with VIA which includes an allocation of £934,500 for Traffic Management works.

Background Papers

All relevant documents for the proposed scheme are contained within the scheme file which can be found in the Major Projects and Improvements section at Trent Bridge House, Fox Road, West Bridgford, Nottingham.

Except for previously published documents, which will be available elsewhere, the documents listed here will be available for inspection in accordance with Section 100D of the Local Government Act 1972.

Electoral Division(s) and Member(s) Affected

- Newark West Councillor Keith Girling