

OBJECTION

Borough of Torbay (Cockington Lane, Torquay),
(Control of Waiting, Loading and Unloading), Amendment Order No.5 2013

Objection 1

It is in contravention of the Council's recently published new Parking Policy 2012 – 2015.

Specifically Appendix B, "Criteria for the consideration of waiting restrictions on the Public Highway", of which Paragraph 8 – 'Residents Parking' states:-

"Residents Parking Schemes will only be considered in recognised Controlled Parking Zones."

Answer

The objector is correct in saying that the Parking Policy states that "Residents Parking Schemes will only be considered in recognised Controlled Parking Zones." and at this stage we would be unable to alter the Traffic Regulation Order (TRO) for the area of Cockington Lane to be classed as a Controlled Parking Zone (CPZ) instead of just a residents parking place.

Due to the nature of the Cockington village environment it has always been agreed that the implementation of carriageway markings would not be appropriate and therefore the current level of reduced signing for parking restrictions, has always been subject to Department for Transport approval.

However, in an effort to reduce the number of street signs currently in place, the members of the Cockington Forum have agreed that carriageway markings are acceptable on the approach to and exit from the village centre.

The area in question is on the exit from the village centre and is planned to be signed as a 'Residents Parking Scheme', rather than a 'Controlled Parking Scheme'.

The issues paper showing the proposals for Cockington Lane was put before the Transport Working Party on 25th April 2013 with the clear indication that the proposals were to implement a residents parking scheme and the 'Parking Policy 2012-15' was noted at the end of the issues paper in the background papers section.

Therefore the information in the parking policy was available to the members, prior to them making a decision at the meeting and that, should they have wished, they could have refused the proposals based on item 8 of Appendix B in the Parking Policy.

Objection 2

There are contradictory price change dates in the proposed order.

Specifically:-

“...Residents Parking Permit, the charge of which will initially be £100 per 12 months, but being reduced to £30 per 12 months as of 1st October 2013.”

However, the section – “authorisation and use of Residents ‘Parking Permits”, states:-

Paragraph 18 (4)

(2) The charge for the issue of a Residents’ Parking Permit and Protective Cover shall be –

- (a) £100 on any applications received from the date of commencement of this order until 30th September 2016;
- (b) £30 on any applications received on or after 1st October 2016;

Answer

The officer who processes the Traffic Regulation Orders states that the date error in the ‘Statement of Reasons’ does not invalidate the amendment order that it refers to, as the statement is only required to give a brief account of why the authority proposes to make the order.

Specific details such as charges being proposed in the order are not required to be included in the statement, and on this occasion the charge information was included as additional information. The order itself is the legal document that we cannot alter once it has been advertised, and as the information contained within article 18 is correct there is no need to revoke the order at this stage.