

STATUTORY CONSULTATION - MINOR ON-STREET PARKING PROPOSALS VARIOUS LOCATIONS - TRO 2013 AMENDMENT 36

Sevenoaks Joint Transportation Board - 9 March 2021

Report of: Deputy Chief Executive and Chief Officer - Finance & Trading

Status: For Decision

Key Decision: No

Executive Summary: The consideration of the objections to the minor on-street parking proposals within The Kent County Council (Various Roads in the District of Sevenoaks) (Prohibition and Restriction of Waiting and Loading and Unloading and On-Street Parking Places) (Amendment 36) Order 2021 (known as “TRO 2013 Amendment 36”) received during the statutory consultation

This report supports the Key Aim of:

- Caring Communities
- Sustainable Economy

Portfolio Holder: Cllr. Margot McArthur

Contact Officer: Jeremy Clark, Ext. 7323

Recommendation to Sevenoaks Joint Transportation Board:

The Joint Transportation Board is asked to endorse the following recommendations, that:

- (a) the feedback from the statutory consultation regarding the minor on-street parking proposals within TRO 2013 Amendment 36 be noted;
- (b) because no relevant objections were received to the parking proposals for Riverside, Eynsford, Main Road, Hextable and Church Road, West Kingsdown, detailed in Appendices 1, 2 and 8 to this report, it be noted that these proposals will be implemented as drawn;
- (c) the relevant objections received to the parking proposals for Permit Zone A, Bethel Road, and Greatness Lane, Sevenoaks detailed in Appendices 3, 4, and 5 to this report be set aside, and the proposals be implemented, as drawn;

- (d) the relevant objection received to the parking proposal for London Road (A224), Sevenoaks, detailed in Appendix 7, be upheld in part, and the proposal be modified before implementation;
- (e) the relevant objections received to the parking proposals for Hartslands Road and Sandy Lane, Sevenoaks, detailed on Appendix 6 to this report, be upheld and the proposals be withdrawn: and
- (f) the objectors be notified of the decisions.

Reason for recommendations:

The parking proposals are aimed at providing better management of the Public Highway, in line with the Highway Code and current legislation.

Introduction and Background

- 1 A statutory consultation was undertaken over a 3-week period from 28 January 2021 in respect of minor on-street parking proposals contained in a draft traffic regulation order entitled The Kent County Council (Various Roads in the District of Sevenoaks) (Prohibition and Restriction of Waiting and Loading and Unloading and On-Street Parking Places) (Amendment 36) Order 2021, hereafter known as “TRO 2013 Amendment 36”.
- 2 The parking proposals include changes to existing and/or new waiting restrictions in the following roads, which are shown on the plans and are described in Appendices 1 to 8:
 - Appendix 1 - Eynsford - Riverside
 - Appendix 2 - Hextable - Main Road
 - Appendix 3 - Sevenoaks - Permit Zone A - Argyle Road, Eardley Road, Gordon Road, Granville Road, London Road (A224) & South Park
 - Appendix 4 - Sevenoaks - Bethel Road
 - Appendix 5 - Sevenoaks - Greatness Road
 - Appendix 6 - Sevenoaks - Hartslands Road & Sandy Lane
 - Appendix 7 - Sevenoaks - London Road (A224)
 - Appendix 8 - West Kingsdown - Church Road

- 3 For the statutory consultation, public notices describing the on-street parking proposals and inviting representations were published in the local press and were erected in each of the locations concerned.
- 4 A link for making representations online was also hosted on the District Council's website.
- 5 During the 3-week statutory consultation period, which ended on 19 February 2021, objections were received in respect the following parking proposals:
 - Appendix 3 - Sevenoaks - Permit Zone A - Argyle Road, Eardley Road, Gordon Road, Granville Road, London Road (A224) & South Park
 - Appendix 4 - Sevenoaks - Bethel Road
 - Appendix 5 - Sevenoaks - Greatness Road
 - Appendix 6 - Sevenoaks - Hartslands Road & Sandy Lane
 - Appendix 7 - Sevenoaks - London Road (A224)
- 6 The purpose of this report is therefore for the Sevenoaks Joint Transportation Board to consider the relevant objections, together with Officers' comments and the recommendations given in Appendices 3 to 7 before TRO 2013 Amendment 36 is made, and to:
 - Endorse the recommendation to set aside the relevant objections and implement the proposals for Permit Zone A, Bethel Road and Greatness Road, Sevenoaks detailed in Appendices 3, 4 and 5 as drawn; and
 - Endorse the recommendation to uphold the relevant objections and withdraw the proposals for Hartslands Road & Sandy Lane, Sevenoaks detailed in Appendix 6; and
 - Endorse the recommendation to uphold the relevant objection to the proposal for London Road (A224), Sevenoaks detailed in Appendix 7 in part, and implement a modified version of the proposal; or
 - Uphold the relevant objections either in part or fully, reject the recommendation to set aside the objections, and formulate a new recommendation to modify or abandon the proposals for Permit Zone A, Bethel Road, Greatness Road and London Road (A224), Sevenoaks detailed in Appendices 3, 4 and 5; or
 - Set aside the relevant objections to the proposals for Hartslands Road & Sandy Lane, and London Road (A224), Sevenoaks detailed in Appendices 6 and 7, and implement the proposals as drawn

(It should be noted that it is only possible to amend proposals by reduction. Any extension to the proposed restrictions or change of type of restriction would form a new proposal and require re-advertisement).

- 7 No objections were received in respect of the parking proposals given in Appendices 1, 2 and 8, and hence these can be implemented without a recommendation to the Board. These locations have therefore been included for information.
- 8 The terms of reference for the Sevenoaks Joint Transportation Board allow it to provide advice to the Sevenoaks District and Kent County Councils, who will normally act in accordance with its views.

Other options Considered and/or rejected

The feasibility and desirability of upholding the relevant objections to the parking the proposals for Permit Zone A, Bethel Road, and Greatness Road, Sevenoaks detailed in Appendices 3, 4 and 5, either fully or in part, and amending or abandoning some or all of these parking proposals was considered.

However, because the proposals are required to improve local on-street parking availability and to improve the safety and efficient movement of road users, these options were not recommended.

Key Implications

Financial

The estimated cost of promoting and implementing the parking proposals in TRO 2013 Amendment 36 is in the region of £10,000.

Those given in Appendices 1 and 8 are being funded by local County Councillors from their Combined Member Grant allocations, at an estimated cost of £1,750.

The District Council can meet the cost of those given in Appendices 2 to 7 from its parking account, at an estimated cost of £8,250.

Legal Implications and Risk Assessment Statement.

A traffic regulation order (TRO) must be made under the Road Traffic Regulation Act 1984 (RTRA 1984) to cover the proposed on- and off-street parking changes.

Section 1 of the RTRA 1984 states that a TRO may only be made for the following purposes:

- avoiding danger to persons or traffic (including for anti-terrorist purposes);
- preventing damage to the road or to buildings nearby (including for anti-terrorist purposes);
- facilitating the passage of traffic;
- preventing use by unsuitable traffic;

- preserving the character of a road especially suitable for walking or horse riding;
- preserving or improving amenities of the area through which the road runs; and
- for any of the purposes specified in paragraphs (a) to (c) of the Environment Act 1995 (air quality).

To meet one or more of the above, a TRO may prohibit, restrict or regulate the use of a road or any part of the width of a road by vehicular traffic of any class. It may have effect at all times or at specified periods or times. Specific classes of traffic may be excepted.

Before making a TRO, a formal (statutory) consultation procedure must be followed in accordance with The Local Authorities' Traffic Orders (Procedure) (England and Wales) Regulations 1996.

Any objections made to the TRO received during this statutory consultation (other than frivolous or irrelevant ones) that are not withdrawn are reported to the Sevenoaks Joint Transportation Board.

The terms of reference for the Sevenoaks Joint Transportation Board allow it to provide advice to the Sevenoaks District and Kent County Councils, who will normally act in accordance with its views. If the Councils were minded to act otherwise, no decision would be taken until after a discussion with the Chairman and Vice Chairman of the Board.

Risk Assessment Statement

There are no additional risks identified that are outside those already covered within the standard Risk Assessment for carrying out parking enforcement on the Public Highway.

Equality Assessment

The decisions recommended in this report have a remote or low relevance to the substance of the Equalities Act. There is no perceived impact on end users.

Adrian Rowbotham

Deputy Chief Executive and Chief Officer - Finance & Trading

Appendices

Appendix 1 - For Information - Eynsford - Riverside - Description and plan of parking proposals and Officers' comments

Appendix 2 - For Information - Hextable - Main Road - Description and plan of parking proposal and Officers' comments

Appendix 3 - For Information - Sevenoaks - Permit Zone A - Argyle Road, Eardley Road, Gordon Road, Granville Road, London Road (A224) & South Park - Description and plan of parking proposals, feedback from the statutory consultation and Officers' comments and recommendation

Appendix 4 - For Information - Sevenoaks - Bethel Road - Description and plan of parking proposals, feedback from the statutory consultation and Officers' comments and recommendation

Appendix 5 - For Information - Sevenoaks - Greatness Road - Description and plan of parking proposals, feedback from the statutory consultation and Officers' comments and recommendation

Appendix 6 - For Information - Sevenoaks - Hartslands Road & Sandy Lane - Description and plan of parking proposals, feedback from the statutory consultation and Officers' comments and recommendation

Appendix 7 - For Information - Sevenoaks - London Road (A224) - Description and plan of parking proposals, feedback from the statutory consultation and Officers' comments and recommendation

Appendix 8 - For Information - West Kingsdown - Church Road - Description and plan of parking proposal and Officers' comments

Background Papers

[The Traffic Signs Regulations and General Directions 2016](#)

[The Road Traffic Regulation Act 1984](#), as amended.

[The Local Authorities' Traffic Orders \(Procedure\) \(England and Wales\) Regulations 1996.](#)

[The Highway Code](#)