



Democratic Services

Location: Phase II
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CMD No: 287

**To: COUNCILLOR JOHN RILEY
CABINET MEMBER FOR PUBLIC SAFETY AND
TRANSPORT**

c.c. All Members of the Public Safety & Transport
Select Committee
c.c. Ward Councillors for Cavendish
c.c. Perry Scott – Infrastructure, Transport & Building
Services
c.c. Roy Cliss – Infrastructure, Transport & Building
Services
c.c. Conservative and Labour Group Offices
(inspection copy)

Date: 23 September 2021

Non-Key Decision request

Form D

RESULTS OF STATUTORY CONSULTATION FOR PROPOSED WAITING RESTRICTIONS IN TORCROSS ROAD/BARNSTAPLE ROAD, PINNER

Dear Cabinet Member

Attached is a report requesting that a decision be made by you as an individual Cabinet Member. Democratic Services confirm that this is not a key decision, as such the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012 notice period does not apply.

You should take a decision **on or after Friday, 1 October 2021** in order to meet Constitutional requirements about publication of decisions that are to be made. You may wish to discuss the report with the Corporate Director before it is made. Please indicate your decision on the duplicate memo supplied and return it to me when you have made your decision. I will then arrange for the formal notice of decision to be published.

Anisha Teji
Democratic Services Officer

Title of Report: Results Of Statutory Consultation For Proposed Waiting Restrictions In Torcross Road/Barnstaple Road, Pinner

Decision made:

Reasons for your decision: (e.g. as stated in report)

Alternatives considered and rejected: (e.g. as stated in report)

SignedDate.....
Cabinet Member for Public Safety and Transport

RESULTS OF STATUTORY CONSULTATION FOR PROPOSED WAITING RESTRICTIONS IN TORCROSS ROAD/BARNSTAPLE ROAD, PINNER

Cabinet Member(s)	Councillor John Riley
Cabinet Portfolio(s)	Cabinet Member for Public Safety and Transportation
Officer Contact(s)	Roy Cliss, Infrastructure, Transport & Building Services
Papers with report	Appendix A

HEADLINES

Summary	To inform the Cabinet Member on the results of the statutory consultation for proposed waiting restrictions in Torcross Road/Barnstaple Road, Ruislip.
Putting our Residents First	This report supports the Council objective of Our People. The request can be considered as part of the Council's annual programme for on-street parking controls.
Financial Cost	The estimated cost associated with the recommendations to this report is £40 and will be funded from existing revenue budgets within the Transportation service.
Relevant Select Committee	Public Safety and Transport
Relevant Ward(s)	Cavendish

RECOMMENDATIONS

That the Cabinet Member for Public Safety and Transport:

- 1. Notes the comments received during the statutory consultation for the proposed introduction of waiting restrictions in Torcross Road/Barnstaple Road, Ruislip.**
- 2. Asks officers to proceed with the introduction of the proposed waiting restrictions in Torcross Road/Barnstaple Road, Ruislip as shown on the plan attached as Appendix A of this report.**

Reasons for recommendations

To respond to the views submitted by residents from the Council's consultation on the proposed installation of waiting restrictions in Torcross Road/Barnstaple Road, Ruislip, which was fully supported by all three Ward Councillors.

Alternative options considered / risk management

None at this stage.

Select Committee comments

None at this stage.

SUPPORTING INFORMATION

1. Torcross Road and Barnstaple Road are both mainly residential Roads within Cavendish Ward.
2. The Council received three requests from local residents asking for a short section of double yellow lines to be installed outside Nos 68 and 68a Torcross Road to improve access and egress to the road and improve sight lines. As a consequence, a detailed site investigation was undertaken by Council officers and proposals developed which can be seen in Appendix A.
3. The proposal was taken through the statutory 21-day consultation process which involved the placing of advertisements in the local press, the London Gazette and the display of public notices on site.
4. During the consultation the Council received an objection to the proposed waiting restrictions stating their reasons for objecting as:

"Further to the letter we received from the Council today, I would like to reject the proposal for double yellow lines on the corner of Torcross and Barnstaple Road. This has singled us out as a resident of Hillingdon; we feel victimised as we are recently new residents to the area.

There are parking issues for numerous residents, from the moment the double yellow lines were put in over six months ago. on occasions we now have an over 5 minute walk home after parking our vehicle on adjacent roads. This is an issue as I have had over £1000 pounds on tools stolen in addition to having a child on the way

Parking is already an issue for numerous residents, especially since the double yellow lines have come in to play on the 'green triangle'.

2. In view of the objection received, views were sought from the local Ward Councillors on the concerns raised and the initial requests from other local residents. Whilst sympathetic to the objector's dilemma, on balance the Ward Councillors support the introduction of the proposed double yellow lines to promote road safety.

Financial Implications

The estimated cost to 'make' the Traffic Management Order' for the 'At Any Time' waiting restrictions on Torcross Road and Barnstaple Road is approximately £40 and will be managed within existing Transportation revenue budgets.

RESIDENT BENEFIT & CONSULTATION

The benefit or impact upon Hillingdon residents, service users and communities?

The recommendation reflects the views of local residents and Ward Councillors.

Consultation carried out or required

Statutory consultation was carried out by the insertion of public notices in a local newspaper and displayed on site.

CORPORATE CONSIDERATIONS

Corporate Finance

Corporate Finance has reviewed the recommendations to this report and concurs with the financial implications as set out above.

Legal

The decision makers must ensure that there is full consideration of the representations that have been received in exercising the power not to proceed with the proposal for waiting restrictions on Torcross Road and Barnstaple Road, Ruislip. The consultation and order making statutory procedures that should be followed in this case are set out in The Local Authorities' Traffic Orders (Procedures) (England and Wales) Regulations 1996 (SI 1996/2489).

If the decision is taken to make the proposed order, Part V of the Road Traffic Regulation Act 1984 and the Traffic Signs Regulations and General Directions 2016 set out the signage requirements, which must be observed.

In considering consultation responses, section 122 of the Road Traffic Regulations Act 1984 means that the Council must balance the concerns of the objectors with the statutory duty to secure the expeditious, convenient and safe movement of vehicular and other traffic.

There are a set of well-established common law rules which set out the requirements of a lawful public consultation which are known as the Gunning principles. They were endorsed by the Supreme Court in the Moseley case. The principles can be summarised as follows:

- Consultation should occur when proposals are at a formative stage;
- Consultations should give sufficient reasons for any proposal to permit intelligent consideration;

- Consultations should allow adequate time for consideration and response; and
- The product of consultation should conscientiously be taken into account by the decision maker.

There are a very significant number of judicial review cases which involve successful challenges to the lawfulness of a consultation undertaken by a public authority, so it is imperative that the Gunning principles are closely followed in this case.

Infrastructure / Asset Management

None at this stage.

Comments from other relevant service areas

None at this stage.

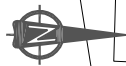
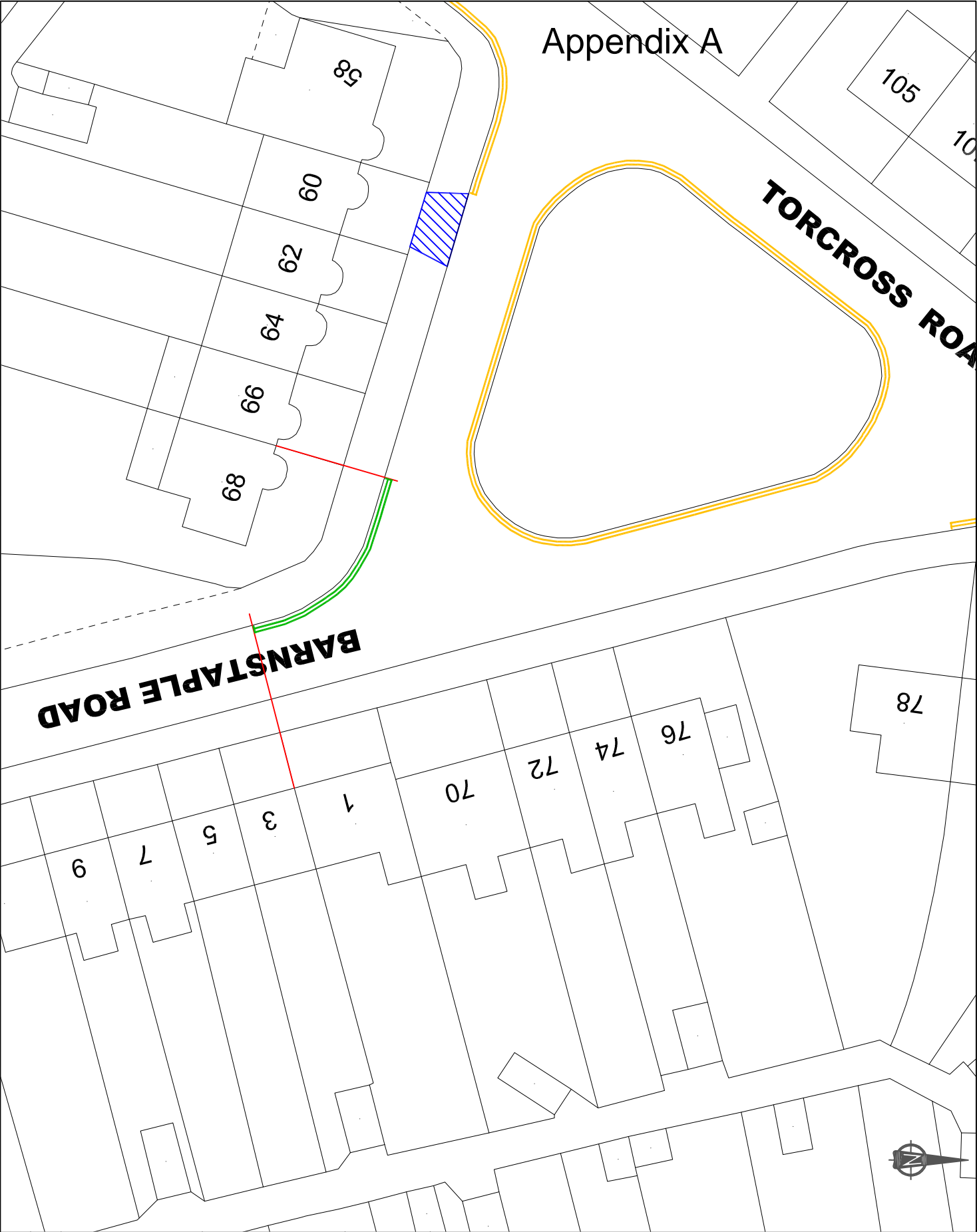
BACKGROUND PAPERS

None

TITLE OF ANY APPENDICES

Appendix A - Plan of the proposal

Appendix A



- Proposed double yellow lines
- Existing double yellow lines
- Dropped Kerbs

This map is based upon Ordnance Survey data and is provided with the permission of Ordnance Survey. It is not to be used for any purpose other than that for which it was prepared. It is the user's responsibility to ensure that the data is accurate and up to date. It is not to be used for any purpose other than that for which it was prepared. It is the user's responsibility to ensure that the data is accurate and up to date.



HILLINGDON
LONDON

Project
Road Safety Programme

Source
RSP/CAD drawings/Torcross Road - Bileford Road

Description
Barnstaple Road/Torcross Road,
Ruislip

Scale	Drawn	Checked
N.T.S	RC	09/20
Page Size	Drawing No.	Rev.
A4	RSP	