

<b>Subject:</b>	<b>Parking Fees &amp; Charges 20/21 Traffic Regulation Order</b>		
<b>Date of Meeting:</b>	<b>23<sup>rd</sup> June 2020</b>		
<b>Report of:</b>	<b>Executive Director of Environment, Economy &amp; Culture</b>		
<b>Contact Officer:</b>	<b>Name:</b>	<b>Charles Field</b>	<b>Tel: 01273 293329</b>
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<b>Ward(s) affected:</b>	<b>All Wards</b>		

**FOR GENERAL RELEASE****1. PURPOSE OF REPORT AND POLICY CONTEXT**

- 1.1 The council in its capacity as traffic authority under the Road Traffic Regulation Act 1984 proposes to make changes and additions to the parking fees & charges. This was under a number of Traffic Regulation Orders which were advertised on 27<sup>th</sup> March 2020.
- 1.2 The Council have received 30 written objections from residents (summarised in Appendix A) specifically to the proposal to set a new charge of £50 for the annual resident visitor permit (guest permit) in event / matchday parking schemes (Moulsecoombe and Coldean).

**2. RECOMMENDATIONS:**

That the Committee approves the following Traffic Regulation amendment Orders (as outlined in more detail in para 3.3);

- 2.1 Brighton & Hove (Off-Street Parking Places) Consolidation Order 2019 Amendment No.\* 202\* (TRO-4a-2020)
- 2.2 Brighton & Hove Various Controlled Parking Zones Consolidation Order 2018 Amendment Order No.\* 202\* (TRO-4b-2020)
- 2.3 Brighton & Hove Outer Areas (Waiting, Loading and Parking) and Cycle Lanes Consolidation Order 2018 Amendment No.\* 202\* (TRO-4c-2020)
- 2.4 Brighton & Hove Seafront (Various Restrictions) Consolidation Order 2018 Amendment No.\* 202\* (TRO-4d-2020)
- 2.5 Brighton & Hove (Coldean & Moulsecoomb) (Event Days) Parking Order 2013 Amendment Order No\* 202\* (TRO-4e-2020)

**3. CONTEXT/ BACKGROUND INFORMATION**

- 3.1 The Parking fees & charges 20/21 were discussed at the Environment, Transport & Sustainability Committee on January 21st 2020 and agreed at the Policy &

Resources Committee on February 13<sup>th</sup> 2020 and at Budget Council on February 27<sup>th</sup> 2020. The latter report included a number of additional amendments and these have all been reflected in Appendix B. It is important to note how complex the different permit types are now within Controlled Parking Zones (not including event / match day schemes) as it includes a number of length periods, exemptions, discounts and surcharges as illustrated in Appendix C.

- 3.2 To take these changes forward a notice of intention was advertised on 20<sup>th</sup> March 2020 which included existing on and off-street fees & charges that required an increase without changing the structure or basis. This was implemented and began operation on 14<sup>th</sup> April 2020 as it is not a consultation process but simply notifies the fees & charges that are increasing.
- 3.3 Those fees & charges which required more complex changes to the structure and basis or new fees & charges were advertised through Traffic Regulation Orders on 27<sup>th</sup> March 2020. This included the following;

**Brighton & Hove (Off-Street Parking Places) Consolidation Order 2019 Amendment No.\* 202\* (TRO-4a-2020)**

- Black Rock Car Park –revoke the 9 hour tariff and introduce an 11 hour tariff
- Rottingdean Marine Cliffs- introduce a 4 hour tariff
- Norton Road Car Park –introduce a staff annual permit
- Regency Square – introduce a Brighton Centre Conference Delegate rate

**Brighton & Hove Various Controlled Parking Zones Consolidation Order 2018 Amendment Order No.\* 202\* (TRO-4b-2020)**

- Zone Y – delete the Exclusive pay & display places ,Monday to Sunday 9am to 6pm, Short Term 2 hours (No return within 4 hours) low tariff for Dyke Road and replace with Exclusive pay & display places ,Monday to Sunday 9am to 6pm, Short Term 2 hours (No return within 4 hours) Medium Tariff.
- Introduce an additional charge for second, third and additional resident's permits in both full and light touch schemes
- Increases the High Emission surcharge for permits from 25% to 50%
- Changes Professional Carer's Badges to Permits and increases allowance to park from 1 hour to 2 hours.
- Removes Waivers and creates 1 day, 1 week and 1 month Traders Permits (with Low/high emission reduction/surcharge for the 1 month, 3 month and annual Traders Permits).

**Brighton & Hove Outer Areas (Waiting, Loading and Parking) and Cycle Lanes Consolidation Order 2018 Amendment No.\* 202\* (TRO-4c-2020)**

- Changes Professional Carer's Badges to Permits and increases allowance to park from 1 hour to 2 hours.
- Removes Waivers and creates 1 day, 1 week and 1 month Traders Permits (with Low/high emission reduction/surcharge for the 1 month, 3 month and annual Traders Permits).

**Brighton & Hove Seafront (Various Restrictions) Consolidation Order 2018 Amendment No.\* 202\* (TRO-4d-2020)**

- Changes Professional Carer's Badges to Permits and increases allowance to park from 1 hour to 2 hours.
- Removes Waivers and creates 1 day, 1 week and 1 month Traders Permits (with Low/high emission reduction/surcharge for the 1 month, 3 month and annual Traders Permits).

**Brighton & Hove (Coldean & Moulsecomb) (Event Days) Parking Order 2013 Amendment Order No\* 202\* (TRO-4e-2020)**

- The resident annual visitor permit will have a charge of £50.
- 3.4 The Notice of Intention (already advertised and implemented) and the Traffic Regulation Orders included all the fees & charges outlined and agreed in Appendix B.

**4. ANALYSIS & CONSIDERATION OF ANY ALTERNATIVE OPTIONS**

- 4.1 The option of not proceeding with the proposed new charge for the annual resident visitor permit (guest permit) in the event / matchday parking schemes was considered but it is recommended by officers that this is taken forward for the reasons outlined in this Committee report (para 5.4).

**5. COMMUNITY ENGAGEMENT & CONSULTATION**

- 5.1 The order was advertised from 27<sup>th</sup> March 2020 to the 17<sup>th</sup> April 2020. The notice was published in the Brighton & Hove Independent newspaper on 27<sup>th</sup> March 2020 and was available on the Council website and the relevant notices were displayed within off-street car parks.
- 5.2 All Councillors were consulted as were the statutory consultees including the Emergency Services, the Freight Transport Association and the Road Haulage Association
- 5.3 30 written objections were received to the Brighton & Hove (Coldean & Moulsecomb) (Event Days) Parking Order 2013 Amendment Order No\* 202\* (TRO-4e-2020). These were all objections to the new charge for the resident annual visitor permit (guest permit) of £50. These are all summarised in Appendix A.
- 5.4 This new charge is in response to the consultation in the area reported to the ETS Committee on 21<sup>st</sup> January 2020. It was outlined that some of the wider issues such as the use of permits was being considered as part of the current parking permit review alongside fees & charges. In particular there were concerns from residents that some permits were being sold / passed on to non-residents to use on event / matchdays. The charge of £50 for this annual permit represents great value for a potential 20+ event / matchdays for those that wish to have guests on these days. There is also the ability to purchase daily visitor permits for more infrequent visits on any particular day.
- 5.5 No other objections were received to any of the other proposals in the other Traffic Regulation Orders.

5.6 It is proposed to implement these new fees & charges in July 2020.

## **6. CONCLUSION**

6.1 The proposed new charge to an annual resident visitor permit (guest permit) will ensure residents have the ability to have guests on event / matchdays but also ensures these permits are issued correctly for the benefit of all residents in these areas.

## **7. FINANCIAL & OTHER IMPLICATIONS:**

### Financial Implications:

7.1 The estimated net impact of the proposed new charge for the annual resident visitor permit (guest permit) in event / matchday parking schemes will be £0.015m over a full financial year. It is assumed any costs associated with implementing the new charge will be contained within existing budgets.

7.2 Parking charges are subject to the Corporate Fees and Charges Policy. As a minimum, charges will be reviewed annually as part of the budget and service planning process.

*Finance Officer Consulted: Jess Laing*

*Date: 11/05/2020*

### Legal Implications:

7.1 When considering making a traffic regulation order (TRO), local traffic authorities are required under the Local Authorities' Traffic Orders (Procedure) (England and Wales) Regulations 1996 to consult with a number of specified bodies including any other organisations likely to be affected by any provision in the proposed TRO. A proper consultation process requires the consultation to be undertaken when the proposals are still at a formative stage so that the results of the consultation can be taken into account when deciding whether to make or what provisions to include in the proposed TRO.

7.2 Before making the TRO the traffic authority must consider all objections made and not withdrawn. Under the council's scheme of delegation to committees, the Environment, Transport & Sustainability Committee considers and makes decisions on proposed TROs where objections have been received and not withdrawn or otherwise resolved. The Committee can decide to make the TRO unchanged, make it with modifications or not to proceed with it.

*Lawyer Consulted: Stephanie Stammers*

*Date: 12/05/2020*

### Equalities Implications:

7.3 Engagement with the residents who will be affected by the Brighton & Hove (Coldean & Moulsecomb) (Event Days) Parking Order 2013 Amendment Order No\* 202\* has been part of the process from the start. The responses received have been all been considered and analysed to ensure that the proposed amendment meets the needs of the local population.

Sustainability Implications:

7.4 No sustainability implications

Brexit Implications:

7.5 No Brexit Implications

**SUPPORTING DOCUMENTATION**

**Appendices:**

1. Appendix A – Summary of objections to the Traffic Regulation order advertised.
2. Appendix B – Full list of parking fees & charges proposals 20/21.
3. Appendix C – List of various permit and dispensation charges.

**Background Documents**

1. Budget Council (Item 77) – 27<sup>th</sup> February 2020
2. Policy & Resources Committee (Item 133) – 13<sup>th</sup> February 2020
3. Environment, Transport & Sustainability Committee (Item's 60 & 64) – 21<sup>st</sup> January 2020

