

Subject:	City Wide Parking Review		
Date of Meeting:	9 November 2011		
Report of:	Strategic Director, Place		
Contact Officer:	Name:	Owen McElroy	Tel: 290417
	Email:	owen.mcelroy@brighton-hove.gov.uk	
Key Decision:	No		
Ward(s) affected:	All		

FOR GENERAL RELEASE

1. SUMMARY AND POLICY CONTEXT:

- 1.1 This report relates to the call-in meeting of the 14 October Environment & Community Safety Overview and Scrutiny Committee (ECSOSC), convened to consider the call-in request in relation to Citywide Parking Review.
- 1.2 ECSOSC resolved to call-in the Cabinet Member decision. This report sets out for the Cabinet Member all background information relating to the decision, recommendations and minutes from the ECSOSC meeting, and extra information provided by the Strategic Director, Place since the call-in meeting.
- 1.3 The following information is contained in the appendices to this report:
 - (a) **Appendix 1** contains the report from the Strategic Director, Place which was agreed at the 4 October Environment Cabinet Member meeting;
 - (b) **Appendix 2** contains the official record of Cabinet's Member's Decision in relation to this report;
 - (c) **Appendix 3** contains an extract from the draft minutes of the Environment Cabinet Member's Meeting (ECMM);
 - (d) **Appendix 4** contains the call-In request from Cllr Anne Pissaridou;
 - (e) **Appendix 5** contains the call-in request from Cllr Garry Peltzer Dunn;
 - (f) **Appendix 6** contains further information on this issue supplied by the Strategic Director, Place for the call-in meeting;
 - (g) **Appendix 7** contains the draft minutes of the 14 October ECSOSC meeting and recommendations to the Cabinet Member

2. RECOMMENDATIONS:

- 2.1 That the Cabinet Member for Transport & Public Realm, in accordance with Part 6, paragraph 16.10 of the Council's constitution, and having considered the resolution of ECSOSC on 14 October and the additional information provided to ECSOSC and in this paper:
 - (a) Confirms the Cabinet Members decision 2.1 a, b, c & d of 4 October 2011 in relation to the Citywide Parking Review.

- (b) Clarifies and confirms that in recommendation 2.1e the proposed start date for external consultation in respect of the strategic citywide parking review is immediately following a decision at this meeting and to take approximately 12 months with a report on progress to be made to the Cabinet Member for Transport & Public Realm within 6 months.

3. RELEVANT BACKGROUND INFORMATION/CHRONOLOGY OF KEY EVENTS:

- 3.1 On 4 October 2011 the Cabinet agreed a report on the Citywide Parking Review (This report is reprinted in **Appendix 1**).
- 3.2 On 4 October, Councillor Anne Pissaridou wrote to the Chief Executive, requesting that the Cabinet decision be called in. (The Call-In request is reprinted as **Appendix 4** to this report.)
- 3.3 On 5 October Councillor Garry Peltzer Dunn also wrote to the Chief Executive, requesting that the Cabinet decision be called in. (The Call-In request is reprinted as **Appendix 5** to this report.)
- 3.4 The Chief Executive accepted the call-in request on 7 October and asked for the issue to be considered at ECSOSC.
- 3.5 ECSOSC met on the 14 October to consider the issues raised. The Strategic Director, Place provided additional information for the call-in meeting contained in **Appendix 6**. The draft minutes of this meeting are attached as **Appendix 7** and the following is the extract of the resolution:

23.25 **RESOLVED** – (i) that the decision be called in.

(ii) that the ECMM meeting consider separately the decisions on the Citywide Parking Review and the programme of other reviews/consultations

(iii) that the ECMM meeting consider consultation with relevant Ward Members and residents, and whether or not to undertake an urgent Wish review

Additionally ECSOSC members made the following suggestions:

- 1. That the timetable for the strategic review be clarified and that it be accelerated and the urgent timetable of parking reviews then follow
 - 2. That the resourcing of both reviews be clarified
- 3.6 Having taken evidence from the Cabinet Member for Transport & the Public Realm and relevant officers, and following debate ECSOSC agreed to refer the decision back to the Cabinet Member for reconsideration.

4. ADDITIONAL INFORMATION USED TO INFORM THE CABINET MEMBER'S FINAL DECISION

- 4.1 The report to ECMM on 4 October set out to show how the council could resolve some urgent parking problems with the limited resources currently available by proposing extensions of existing schemes whilst launching a strategic city-wide parking review (strategic review) that could improve parking management and gauge residents' views across the city.
- 4.2 The extensions to existing schemes and the strategic review were combined in one report because of their inherent connection and for economy of presentation. It is not believed that there is any substantive benefit in splitting the reports and this could cause delays in bringing work forward
- 4.3 Designs already exist for the proposed parking scheme extensions which were all recently consulted and had a clear boundary at the time of consultation. They are considered to be a high priority based on an analysis of road safety concerns, previous consultation and levels of community and member support.
- 4.4 In the previous 2008 parking scheme timetable Wish Park formed part of the greater West Hove & Portslade area bounded by the West Sussex border, the Old Shoreham Road to the north and existing parking schemes to the East. The 2008 timetable was rescinded by the previous administration due to financial constraints imposed by central government
- 4.5 The West Hove & Portslade area was not advanced to design stage due to the financial constraints set out above which remain in place. This means that considerable officer time and resources would be required to make progress. Such resources are not currently available to add this area to the work programme.
- 4.6 It is felt that it is important to consult members, residents and stakeholders within West Hove & Portslade as part of the strategic review to consider a geographical area of consultation and form of parking controls in order to avoid rejection of any future proposed scheme at consultation stage
- 4.7 The process of the strategic review could begin as soon as authorised by the Cabinet Member and is expected to complete in 12 months time with a progress report to the Cabinet Member in approximately 6 months time
- 4.8 The strategic review cannot be accelerated ahead of the proposed extensions to existing schemes because of the urgency of those extensions and the time it will take to undergo the strategic review. If work on the proposed extensions is halted until the strategic review is complete all residents in the city will have to wait up to three years before they see any improvements which would be a waste of officer resources where there is prior design material in identified areas.
- 4.9 The strategic review will include a sample postal questionnaire to better reflect the views of residents and businesses. The funding for this was not available until financial year 2012/13 and is expected to take place in spring/summer 2012

- 4.10 Both the proposed parking scheme extensions and the strategic review are fully resourced as set out in the financial section of this report and reported in the minutes of the ECSOSC meeting of 14 October

5. COMMUNITY ENGAGEMENT AND CONSULTATION

- 5.1 No formal consultation has been undertaken in regard to this report

6. FINANCIAL & OTHER IMPLICATIONS:

Financial Implications:

- 6.1 Any revenue costs associated with the longer term city wide review recommendations will need to be met from City regulation and Infrastructure budgets. Although the exact scope of the consultation element of the review is yet to be determined, it is not expected to exceed £25K. The financial impact of income from any extension to parking schemes will be included within the proposed budget for 2012/13 which will be submitted to Budget Council in February 2012.
- 6.2 New parking schemes are capital projects, funded by unsupported borrowings, and repaid out of revenue using the income generated.

Finance Officer Consulted: Karen Brookshaw

Date: 24/10/11

Legal Implications:

- 6.3 The Road Traffic Regulation Act 1984 gives the council broad powers to regulate traffic and parking through legally enforceable traffic orders. These powers must be exercised to secure the expeditious, convenient and safe movement of vehicles and other traffic (including pedestrians) and the provision of suitable and adequate parking facilities on and off the highway having regard so far as is practicable to (a) the desirability of securing and maintaining reasonable access to premises; (b) the effect on the amenities of any locality affected including the importance of controlling the use of the roads by heavy commercial vehicles; (c) national air quality strategy; (d) facilitating the passage of public service vehicles and the safety/convenience of persons wishing to use; and (e) any other matters appearing relevant.
- 6.4 In 2001 the council took up the powers of decriminalised parking enforcement (DPE) under The Road Traffic Act 1991, renamed Civil Parking Enforcement (CPE) under the Traffic Management Act 2004. Under CPE, parking enforcement is carried out by civil enforcement officers (CEOs) and is the sole responsibility of the local authority.
- 6.5 The use of any surplus income from CPE is governed by section 55 of the Road Traffic Regulation Act 1984 as amended. This allows any surplus to be used for transport and highways related projects and expenditure such as supported bus services, concessionary fares and Local transport Plan projects.
- 6.6 When carrying out consultation the Council must ensure that the consultation process is carried out at a time when proposals are still at their formative stage,

that sufficient reasons and adequate time are given to allow intelligent consideration and responses and that results are taken into account in finalising the proposals.

Lawyer Consulted:

Elizabeth Culbert

Date: 21/10/11

Equalities Implications:

6.7 The implications remain unchanged from the ECMM report of 4 October

Sustainability Implications:

6.8 The implications remain unchanged from the ECMM report of 4 October

Crime & Disorder Implications:

6.9 There are none specific to this report

Risk and Opportunity Management Implications:

6.10 The implications remain unchanged from the ECMM report of 4 October

Public Health Implications:

6.11 There are none specific to this report

Corporate / Citywide Implications:

6.12 The implications are unchanged from the ECMM report of 4 October

7. EVALUATION OF ANY ALTERNATIVE OPTION(S):

7.1 The Overview and Scrutiny Commission evaluated whether or not to send the original decision back to Cabinet for reconsideration.

8. REASONS FOR REPORT RECOMMENDATIONS

8.1 To seek approval of a revised timetable of parking reviews which will take into account consideration of duly made representations and objections and instruct officers to prepare a city wide review of parking management for the reasons outlined within the report of ECMM 4 October as modified by the recommendations within this report.

SUPPORTING DOCUMENTATION

Appendices:

1. City Wide Parking Review Report of the 4 October 2011 Environment, Transport & Sustainability Cabinet Members Meeting;
2. Official record of Cabinet Member's Decision in relation to this report;
3. Extract from the minutes of the Cabinet Member's Meeting;
4. Call-In request from Cllr Anne Pissaridou
5. Call-in request from Cllr Garry Peltzer Dunn;
6. Further information supplied by the Strategic Director Place
7. Minutes of the 14 October ECSOSC meeting and recommendations to the Cabinet Member

Documents in Members' Rooms

None

Background Documents

1. Sustainable Community Strategy
2. Parking Annual report 2010
3. Environment Committee minutes 24 January 2008 with specific reference to item 118
4. The Council's Constitution