

**TONBRIDGE & MALLING BOROUGH COUNCIL**

**JOINT TRANSPORTATION BOARD**

**21 November 2022**

**Report of the Director of Street Scene, Leisure & Technical Services**

**Part 1- Public**

**Matters For Decision**

**1 PARKING ACTION PLAN, PHASE 13**

**Summary**

The Borough Council has for many years divided requests for new and revised parking restrictions into separate phases of the “Parking Action Plan”.

This report covers the formal consultation stage of the parking restriction proposals contained in Phase 13 of the Parking Action Plan, and seeks approval to implement the changes.

It also considers the introduction of a permit parking zone and associated parking restrictions to the Shakespeare Road area of Tonbridge that was held over from Phase 12 of the Parking Action Plan in September 2021.

**1.1 Introduction**

1.1.1 Following the September 2021 meeting of the Joint Transportation Board, investigations into proposed parking changes were undertaken at 33 sites across the Borough.

1.1.2 These proposals were then reported back to the March 2022 meeting of the Board, where it was decided that 23 locations should proceed to formal consultation and invitation of objections.

**1.2 Phase 13 - Informal Consultation**

1.2.1 Formal consultation was carried out on the 23 locations from 8<sup>th</sup> July 2022 to 31<sup>st</sup> July 2022 and letters were sent directly to the frontagers affected, notices were placed on-street and in the local press, and documents were available on-deposit at TMBC and Kent County Council offices. The details were also available on the Borough Council’s website.

1.2.2 A list of all the locations, the issues raised and a recommendation for each is included in **Annex 1**.

- 1.2.3 **Annex 2** contains each location summary, with more detail as to the response rate, analysis and recommendation.
- 1.2.4 **Annex 3** contains plans of the Phase 13 proposals that were circulated as part of the consultation.
- 1.2.5 **Annex 4** contains the plan of the Shakespeare Road restrictions.
- 1.2.6 **Annexes 5-1 to 5-20** contains a redacted copy of all the consultation responses relating to the Phase 13 proposals that have been received within the consultation period.

## **2 SHAKESPEARE ROAD, TONBRIDGE**

- 2.1.1 The Shakespeare Road area of Tonbridge was considered for a permit parking area and new double yellow lines in Phase 12 of the Parking Action Plan.
- 2.1.2 The proposals proceeded through the consultation processes and were presented to the 20<sup>th</sup> September 2021 meeting of the Board for consideration.
- 2.1.3 At the September 2021 meeting, Cllr Hood asked that the proposals be held in abeyance as the proposals were based on the parking issues associated with the local college, and that the college's revised travel arrangements due to measures in place to address Covid-19 restrictions had yet to settle.
- 2.1.4 It was decided by the Board that implementation of the proposals for the Shakespeare Road area should be put on-hold for a full cycle of the Parking Action Plan, until the consideration of the formal consultation of the Phase 13 responses (this stage).
- 2.1.5 As the agreed period of abeyance has now past, the Shakespeare Road restrictions agreed at the September 2021 meeting should now be taken forward for implementation, along with the Phase 13 restrictions.
- 2.1.6 Plans of the agreed restrictions for the Shakespeare Road area are attached as ANNEX 4

## **3 LEGAL IMPLICATIONS**

- 3.1.1 The powers allowing the Borough Council to carry out parking management activity are contained in the Road Traffic Regulation Act 1984, supplemented by formal agreement with Kent County Council as the Local Highway Authority, in respect of its powers under the Traffic Management Act 2004. In particular, Page 15 4 JTB - Part 1 Public 21 September 2020 section 122 of the Road Traffic Regulation 1984 Act imposes a general duty on local authorities exercising functions under the Act to secure the expeditious, convenient and safe movement of vehicular and other traffic (including pedestrians) and the provision of safe and adequate parking facilities on and off the highway.

- 3.1.2 The Borough Council carries out parking enforcement under an Agency agreement with Kent County Council by way of a Traffic Regulation Order, under the terms of the Road Traffic Act 1988 (and its amendments), the Road Traffic Regulation Act 1984 and the Traffic Management Act 2004.
- 3.1.3 Changes to parking charges are made via an Amendment Orders to the Council's on and off-street parking Traffic Regulation Orders, using the procedures set out in the Local Authorities' Traffic Orders (Procedure) (England and Wales) Regulations 1996 and will reflect any temporary amendments to procedures introduced to address Covid-19 restrictions. The proposals have followed and exceeded the requirements of the Local Authorities' Traffic Orders (Procedure) (England & Wales) Regulations 1996
- 3.1.4 The matters raised in this report are considered to be routine, uncontroversial or not legally complex.

## **3.2 Financial and Value for Money Considerations**

- 3.2.1 Funding for the development of the Parking Plan is provided within existing revenue budgets.

## **3.3 Risk Assessment**

- 3.3.1 The comprehensive assessment and consultation process applied to Parking Action Plans provides the assurance that the Borough Council has the will and ability to adapt proposals brought forward, in the light of comment and circumstances, and to ensure that it achieves a best balance of local parking needs. A regular review of the schemes is crucial to ensure that the Council correctly and effectively manages on-street parking in these areas, as the proposals are either introduced for safety reasons or to provide a more appropriate balance of parking needs.
- 3.3.2 A major risk is that scheme proposals encounter significant lack of local support. This risk is mitigated by the considerable effort devoted to ensuring there is widespread consultation on proposals both informally and formally.

## **3.4 Equality Impact Assessment**

- 3.4.1 The decisions recommended through this paper have a remote or low relevance to the substance of the Equality Act. There is no perceived impact on end users.

## **3.5 Policy Considerations**

- 3.5.1 Asset Management
- 3.5.2 Communications
- 3.5.3 Community

3.5.4 Customer Contact

3.5.5 Health and Safety

### **3.6 Recommendations**

It is RECOMMENDED that

1. the recommendations for each location for Phase 13 shown in **Annex 1** to the reports be adopted and where appropriate the proposals be implemented.

2. the agreed restrictions for the Shakespeare Road area (that formed part of Phase 12) be implemented.

Background papers:

Annex 1 – List of locations and recommendations  
Annex 2 – Location summaries  
Annex 3 – Plans of proposals at consultation  
Annex 4 – DD/590/16A Plan of Shakespeare Road restrictions (from Phase 12)  
Annexes 5-1 to 5-20 – Redacted consultation responses

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