

Brierley Hill Area Committee - 9th March 2006

Report of the Director of the Urban Environment

Objection to disabled parking place Programme J

Purpose

1. The purpose of this report is to inform committee of the objection received to an application in their area for a disabled parking place in programme J of the on-street disabled parking placed scheme.

Background

2. Traffic Regulation Orders for the establishment of parking places near the homes of registered disabled persons are introduced approximately twice every year.
3. These reserved spaces are provided for named individuals who do not have off street parking facilities and whose level of disablement qualifies them for registration as Blue Badge holders. One permit is issued for each parking place, which is marked out on the carriageway as a 'white box.'
4. In the six month period up to July 2005, 41 applications in total were received, 5 of which are in your committees area.
5. In order to speed up the process for applicants, in June 2003, the Cabinet Member for Transportation agreed that sites which were not objected to, could be implemented without reporting to area committee, subject to prior consultation with Ward Members. Consultation was duly carried out as detailed in paragraph 11 and no objections from members were received.
6. Applications which are not objected to are now implemented as a separate 'Order in part' via decision memo, negating the need to pass through the Committee process and thereby speeding up the implementation of unopposed applications by several months. Only applications which receive objections therefore, are reported to area committee.

7. Of the 5 applications in your committees area, 1 objection has been received to the application for 79 Limes Avenue. The complainant is a neighbour, who alleges that “no one is really disabled” and the applicant “has a garage on the estate”.
8. This case was referred by Social Services and the space is required for the applicant’s disabled grandson who lives with them at 79 Limes Avenue. The grandson is the blue badge holder. The applicant does rent a remote garage but as it is quite difficult for them to use, they will be giving it up once the space is implemented. It is therefore recommended that the objection is overruled.
9. Letters regarding the applications were sent to the Police on 8th November 2005, a reply was received on 17th November 2005. No objections were received.
10. The proposals were published in the “Express and Star” newspaper on 22nd December 2005 and 16th January 2006. The single objection received to applications in this committees area is reported in paragraphs 7 and 8.
11. Members were consulted by letter on 2nd November 2005 and no objections were received.
12. The introduction of on street disabled parking assists registered disabled persons to park near their homes and to live in the community.

Finance

13. Implementation of on street disabled parking places orders is estimated at £500 each and, subject to funding being made available, would be funded from the highways capital budget.

Law

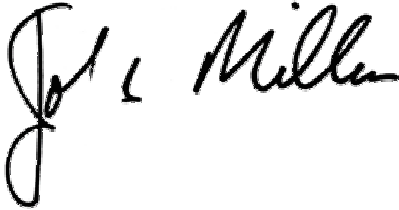
14. On street parking places reserved for permit holders are made under Section 45(2) of the Road Traffic Regulations Act 1984.
15. Orders in part are made under the Local Authorities Traffic Orders (Procedure) (England and Wales) Regulations 1996.

Equality Impact

16. The proposals contained in this report are intended to benefit registered disabled persons. They comply with the Councils Equal Opportunities Policy.

Recommendation

17. It is proposed that the Cabinet Member for Transportation be advised that the objection to 79 Limes Avenue be overruled and the application is introduced as advertised.



.....
J Millar
Director of the Urban Environment

Contact Officer: Jill Wakeman
Telephone: 01384 815453
Email: jill.wakeman@dudley.gov.uk

List of Background Papers

8/11/2005 Letters to Police
22/12/2005 Notices of advertised proposals
2/11/2005 Letter to Members