

Select Committee on the Environment – 24th January, 2011

Petition Opposing the Introduction of Double Yellow Lines at Board School Gardens, Upper Gornal

Report of the Director of Corporate Resources

Purpose of Report

1. To review the decision of the Cabinet Member on Transportation to introduce double yellow lines at Board School Gardens, Upper Gornal.

Background

2. The North Dudley Area Committee, at its meeting held on 15th September, 2010, considered the making of Traffic Regulation Orders to control parking and vehicle movements in various roads in Upper Gornal, in the light of objections made to the proposals.
3. One of the proposals related to the introduction of double yellow lines at Board School Gardens, Upper Gornal, an objection to which was received in the form of a petition from the proprietor of the Saver Express shop at 11-13 Clarence Street, Mrs. F. Begum. In accordance with the Petitions Scheme, Mrs. Begum, as petition organiser, received and accepted an invitation to attend the meeting and address the Committee for up to three minutes on the petition, duly expressing her opposition to the proposals for Board School Gardens.
4. Notwithstanding this, the Committee resolved to advise the Cabinet Member for Transportation of the support of the Committee for the introduction of a Prohibition of Waiting Order in Board School Gardens, as shown in Appendix C of the report submitted to the meeting.
5. These parking restrictions, together with other traffic management proposals for Upper Gornal, were approved by the Cabinet Member for Transportation on 3rd December, 2010, in Decision Sheet DUE/62/2010. A copy of the full Decision Sheet is attached. The parking restrictions for Board School Gardens are as set out in paragraphs 1.4 and 2.6(4) and Appendix C of the Decision Sheet.
6. Under the Petitions Scheme, a petition organiser not satisfied with the outcome of the Council's consideration of the petition may request a review of the outcome by the Council's relevant Select Committee. Mrs. Begum is not satisfied with the outcome in relation to the implementation of Board School Gardens and has requested a review of the decision.

7. Where a review has been requested, and the matter has been referred to a Select Committee, under the Petitions Scheme the petition organiser and the Councillors for the Ward concerned are entitled to attend the meeting of the Select Committee and address it for up to 3 minutes each on why they consider that the decision made was inadequate. The Select Committee may not override any decision made but the decision maker (in this case the Cabinet Member for Transportation) must consider any recommendations made by the Select Committee.
8. Mrs. Begum, as petition organiser, has exercised her entitlement to request a review and has indicated her intention to address the Committee.

Finance

9. The Decision Sheet indicates that the cost associated with the introduction of Prohibition of Waiting in Board Street Gardens and Pale Street is approximately £200 and that the expenditure necessary is proposed to be met from the 2010/11 Capital Minor Works Allocation.

Law

10. Traffic Regulation Orders are made under powers contained in Section 1 of the Road Traffic Regulation Act, 1984.
11. The Petitions Scheme was adopted by the Council in compliance with the Local Democracy, Economic Development and Construction Act, 2009.

Equality Impact

12. The proposals in this report are consistent with the Council's Equality and Diversity Policy. Children and young people have not been involved in the preparation of the report.

Recommendation

13. That the Select Committee review the decision of the Cabinet Member for Transportation to introduce No Waiting at Anytime Parking Restrictions at Board School Gardens, Upper Gornal, in the light of representations of the petition organiser and Ward Councillors and, if they consider it appropriate, make a recommendation to Cabinet Member, as decision maker.



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List of Background Papers

The report of the Director of the Urban Environment to the meeting of the North Dudley Area Committee held on 15th September, 2010 regarding the proposed introduction of Traffic Management Proposals in various roads in Upper Gornal.

Decision Sheet DUE/62/2010 dated 3rd December, 2010.

Correspondence between the Directorate of the Environment and the former Directorate of Law, Property and Human Resources with the Petition Organiser, Mrs. Begum.