

# Executive

## Car Park Order Notice

7 February 2011

### Report of Head of Safer Communities, Urban and Rural Services

#### PURPOSE OF REPORT

To advise Members of any objections to the Cherwell District Council (Off-Street Parking Places) (Banbury, Bicester and Kidlington) Order advertised on 13 January 2011 and to seek authority to make the Order subject to any objections received.

This report is public

#### Recommendations

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The Executive is recommended:

- (1) To receive and deal with any objections to the Order (these will be tabled at the meeting)
- (2) To authorise formal Order Making on final proposals for implementation on, or as soon after, 4 April 2011 as is practicable.

#### Executive Summary

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##### Introduction

- 1.1 A range of car parking proposals have been considered as part of service planning for 2011/12, and through the budget preparation process.
- 1.2 These were formally advertised in January 2011 (following approval at the 10 January 2011 Executive) in accordance with the Local Authorities' Traffic Orders (Procedure) (England and Wales) Regulations 1996.
- 1.3 Any objections from this process will be tabled at the meeting as the deadline for receipt falls after the agenda is issued.

##### Proposals

- 1.4 The proposals set out in the Cherwell District Council (Off-Street Parking Places) (Banbury, Bicester and Kidlington) Order are:

- to increase parking charges at all car parks in Banbury and Bicester by 10p per hour (Banbury from 70p to 80p per hour, Bicester from 60p to 70p per hour and all other hourly charges by a 10p multiple per hour);
- to introduce parking charges for disabled drivers holding a blue badge in line with standard hourly rates, but with one additional hour free of charge, at all car parks in Banbury and Bicester (excluding the drop off/pick up bay at Bridge Street, Banbury);
- to introduce evening charges from 6.00 pm to 12 midnight at all car parks in Banbury and Bicester, at a flat rate of 80p (Banbury) and 70p (Bicester) (blue badge holders to be exempt);
- to increase Excess Charge Notice levels at all car parks in Banbury, Bicester and Kidlington by £10 for each contravention, with a premium charge of £100 being introduced for failure to pay within 28 days;
- to increase the parking charges and charging hours applicable to Sunday and all bank and public holidays (other than Christmas Day, Boxing Day, New Year's Day, Good Friday and Easter Sunday when no charges apply) to those applicable to Monday – Saturday at all car parks in Banbury and Bicester;
- to revise the maximum period of stay permitted at each car park in Bicester, as specified in the draft Order;
- to consolidate existing regulations relating to all car parks in Banbury, Bicester and Kidlington, presently contained in numerous Orders, into a new single Order.

1.5 These proposals, if adopted, would be introduced on or as soon after 4 April 2011 as is practicable as ticket machines, information boards, highways direction signage and access all need to be considered to enable implementation.

### **Conclusion**

1.6 Subject to any objections received to the Order Notice; the Executive dealing with these objections; and the required implementation works being carried out, the proposals will be implemented on 4 April 2011.

### **Background Information**

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- 2.1 The full Order Notice and Car Park Orders are available on the Council's website.
- 2.2 The changes to car parking arrangements in Bicester were agreed by the Executive at its meeting on 24 May 2010.

## **Key Issues for Consideration/Reasons for Decision and Options**

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- 3.1 Members to consider and deal with any objections to the Order to enable implementation.

There is only one option available to the Executive

**Option One** Consider and deal with any objections to the Cherwell District Council (Off-Street Parking Places) (Banbury, Bicester and Kidlington) Order

### **Consultations**

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**Statutory, voluntary local agencies, residents of the District** Pre Order consultation was undertaken in October 2010 and formal Notice of Order placed in the local press in January 2011.

### **Implications**

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**Financial:** There are no direct financial implications from the Order Notice. However, the proposals do seek to maximise use of resources and income whilst remaining competitively priced with other private car parks without bearing a further burden on council tax payers.

Comments checked by Denise Taylor Service Accountant, 01295 221982

**Legal:** This report deals with objections to the Order Notice and is in accordance with the Local Authorities' Traffic Orders (Procedure) (England and Wales) Regulations 1996.

Comments checked by Malcolm Saunders Senior Legal Assistant 01295 221692

**Risk Management:** Having undertaken pre-Order consultation and securing feedback from stakeholders, and by the Executive considering this feedback in determining the final proposals that are set out in the Order Notice, the Council is at reduced risk of Judicial Review. The final proposals will be published in the final Notice. Depending on final proposals, there are risks that implementation could lead to reduction in numbers using Council car parks and there is a risk of the Council's reputation being harmed.

Comments checked by Rosemary Watts, Risk Management and Insurance Officer, 01295 221566

**Equalities** The proposals were presented to the Cherwell Disability Forum and the Cherwell Seniors Forum in view of the proposals around Blue Badge Holder charges.

### **Wards Affected**

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All

## Corporate Plan Themes

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District of Opportunity

Executive Portfolio

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Councillor Nigel Morris

Portfolio Holder for Community Safety, Street Scene and Rural

## Document Information

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Appendix No	Title
None	
<b>Background Papers</b>	
Objections from Order Notice- Any submitted to be tabled Executive Agenda- 24 May 2010. Bicester Car Parking	
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