

PERTH AND KINROSS COUNCIL

Enterprise and Infrastructure Committee

8 March 2017

PROPOSED VARIATION TO WAITING RESTRICTIONS, THE MUIRS, MUIRFIELD GROVE, MUIRGROVE AND MUIRPARK ROAD, KINROSS**Report by Director (Environment)****PURPOSE OF REPORT**

This report summarises an objection received on the proposals to introduce waiting restrictions on the Muirs, Muirfield Grove, Muirgrove and Muirpark Road, Kinross. It recommends that the Committee set aside the objection and that the Order is made as advertised.

1. BACKGROUND

- 1.1 At its meeting on 7 September 2016, the Committee agreed to promote a Traffic Regulation Order (TRO) to introduce No Waiting at Any Time on the Muirs, Muirfield Grove, Muirgrove and Muirpark Road, Kinross. (Report No. 16/383 refers).
- 1.2 The report detailed the proposals to introduce waiting restrictions on the Muirs, Muirfield Grove, Muirgrove and Muirpark Road, Kinross.
- 1.3 One resident has objected to the proposals, and this is detailed in the table below:

MUIRS, MUIRFIELD GROVE, MUIR GROVE, MUIRPARK ROAD

Name on file	Comment or objection	Response
	If restrictions were introduced, I would be concerned that parking would be forced further into these narrow streets from a much wider thoroughfare. This would potentially lead to a greater chance of driveways being blocked and more problems for residents than would appear to exist at present.	The restrictions were requested by the residents and supported by the Local Members and the Community Council. The restrictions are designed to prevent indiscriminate parking near to the junctions, in order to maintain clear sight lines and to promote safer parking.

2. PROPOSALS

- 2.1 The Committee is recommended to set aside the objection received and proceed to make the TRO to introduce waiting restrictions on the Muirs, Muirfield Grove, Muirgrove and Muirpark Road, Kinross.
- 2.2 The proposals are shown on the plans at Appendix 1.

3. CONCLUSION AND RECOMMENDATION

- 3.1 This report outlines an objection received during the formal advertising of the proposal to introduce waiting restrictions on the Muirs, Muirfield Grove, Muirgrove and Muirpark Road, Kinross.
- 3.2 It is recommended that the Committee set aside the objection received and to proceed to make the TRO to introduce waiting restrictions on the Muirs, Muirfield Grove, Muirgrove and Muirpark Road, Kinross as advertised.

Author

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Approved

Name	Designation	Date
Barbara Renton	Director (Environment)	20 January 2017

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1. IMPLICATIONS, ASSESSMENTS, CONSULTATION AND COMMUNICATION

Strategic Implications	Yes/No
Community Plan / Single Outcome Agreement	Yes
Corporate Plan	Yes
Resource Implications	
Financial	None
Workforce	None
Asset Management (land, property, IST)	None
Assessments	
Equality Impact Assessment	Yes
Strategic Environmental Assessment	Yes
Sustainability (community, economic, environmental)	Yes
Legal and Governance	Yes
Risk	None
Consultation	
Internal	Yes
External	Yes
Communication	
Communications Plan	Yes

1. Strategic Implications

Community Plan / Single Outcome Agreement

- 1.1 The Perth and Kinross Community Planning Partnership (CPP) brings together organisations to plan and deliver services for the people of Perth and Kinross. Together the CPP has developed the Perth and Kinross Community Plan which outlines the key things we think are important for Perth and Kinross.
- (i) Giving every child the best start in life
 - (ii) Developing educated, responsible and informed citizens
 - (iii) Promoting a prosperous, inclusive and sustainable economy
 - (iv) Supporting people to lead independent, healthy and active lives
 - (v) Creating a safe and sustainable place for future generations
- 1.2 It is considered that the actions contained within this report contribute to all of the above objectives.

Corporate Plan

- 1.3 The Council's Corporate Plan 2013-2018 outlines the same five objectives as those detailed above in the Community Plan. These objectives provide a clear strategic direction, inform decisions at a corporate and service level and shape resource allocation. It is considered that the actions contained in the report contribute to the objectives as outlined in paragraph 1.2 above. These objectives are met by implementing schemes which promote road safety.

2. Resource Implications

Financial

Capital

- 2.1 There are no Capital resource implications arising directly from the recommendations in this report.

Revenue

- 2.2 There are no additional financial implications associated with the recommendations in this report. The financial implications of advertising and implementing the waiting restrictions changes were provided in the previous report. (Report No.16/383 refers).

Workforce

- 2.3 There are no workforce implications arising from this report.

Asset Management (land, property, IT)

- 2.4 There are no land and property, or information technology implications arising from the contents of this report.

3. Assessments

Equality Impact Assessment

- 3.1 Under the Equality Act 2010, the Council is required to eliminate discrimination, advance equality of opportunity, and foster good relations between equality groups. Carrying out Equality Impact Assessments for plans and policies allows the Council to demonstrate that it is meeting these duties.
- 3.2 This section should reflect that the proposals have been considered under the Corporate Equalities Impact Assessment process (EqIA) with the following outcome:
 - (i) Assessed as **not relevant** for the purposes of EqIA.

Strategic Environmental Assessment

- 3.3 Strategic Environmental Assessment (SEA) is a legal requirement under the Environmental Assessment (Scotland) Act 2005 that applies to all qualifying plans, programmes and strategies, including policies (PPS). The proposals have been considered under the Act and no further action is required as it does not qualify as a PPS as defined by the Act and is therefore exempt.

Sustainability

- 3.4 Under the provisions of the Local Government in Scotland Act 2003 the Council has to discharge its duties in a way which contributes to the achievement of sustainable development. In terms of the Climate Change Act, the Council has a general duty to demonstrate its commitment to sustainability and the community, environmental and economic impacts of its actions.
- 3.5 The proposals contained within the report are assessed to have a positive impact on sustainability, particularly with regard to encouraging sustainable modes of travel.

Legal and Governance

- 3.6 The Order will be promoted in accordance with The Local Authorities' Traffic Orders (Procedure) (Scotland) Regulations 1999.

Risk

- 3.7 There are no significant risks associated with the implementation of this project.

4. Consultation

- 4.1 The Head of Legal and Governance, the Head of Democratic Services and the Head of Finance have been consulted in the preparation of this report.
- 4.2 Police Scotland, local Elected Members and Kinross Community Council have also been consulted and support the proposals.

5. Communication

- 5.1 None.

2. BACKGROUND PAPERS

2.1 The following background papers, as defined by Section 50D of the Local Government (Scotland) Act 1973 (and not containing confidential or exempt information) were relied on to a material extent in preparing the above Report:

- Enterprise and Infrastructure Committee 7 September 2016 proposed Variation to Waiting Restrictions, Douglas Crescent, Emslie Drive, and the Muirs, Kinross. (14 16/383) refers

3. APPENDICES

3.1 The proposals are as shown on the drawings in Appendix .