

**CABINET
19 DECEMBER 2019**

Off-Street Parking Places Order

Cabinet Member(s): Councillor Alex White (Cabinet Member for Finance) and Councillor Luke Taylor (Cabinet Member for the Environment)

Responsible Officer: Andrew Jarrett, Deputy Chief Executive (S151) & Stuart Noyce, Group Manager Street Scene & Open Spaces

Reason for Report: To provide Members with an update on the progress of the Off-Street Parking Places Order (“OSPPO”).

RECOMMENDATION: that -

- (a) subject to due consideration of any objections or representations received during the consultation process, the Cabinet agrees the changes to the OSPPO shown in Appendix B; and**
- (b) delegated authority is given to the Deputy Chief Executive in consultation with the Cabinet Member for Finance, to:**
 - (i) consider any objections or representations received in time;**
 - (ii) decide whether the proposed changes to the OSPPO should be made without or without modification; and**
 - (iii) issue instructions for the variation order to be made.**

Financial Implications: Previous reports to the Economy PDG and the Cabinet have provided an estimate of circa £226k that could be generated from the implementation of the proposed new car park pricing strategy.

Legal Implications: there is a statutory procedure to be followed in making changes to the OSPPO. The appropriate notices have been posted for the changes. Where objections or representations are received in relation to the changes, these must be considered before the final variation order is made. There are other requirements for the making of the order and these will be adhered to.

Risk Assessment: If the statutory process is not strictly followed the parking order cannot be enforced.

Equality Impact Assessment: There are no direct equality implications.

Relationship to Corporate Plan: The revised pricing strategy would look to both maximise income and importantly ensure sufficient funds are available for ongoing maintenance works of these key corporate assets.

Impact on Climate Change: No impact assessed.

1.0 Introduction/Background

1.1 On 22 August 2019 the Cabinet resolved the new car park pricing strategy and associated tariffs for its Pay & Display Car Parks be approved (minute attached at **Appendix A**).

1.2 Since then, officers have taken the opportunity to review other aspects of the order – these are described in paragraph 2.2 below.

2.0 Progress on the Off-Street Parking Places Order

2.1 In order to introduce these new charges and make some other amendments/inclusions, the Council is required to carry out a 21 day public consultation process, which includes adverts in the local press and the display of schedules for inspection at all of our car parks located throughout the District. After this process the Council is required to consider all of the responses/comments that have been received. The task of considering these responses has been delegated to the Deputy Chief Executive in previous years and it is recommended that this process is repeated once more. Clearly any material changes would need to be reported back and considered by the Cabinet.

2.2 The formal advertising period commenced with an advert in the Tiverton Gazette on the 26 November 2019 and schedules being placed prominently on our car park display boards. For completeness, in addition to our proposed new pricing strategy, we have also taken the opportunity to include some additional new housing/amenity car parks that aren't currently included in the existing OSPPO. These additions are summarised in the notice itself (**Appendix B**).

2.3 The deadline for objections and representations is 18 December 2019 – after the publication of this report. It is not therefore possible to circulate the objections or representations to Cabinet members with this report for their consideration. For that reason, it is recommended that delegated authority be given as outlined above. Subject to the prior consideration of the objections or representations, this will ensure that the variation order can be made without further delay.

3.0 Conclusion and Recommendation

3.1 Following the necessary pause to consider all the objections and representations that are received, the intention is to implement the new pricing strategy with effect from the 13 January 2020. This date has been chosen to ensure that the necessary notices can be placed confirming that the order has been made (before the changes take effect) and that external contractors (who will be reconfiguring our Pay & Display machines) have sufficient operational contingency plans in place to cope with any go-live issues. It will also allow our District Officers and administrative parking staff to undertake sufficient testing of any changes that are necessary to our back office systems.

Contact for more Information: Andrew Jarrett, Deputy Chief Executive, (01884) 234242, ajarrett@middevon.gov.uk

Circulation of the Report: Cabinet Member and Leadership Team

List of Background Papers:

Cabinet report 22/8/19

Economy PDG report 8/8/19

Car Parking Working Group – Meeting notes 12 July 2019