

Item: 7

Development and Infrastructure Committee: 12 September 2017.

Consolidation of Off-Street Parking Orders.

Report by Executive Director of Development and Infrastructure.

1. Purpose of Report

To submit for consideration The Orkney Islands Council (Off-Street Parking Places) Order 2017.

2. Recommendations

The Committee is invited to note:

2.1.

The proposal to consolidate various off-street parking place orders, in order to reduce the number of Excess Charge Notice books that the car park attendants are required to carry whilst patrolling the various car parks.

2.2.

That no objections were received during the consultation process carried out in respect of the proposal referred to at paragraph 2.1 above.

2.3.

That, following the consultation process, minor changes have been made to the proposed order to address drafting errors and minor omissions, which do not extend the order or impose more stringent conditions.

2.4.

Options in respect of consolidating various off-street parking place orders, as outlined in section 6 of this report, with the preferred option being Option 2, namely to make the proposed consolidation order.

2.5.

The proposed order, location plans and the statement of reasons for making the order, attached as Appendices 1 to 3 respectively to this report.

It is recommended:

2.6.

To make The Orkney Islands Council (Off-Street Parking Places) Order 2017.

2.7.

That The Orkney Islands Council (Off-Street Parking Places) Order 2017 should come into effect on 2 October 2017.

3. Policy Aspects

3.1.

The proposals in this report further the Council priority of transport networks by ensuring that there is adequate control over off-street car parking in Kirkwall.

3.2.

In terms of the Scheme of Administration, the determination of traffic orders is delegated to the Development and Infrastructure Committee.

4. Background

4.1.

At the present time there are a number of different orders that cover a variety of restrictions in the Council's off-street car parks, namely:

- The Orkney Islands Council (Ferry Road Car Park, Stromness) (Off-Street Parking Places) Order 1993.
- The Orkney Islands Council (Off-Street Parking Places) (Kirkwall No1) Order 2008.
- The Orkney Islands Council (East Kirk Car Park, Kirkwall) (Off-Street Parking Places) Order 2008.
- The Orkney Islands Council (King Street Car Park, Kirkwall) (Off-Street Parking Places) Order 2008.
- The Orkney Islands Council (Council Offices Car Parks, Kirkwall) (Off-Street Parking Places) Order 2008.
- The Orkney Islands Council (Ferry Inn Car Park, Stromness) (Off-Street Parking Places) Order 2008.
- The Orkney Islands Council (Off-Street Parking Places) (Kirkwall) Order 2009.
- The Orkney Islands Council (Off-Street Parking Places) (Kirkwall) Order 2010.
- The Orkney Islands Council (Ferry Terminal Car Park, Stromness) (Off-Street Parking Places) Order 2011.
- The Orkney Islands Council (Off-Street Parking Places) (Ferry Road, Stromness) Order 2012.
- The Orkney Islands Council (Great Western Road South Car Park) (Kirkwall) Order 2014.

4.2.

Over the years as these orders have been introduced, new Excess Charge Notice books have been produced and currently the Car Park Attendants are required to carry 8 different books whilst patrolling the car parks.

4.3.

With the introduction of the two orders in 2016, listed below, this would increase to 10 books.

- The Orkney Islands Council (Off-Street Parking Places) (Electric Vehicle Charging Points) (Amendment No.1) Order 2016.
- The Orkney Islands Council (Off-Street Parking Places) (Various Long Stay Car Parks) Order 2016.

4.4.

On 16 February 2017, the Development and Infrastructure Committee resolved that the long stay car park on the west side of Ferry Road, Stromness, be regulated by the introduction of the appropriate car park order. This would further increase the number of books to 11.

4.5.

The number of Excess Charge Notice books could be reduced to only 1 by consolidating all existing orders, referred to above, including the long stay car park on the west side of Ferry Road, Stromness, and would also reduce administrative costs. Equally this would simplify both the process for the parking attendants themselves and the training for new recruits.

5. Consultation

5.1.

Operational management of off-street parking facilities is delegated to the Executive Director of Development and Infrastructure; consequently, in consultation with the Solicitor to the Council, work to consolidate the orders and undertake the statutory consultation process was carried out during the period from May to July 2017.

5.2.

Consultation on the proposals has taken place with Police Scotland, Road Haulage Association Limited, Orkney Disability Forum, Orkney Coaches Limited, Kirkwall Town Centre Partnership, Kirkwall and St Ola Community Council, Freight Transport Association and the Scottish Ambulance Service.

5.3.

The proposals were advertised in the local press and site notices were placed in all the car parks affected by the proposals in accordance with statutory requirements.

5.4.

No objections were received through the consultation process.

6. Options Appraisal

6.1.

The options open to the Council are:

- Option 1 – not to make the proposed order, in which case the status quo is maintained.
- Option 2 – to make the proposed order, attached as Appendix 1 to this report.
- Option 3 – to make the proposed order with modifications.

6.2.

The Council is permitted to make this order with modifications, provided these do not extend the application of the order or impose more stringent restrictions.

6.3.

Some minor changes have been made to the draft order following the consultation process. These have been done to address drafting errors and minor omissions and will not extend the order or impose more stringent conditions.

6.4.

It is recommended that Option 2 be implemented, for the reasons set out in Appendix 3 to this report.

7. Human Resources Implications

The Car Park Attendants employed by the Council to enforce off-street parking have been informed of the proposals.

8. Financial Implications

There are no immediate financial implications arising as a result of this report, however the cost of an off-street parking place order is in the region of £1000. This will be borne by the Council under the relevant section of the roads revenue budget.

9. Legal Aspects

If the Council wishes to introduce new parking restrictions, an order in terms of the Road Traffic Regulation Act 1984 must first be made. The statutory procedure which must be followed includes consultation, advertisement etc.

10. Contact Officers

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11. Appendices

Appendix 1: The Orkney Islands Council (Off-Street Parking Places) Order 2017.

Appendix 2: Location plans.

Appendix 3: Statement of reasons for making the order.