

# Agenda Cabinet Petitions Committee

Wednesday, 6 September 2023 at 5.30 pm  
At Annexe 1 - Sandwell Council House, Oldbury

1 **Apologies for Absence**

2 **Declarations of Interest**

Members to declare any interests in matters to be discussed at the meeting.

3 **Minutes** 5 - 12

To confirm the minutes of the meeting held on 26 July 2023 as a correct record.

4 **Progress Report** 13 - 20

To provide details of petitions received and the proposed course of action.



**Shokat Lal**  
**Chief Executive**  
Sandwell Council House  
Freeth Street  
Oldbury  
West Midlands

**Distribution**

Councillor  
Councillors Carmichael, Hartwell, Millard, Piper, Rollins, Hackett, Hughes and  
Padda

Contact: [democratic\\_services@sandwell.gov.uk](mailto:democratic_services@sandwell.gov.uk)

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## Minutes of Cabinet Petitions Committee

**Wednesday 26 July 2023 at 5:00pm**  
**In Annex 1, at Sandwell Council House, Oldbury**

**Present:** Councillor Millard (Chair);  
Councillors Hartwell and Khatun

**Observers:** Councillor Anandou, Bhullar and Kalebe- Nyamongo

**In attendance:** Robin Weare (Assistant Director - Highways); Johane Gandiwa (Committee and Constitutional Services Lead Officer) and Anthony Lloyd (Democratic Services Officer).

13/23      **Apologies**

An apology for absence was received from Councillor Hughes

14/23      **Declaration of Interest**

There were no declarations of interest.

15/23      **Minutes**

**Resolved** that the minutes of the meeting held on 21 June 2023 be received as a correct record.

16/23

## **Progress Report**

Details were submitted of petitions received and of the action taken or proposed in each case, as detailed in the Appendix.

**Agreed** that the action taken or proposed, as detailed in the second column of the Appendix, be approved.

Meeting ended at 5.50pm

## Appendix 1

Petition Received From	Action Taken/Proposed
<p>1. Residents of Dartmouth Street. West Bromwich, requesting a parking permit scheme.</p>	<p>Following representations from petitioners, it was agreed that the Council's highways department would consider the feasibility of introducing a parking permit scheme on Dartmouth Street. Additionally, Investigations would take place on potential time-limits for free parking on the road. Further information would be provided to petitioners in due course.</p>
<p>2. Residents of Florence Road, Oldbury, requesting the removal of a large tree on Florence Road.</p>	<p>The tree in question had been inspected by officers and was found to be in good physical condition; no works had been recommended. Following further representations from petitioners, the Cabinet Member for Health and Adult Social Care agreed to investigate the concerns separately and close the petition. The head petitioner had been informed.</p>
<p>3. Residents of Gleneagles Drive, Tividale, objecting to the installation of telegraph poles on Gleneagles Drive.</p>	<p>Telecommunication operators benefited from permitted development, so planning permission was not required for certain types of infrastructure, this included telegraph poles and was covered under Part 16, Class A of the Town and Country Planning (General Permitted Development) (England) Order 2015 (As Amended). The petition was closed, and the head petitioner had been informed.</p>
<p>4. Residents of Thomas Cox Wharf and Alexandra Grange, Tipton, requesting adoption of roads.</p>	<p>The responsibility to progress the adoption of any new roads on a development fell solely on the land owner (typically the Developer) who must initially offer any new roads to the Authority for adoption and, importantly, enter into a legal adoption agreement with the Local Highway Authority (typically an agreement under Section 38 of the Highway Act). The Council had no powers to force a</p>

developer to enter into any adoption agreement. In this instance, the Developer had given the Authority every impression that it was going to enter into the necessary Section 38 agreement for adoption on numerous occasions and took discussions well beyond the cut off time allowable to undertake enforcement under Section 220. However, the Developer did not complete the necessary Section 38 agreements for the adoption of the roads, or complete the necessary process. Consequently, the roads on these sites were retained as private roads. Following representations by Shaun Bailey MP in support of the residents proposing that a collaborative approach would be the way forward, the Committee requested that officers undertake further investigation into the matter considering all options available and respond to all of the issues raised in the correspondence that had been submitted over a period of time. An update would be submitted to a future meeting.



<p>5. Residents of Park Lane West, Tipton, requesting residents parking outside nos. 173-184.</p>	<p>This matter was being investigated by officers and an update would be submitted to a future meeting.</p>
<p>6. Residents of Field Road, Tipton, requesting speed bumps.</p>	<p>The council had a statutory duty to investigate and implement a programme of work to reduce casualties on the highway network. Therefore, the funding made available for traffic calming measures such as speed humps was targeted in areas where traffic collisions were occurring which resulted in casualties. A three-year injury collision analysis for Field Road showed that there had been no recorded injury collisions during this period. Field Road did not therefore meet the criteria for the implementation of a traffic calming scheme. The petition was closed, and the Head Petitioner had been informed.</p>
<p>7. Residents requesting double yellow or red lines on Castle Road East, Oldbury.</p>	<p>This matter was being investigated by officers and an update would be submitted to a future meeting.</p>

<p>8. Residents of Yew Tree and Charlemont Estates concerning the withdrawal of the no. 45 bus service.</p>	<p>Transport for West Midlands had advised that it was now funding the 45 bus service which would continue to be operated by Diamond Bus and remained unchanged. However, the Committee understood that this proposal was for a six month period and therefore requested clarification be sought from TfWM as to future provision. An update would be submitted to a future meeting.</p>
<p>9. Convenience store customers in Toll End Road, Smethwick, requesting a ramp outside the store to enable easy access for customers.</p>	<p>The Highways department objected to a ramp being installed on the public highway as part of planning application reference DC/21/66418. This was because placing a ramp on the adopted highway would be considered an obstruction under the Highways Act, and a trip hazard, particularly for visually impaired pedestrians. It was for this reason highways could not give permission for a ramp to be installed on the public highway.</p> <p>Any alterations required for the building to be DDA compliant needed to be completed internally, adapting the existing steps/entrance within the boundary of the building. Therefore, this petition was closed. The head petitioner had been informed.</p>
<p>10. Residents in and around Europa Close, West Bromwich, concerning the proposed cycle lane.</p>	<p>Following representations made by the petitioners in relation to their concerns around the consultation process and the cycle route proposals, officers would submit a report to the Economy, Skills, Transport and Environment Scrutiny Board. An update would be submitted to a future meeting.</p>
<p>11. Residents in and around Wellington Road requesting</p>	<p>Petitioners had raised concerns regarding parking problems in the area. A request to utilise a nearby pot of land in the area to</p>

<p>the easing of traffic problems.</p>	<p>ease parking had been made. An update will be submitted to a future meeting.</p>
<p>12. Residents in and around Wolverhampton Road regarding concerns around road safety.</p>	<p>A study and outline business case was being developed for the corridor along the length of the A4123 by Transport for West Midlands. The study would consider improvements relating to road safety, walking, cycling and bus movement along the route and would be implemented in phases over a number of years. The junction of the Wolverhampton Road and Queensway would be considered as part of the route improvement scheme. There was capital funding available each year for the implementation of road safety improvements. These road safety improvement schemes were identified through casualty analysis, which was undertaken each year for the whole of the borough. The locations where treatable injury collisions are occurring, which had resulted in the most casualties, were prioritised for road safety intervention. The junction of Wolverhampton Road and Queensway was placed 6th on the list of priorities and had not met the criteria for major funding during this financial year. However, the area would be considered for a road safety scheme to enhance the signage and painted lines along the Wolverhampton Road on the approaches to the junction with Queensway to offer additional advance warning to motorists. Options for blocking the junction on account of safety along Wolverhampton Road would also be considered. A further update would be provided to a future meeting.</p>
<p>13. Residents of Hales Crescent, Smethwick, requesting the removal of a large portion of grassed</p>	<p>APCOA had reviewed all the Penalty Charge Notices issued to ensure they had been issued correctly. Officers had delivered letters in January to all</p>

area and for further parking bays to be identified, including designated disabled spaces.

households within the Crescent, inviting them to meet to see if there was interest in pursuing a community-led solution, possibly a local responsible parking charter. Unfortunately, only two responses were received. Officers did not believe that there was enough community buy-in to take things forward. Following. This petition was closed, and the head petition had been informed.

Contact: [democratic\\_services@sandwell.gov.uk](mailto:democratic_services@sandwell.gov.uk)

## Report to Cabinet Petitions Committee

6 September 2023

<b>Subject:</b>	Petitions Progress Report
<b>Contact Officers:</b>	Johane Gandiwa <a href="mailto:Johane_Gandiwa@sandwell.gov.uk">Johane_Gandiwa@sandwell.gov.uk</a>  John Swann <a href="mailto:John_Swann@sandwell.gov.uk">John_Swann@sandwell.gov.uk</a>







### 1 Recommendations

That the Cabinet Petitions Committee approve the action taken or proposed as detailed in the third column below.

### 2 Reasons for Recommendations

To receive petitions and approve action taken/proposed in response.

### 3 How does this deliver objectives of the Corporate Plan?

		Petitions are one of the many ways in which people who live and work in the Borough can influence the decision-making process. Many of the issues typically raised by petitions underpin the Council's Vision. Petitions alert members and officers to current local issues and ensure that services are being targeted appropriately in delivering the Council's priorities.
		
		



## 4 Context and Key Issues

Section 46 of the Localism Act 2011 removes the requirements for principal local authorities in England and Wales to make, publish and comply with a scheme for the handling of petitions made to the authority, with effect from 1 April 2012. At its meeting on 22 May 2012, the Council decided to retain a petitions scheme, although there was no longer a statutory requirement to have such a scheme.

## 5 Background Details

### 5.1 Petitions received since last reporting period

Signatories	Subject	Action Taken/Proposed
5.1.1 1109 – Residents of Sandwell	Request to protect the Albright Mosaic Mural located at Langley Baths	This matter is being investigated by officers and an update will be submitted to a future meeting. (Received 24 August 2023)
5.1.2 80 – Residents in and around Gospel Oak Road, Tipton (Princes End)	Request for the creation of a car park on Gospel Oak Road	This matter is being investigated by officers and an update will be submitted to a future meeting. (Received 20/07/2023)

### 5.2 Progress on outstanding petitions

Signatories	Subject	Action Taken/Proposed
5.2.1 146 - residents in and around Europa Close, West Bromwich (West Bromwich Central)	Concerns with the proposed cycle route between Europa Avenue and Sandwell Valley	Following representations made by the petitioners in relation to their concerns around the consultation process and the cycle route proposals, officers had submitted a report to Economy, Skills, Transport and Environment Scrutiny Board (ESTE). A further



meeting of the Economy, Skills, Transport and Environment Scrutiny Board would take place in September 2023. An update will be submitted to a future meeting. (Received 1/11/2022)

5.2.2 175 – residents in and around Wellington Road, Tipton (Tipton Green)

Request for the easing of traffic problems on Wellington Road, Tipton

Petitioners raised concerns regarding parking problems in the area. A request to utilise a nearby pot of land in the area to ease parking was made. An update will be submitted to a future meeting. (Received 14/02/2023)

5.2.3 138 – residents of Thomas Cox Wharf and Alexandra Grange, Tipton (Great Bridge)

Request for the adoption of roads by Sandwell Council.

The responsibility to progress the adoption of any new roads on a development falls solely on the land owner (typically the Developer) who must initially offer any new roads to the Authority for adoption and, importantly, then enter into a legal adoption agreement with the Local Highway Authority (typically an agreement under Section 38 of the Highway Act). The Council has no powers to force a developer to enter into any adoption agreement. In this instance, the Developer gave the Authority every impression that they were going to enter into the necessary Section 38 agreement for adoption on numerous occasions and took discussions well beyond the cut off time allowable to undertake enforcement under Section 220. However, the Developer did not



complete the necessary Section 38 agreements for the adoption of the roads, or complete the necessary process.

Consequently, the roads on these sites were retained as private roads. Shaun Bailey MP, in support of residents, proposed a collaborative approach. Officers are undertaking further investigation into the matter and will respond to all of the issues raised. An update would be submitted to a future meeting. (Received 21/04/2023)

5.2.4	16 – residents of Park Lane West, Tipton (Tipton Green)	Request for resident only parking spaces outside of 173-184 Park Lane West.	This matter is being investigated by officers and an update will be submitted to a future meeting. (Received 12/03/2023)
5.2.5	211 – against the withdrawal of the No. 45 bus service, Yew Tree and Charlemont Estates, West Bromwich (Charlemont with Grove Vale)	Petition against the withdrawal of the No. 45 bus service, Yew Tree and Charlemont Estates, West Bromwich.	TfWM is now funding the 45 bus service which will continue to be operated by Diamond Bus and remains unchanged. TfWM have confirmed that the funding for this service will last until the end of October 2023. Further advice regarding the continuation of the service beyond that date will be available later in the year. (Received 28/03/2023)
5.2.6	46 – Residents of Dartmouth Street, West Bromwich (West Bromwich Central)	Request for Parking Permit Scheme on Dartmouth Street, West Bromwich.	Following further discussions with petitioners, it was agreed that the Council’s Highways department would begin work to consider the introduction of a resident parking scheme for Dartmouth Street. Time limits in relation to free





5.2.7 97 – residents in and around Wolverhampton Road, Oldbury (Old Warley)

Concerns regarding road safety on the junction of Wolverhampton Road/Queensway

parking on the street would also be reviewed. An update would be provided to a future meeting. (Received 20/06/2023)

A study and outline business case is currently being developed for the corridor along the length of the A4123 by Transport for West Midlands. The study will consider improvements relating to road safety, walking, cycling and bus movement along the route and will be implemented in phases over a number of years. The junction of the Wolverhampton Road and Queensway will be considered as part of this route improvement scheme.

There is some capital funding available each year for the implementation of road safety improvements. These road safety improvement schemes are identified through casualty analysis, which is undertaken each year for the whole of the borough. The locations where treatable injury collisions are occurring, which have resulted in the most casualties, are prioritised for road safety intervention. The junction of Wolverhampton Road and Queensway currently sits 6th on the list of priorities and has not met the criteria for major funding during this financial year. However, the area will be considered for a road safety



scheme to enhance the signage along the Wolverhampton Road on the approaches to the junction with Queensway to offer additional warning to motorists. Options for blocking the junction on account of safety along Wolverhampton Road would also be considered. The head petitioner has been informed (Received 31/01/2023)

### 5.3 Petitions requiring final approval

Signatories	Subject	Action Taken/Proposed
5.3.1 77 – residents in support of Warley Baptist Church, Oldbury (Old Warley)	Request for double-yellow or red lines on Castle Road East, Oldbury.	<p>Officers have made site visits and there are no issues with parking that have been identified. Observations were made of 4 no. traffic cones having been placed on the two entrances to the Church, thus trying to prevent vehicles parking. This in turn displaces vehicles onto the opposite side of the road with some vehicles parking partly on the footway.</p> <p>Officers vehicles were parked on the bend approaching the Church from Wolverhampton Road and buses had no difficulty in passing the vehicle.</p> <p>The petition states that people often only park for short periods, to drop off or pick up passengers. Double yellow lines (No Waiting at any time) would not prevent</p>



people from loading or unloading passengers so the restriction would not have any direct impact on those who park for this reason, which are the majority of the visitors to the Church itself.

It is therefore recommended to close the petition. The Head Petitioner has been informed.  
(Received 05/06/2023)

## 6 Source Documents

Copies of petitions from various groups of residents (exempt information).



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