

**Sandwell Metropolitan Borough Council**

**The Borough Council of Sandwell  
(BID Sandwell, Waiting and Loading Restrictions)  
(Experimental Traffic Regulation Order) 2018**

**Action Taken Under Delegated Powers**

**April 2018**

**1. Summary Statement**

- 1.1** Approval is sought to introduce The Borough Council of Sandwell (BID Sandwell, Waiting and Loading Restrictions) (Experimental Traffic Regulation Order) 2018 for proposed parking restrictions as shown on plan set No 39,759 S/3, which will have the effect of suspending the existing restrictions for the duration of this order.
- 1.2** Section 9 of the Road Traffic Regulation Act 1984 enables a Traffic Authority to carry out an experimental scheme of traffic control where there is a demonstrable reason why it should be carried out on an experimental basis. In these areas there is a history of problems arising from vehicles parking along the proposed route. Consequently the effect of the parking restrictions need to be assessed through use, by considering local representations, before the existing arrangements are revoked and the experimental order is made permanent.
- 1.3** Regulation 22 of the Local Authorities' Traffic Orders (Procedure) (England and Wales) Regulations 1996 does not require the authority to publish the proposals or consider objections prior to the Experimental Order being made. However a 14 day statutory consultation would be appropriate with;

Chief Officer of Police  
The Freight Transport Association  
The Road Haulage Association  
West Midlands Ambulance Service  
West Midlands Fire Service  
National Express  
Centro

**1.4** The Council will need to consider in due course whether the provisions of the Experimental Order should be continued in force indefinitely. This is required within a period of six months from the date the Experimental Order came into force (or any variation or modification of the Experimental Order came into force). Any person may object to the making of the order in writing, stating the grounds on which it is made. Any unresolved objections would need to be reported back to the Cabinet Member.

**1.5** The cost to amend the Traffic Regulation Orders including advertising, new signs and lining would be in the region of £4,500 and would be jointly funded by BID Sandwell and the Parking Account.

This Experimental Order will suspend existing parking restrictions and prevent stopping at any time, introduce limited waiting to prevent long term parking and provide permit parking in the areas shown on plan set 39,759 S/3 providing a safer environment in these industrial areas and prevent congestion at particularly busy locations which carry a large amount of private as well as commercial and HGV's.

*Further details are attached for your information*

## **2. Recommendations**

2.1 That approval be given to publish the relevant notices, undertake statutory consultation and implement The Borough Council of Sandwell (BID Sandwell, Waiting and Loading Restrictions) (Experimental Traffic Regulation Order) 2018 as shown on drawing 39,759 S/3:

2.2 That a report will be presented to the Cabinet Member for Highways and Environment for a decision if;

a) any objections to The Borough Council of Sandwell (BID Sandwell, Waiting and Loading Restrictions) (Experimental Traffic Regulation Order) 2018 or any variation or modification to it have not been resolved or withdrawn,

b) any objections to making The Borough Council of Sandwell (BID Sandwell, Waiting and Loading Restrictions) (Experimental Traffic Regulation Order) 2018 permanent have not been resolved or withdrawn.

2.2 That the Head of Legal Services to be authorised to:-

- a) make The Borough Council of Sandwell (BID Sandwell, Waiting and Loading Restrictions) (Experimental Traffic Regulation Order) 2018 under Sections 1, 2 and 9 of the Road Traffic Regulation Act 1984 as shown on Drawing 39,759 S/3
- b) Affix the Common Seal of The Borough Council of Sandwell to The Borough Council of Sandwell (BID Sandwell, Waiting and Loading Restrictions) (Experimental Traffic Regulation Order) 2018 to enable it to be operative for a period of 18 months.
- c) Make a variation or modification to The Borough Council of Sandwell (BID Sandwell, Waiting and Loading Restrictions) (Experimental Traffic Regulation Order) 2018 not more than 12 months after the date it was made.
- d) Make The Borough Council of Sandwell (BID Sandwell, Waiting and Loading Restrictions) (Experimental Traffic Regulation Order) 2018 permanent and affix the Common Seal of the Borough Council of Sandwell following the resolution of any objections or a decision by the Cabinet Member for Highways and Environment.

In accordance with the authority delegated to the Cabinet Member for Neighbourhood Services, the following course of action has been agreed, which will be set out in the formal record of the decisions taken by the Member:-

- (1) the recommendation(s) above is/are approved.
- (2) the recommendation(s) above is/are approved as now amended.
- (3) the recommendations above is/are approved.

  
**Dr. Alison Knight**  
**Executive Director Neighbourhoods,**

Date 30/04/2018

Contact Officer

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 [IL1: PROTECT]

### 3. **Background Details**

Requests taken from BID Sandwell working in partnership with Sandwell Council