



## Chief Officer Decision

Pursuant to Article 3C Delegation to Officers (section 6.12) of the Constitution of the London Borough of Hounslow (which came into operation in May 2021)

### Details of Decision Taken

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| Title of decision  | Changes to the timed motor vehicle restrictions on Hartington/Cavendish Road, Strand on the Green and Staveley Road, Chiswick   |  |
| Directorate  | Environment, Culture & Customer Services  |  |
| Name and title of Chief Officer <sup>1</sup>   | Jefferson Nwokeoma<br>Assistant Director – Traffic, Transport & Parking   |  |
| Date   | 16 November 2021  |  |
| Exempt Information and Grounds   | No  | If Yes, Identify Which Access to Information Exemption Clause (see Part 4E Access to Information Procedure Rules (section 11.4)) |
| Key decision? <sup>2</sup>   | No  | If yes, identify on what grounds   |
|  |   | If yes, Identify the Forward Plan Reference Number <sup>3</sup>  |
|  |   | If yes, confirm that notice of the decision has been on the Forward Plan for at least 28 days in advance of the Decision Date.   |
|  |   | If yes, identify the date that the decision is to be placed in the public domain   |
|  |   | If yes, identify the date that the decision will be implemented if not called in.  |
| Details of Decision<br>(To be recorded as soon as practicable and be available for inspection along with | a) That the Chief Officer notes the revised hours of 8am to 7pm, Monday to Saturday, for the Hartington/Cavendish Road, Strand on the Green and Staveley Road motor vehicle restrictions. |  |

<sup>1</sup> Authorised officers are an Executive Director, Director or an officer who reports directly to a Chief Officer.

<sup>2</sup> A key decision is an executive decision which is likely to result in the Council incurring expenditure or making savings that is/are significant (i.e. savings in excess of £1 mil (capital expenditure) or **£500,000**(revenue expenditure)or where expenditure or savings are less than the amounts specified above, they constitute more than 50% of the budget attributable to the service in question) having regard to the budget for the service or function to which the decision relates **OR** is significant in terms of its effects on communities living or working in an area comprising two or more wards.

<sup>3</sup> At least 28 days' notice on the Forward Plan is required where an executive decision is a key one

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| <p>all background papers that have been used to inform the decision unless exempt from publication. If exempt include details of the exemption relied on here. Decision to be retained indefinitely in accordance with Records Management Policy)</p> | <p>b) That the Chief Officer approves officers carrying out the required statutory consultation for the Traffic Management Order (TMO) associated with the revised times for the Hartington/Cavendish Road and Strand on the Green motor vehicle restrictions, and to resolve where possible any objections received to that statutory consultation.</p> <p>c) That the Chief Officer approves officers progress the Experimental Traffic Management Order (ETMO) as approved by Chief Officer Decision DDN 695 for the Staveley Road motor vehicle restriction with the revised times of 8am to 7pm.</p> <p>d) Agree that, in the event that objections are received to the TMO and not withdrawn, for these to be determined by the Chief Officer in consultation with the Lead Member for transport.</p>  |
| <p>Reasons for the Decision</p>   | <p>The <a href="#">Chief Officer Decision DDN 695</a> dated Friday, 27 August 2021 sought approval to make the trial motor vehicle restrictions on Hartington/Cavendish Road (operating 24/7, except for permit holders) and Strand on the Green (operating 24/7; except buses, taxis &amp; for access) permanent through the implementation of a permanent TMO.</p> <p>The same Chief Officer Decision also sought approval to implement a new trial motor vehicle restriction on Staveley Road, operating between 8am and 5pm, Monday to Saturday, except for permit holders, through the implementation of an ETMO.</p> <p>The Chief Officer Decision was subsequently called in to the Overview &amp; Scrutiny Call in Sub-Committee on Thursday, 23 September 2021 and deferred to Cabinet on Tuesday, 19 October 2021, where the decision was made to approve making the permanent and experimental traffic orders.</p> <p>In response to comments raised during this process, it was agreed that a new timed motor vehicle restriction on Staveley Road is to be introduced, operating between 8am and 7pm, Monday to Friday. This decision was taken to achieve a uniform and consistent approach across the local road network which will be subject to the new restrictions in adjacent roads.</p> <p>Furthermore, it was agreed that the Hartington/Cavendish Road and Strand on the Green restrictions will be changed to 8am to 7pm, Monday to Saturday, to bring them in line with the times of the new motor vehicle restriction on Staveley Road. This will have the effect of creating a uniform timed restriction on motor vehicles accessing the South Chiswick Liveable Neighbourhood area from the A205 and the A316, therefore reducing confusion around the times that motorists are permitted to use the aforementioned roads.</p> |
| <p>Details of alternatives considered and rejected</p>  | <p>Removal of the restrictions has been considered but is not recommended as monitoring of the trial restrictions showed there was no case for the removal of these measures.</p> <p>Keeping the restrictions to the timings outlined within the Chief Officer Decision dated <a href="#">Chief Officer Decision DDN 695</a> dated Friday, 27 August 2021 has been considered, however this is not recommended as, on balance, this will be less</p>   |

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|  | <p>beneficial to residents and result in inconsistent timings for restrictions in the area, at the risk of creating confusion and frustration for motorists.</p>  |
| <p>Factors taken into account (i.e. include here consideration of:</p> <ul style="list-style-type: none"> <li>• public sector equality duty,</li> <li>• biodiversity duty and</li> <li>• crime and disorder implications of decision)</li> </ul> | <p>The Council has a legal obligation to pay due regard to equalities and in particular adhere to the public sector equality duty and the impact of its decisions upon those individuals who share specific protected characteristics as defined in the Equality Act 2010, section 149.</p> <p>The changes to the times for the Staveley Road restriction will help to reduce the volume of motorised vehicles on said road and within the South Chiswick area, which will make crossing roads easier, having a positive impact on the elderly, the disabled and women in pregnancy/maternity. Reduction in traffic is expected to have a positive impact in local air quality.</p> <p>Conversely, the reduced operational hours for the Hartington/Cavendish Road and Strand on the Green restrictions could increase the volume of motorised vehicles using both roads outside those times (between 7pm and 8am), which could potentially make crossing roads relatively difficult, having a negative impact on the elderly, the disabled and women in pregnancy/maternity. However, as the proposed changes aim to promote active travel, particularly for short trips, the net impact of these changes across the local network is expected to be positive.</p> <p>If a restriction or prohibition in an ETMO is modified, then the council must commence a new six-month period of consultation if it is minded to consider, at the end of the trial, whether the effects of the ETMO should be made permanent. Because the maximum duration of an ETMO is 18 months, the effective deadline for the council to modify a scheme enacted under a ETMO is 12 months after the order is made. For this reason, best practice is to undertake at least one interim review ahead of any final review.</p> <p>Under section 122 of the Road Traffic Regulation Act (RTRA)1984, the Authority has the duty, when exercising relevant functions, such as making Traffic Management Orders to secure the expeditious, convenient and safe movement of vehicular and other traffic (including pedestrians) and the provision of suitable and adequate parking facilities on and off the highway. In making a decision, so far as practicable, the Authority shall have regard to (a) the desirability of securing and maintaining reasonable access to premises; (b) the effect on the amenities of any locality affected as well as the importance of regulating and restricting the use of roads by heavy commercial vehicles, (c) the national air quality strategy, (d) the importance of facilitating the passage of public service vehicles and of securing the safety and convenience of persons using or desiring to use such vehicles, and (e) any other matters that it considers relevant. In reaching a decision and carrying out its duties under section 122 of the RTRA 1984, the Authority shall have regard to objections received in response to consultation.</p> |
| <p>Name and title of any Cabinet</p>   | <p>Cllr Hanif Khan – Cabinet Member for Transport and One Hounslow</p>  |

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| member consulted   |    |  |
| Member conflict of interest or Disclosable Pecuniary Interest? | No | If yes, give details (this includes non-DPI's interests that you consider should be declared and noted for the record but are not considered to have impaired your judgement or present any related conflict). |

## Legal and Finance Comments (to be provided after report written)

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| Comments on behalf of the Chief Financial Officer                        | <p>This report seeks approval to carry out the required statutory consultation for the Traffic Management Order (TMO) associated with the revised times for the Hartington/Cavendish Road and Strand on the Green motor vehicle restrictions and to progress the Experimental Traffic Management Order (ETMO) as approved by Chief Officer Decision DDN 695 for the Staveley Road motor vehicle restriction with the revised times of 8am to 7pm.</p> <p>The cost of implementing the decisions outlined in this report must be met from within approved budgets.</p> |
| Finance Officer Name and Title   | Clive Palfreyman, Executive Director Finance & Resources  |
| Comments on behalf of the Assistant Director of Governance               | There are no significant legal implications resulting from this decision. It is noted that the Equalities section does raise some potentially negative impacts on those that share those protected characteristics set out under the Equality Act 2010 but these impacts are considered to be justified for the reasons set out in the report.  |
| Confirmation by Legal Officer that the Decision is/is not a key decision | Non-key.  |
| Legal Officer Name and Title   | Rachel Mckoy – Assistant Director of Governance & Monitoring Officer.   |

## Confirmation and Authorisation of Relevant Chief Officer Taking Decision

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| Signed                           |  |
| Confirmation that no significant | Yes/No  |

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| changes to the report have been made since Legal and Finance Comments were provided |                  |
| Date decision to take effect for implementation <sup>4</sup>                        | 16 November 2021 |

## **Note on Publication of Chief Officer Decisions**

Chief Officer Decisions which are not key decisions are usually published on the last day of the month. They will need to be provided to Democratic Services at least two days before this.

Chief Officer Decisions which are also key decisions will need to be published immediately to permit call in by Members. Please liaise with Democratic Services to identify a suitable date for publication.

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<sup>4</sup> To allow for call in of a key decision by the Overview and Scrutiny Committee, a decision will not take effect until the sixth day after the decision has been published.