

WELWYN HATFIELD BOROUGH COUNCIL
 CABINET PLANNING AND PARKING PANEL – 1 NOVEMBER 2018
 REPORT OF THE CORPORATE DIRECTOR (RESOURCES, ENVIRONMENT AND
 CULTURAL SERVICES)

NORTHAW AND CUFFLEY PARISH COUNCIL – CAR PARK CHARGES

1 Executive Summary

- 1.1 Northaw and Cuffley Parish Council (NCPC) have a lease for 125 years with Welwyn Hatfield Council (WHC) to manage both Sopers Road and Maynard Place car parks since 2000. They are responsible for the maintenance and management of these car parks.
- 1.2 There are currently charges in both car park, however, NCPC cannot raise charges. This is a legal requirement for WHC to consider as part of the Traffic Regulation Order legislation. Please see below for what the current charges are:

Maynard Place car park			
Operational Days and Hours	Charging Days and Hours	Duration	Charges
All days and all hours	Monday - Friday 8am-6pm	0-1 hour	Free
			Free for Blue Badge Holder
		0 - 2 hours	£0.50
		2 - 3 hours	£1.00
		3 - 4 hours	£1.50
		More than 4 hours	£5.00
	Saturday 7:30am-1:30pm	0-1 hour	Free
			Free for Blue Badge Holders
		0 - 2 hours	£0.50
		2 - 3 hours	£1.00
		3 - 4 hours	£1.50
		More than 4 hours	£5.00
Sopers Road			
All days and all hours	Monday to Friday All hours	All day	£4.50
	Saturday All hours	All day	£2.00

2 Recommendation(s)

- 2.1 That the Panel note and recommend to Cabinet to approve the changes that Northaw and Cuffley Parish Council would like to make to the fees and charges in Maynard Place car park.

3 Explanation

- 3.1 NCPC previously used a 3rd party contractor to enforce the car park on their behalf. However, since December 2017, WHC's Civil Enforcement Officers have been carrying out the physical parking enforcement, and East Herts have been managing the appeals and challenges received in response to a parking tickets.
- 3.2 NCPC have notified WHC that they would like to make some changes to the Maynard Place car parking charges and parking restrictions. In particular, they would like to remove the more than 4 hours tariff and introduce a new tariff band of £2.00 for over 4 hours up to 6 hours. For over 6 hours the charge will be £10.00.
- 3.3 Herts County Council has advised us that as the price changes will be made by notice under section 35C of the Road Traffic Regulation Act 1984 the decision to change prices must be made by the Borough Council as the Parish does not have the legal power to do so.
- 3.4 The Parish has also made a request to change the parking restrictions by adding a requirement that vehicles leaving the car park should not return before two hours has elapsed. This will require an amendment to the existing Traffic Regulation Order. As Cuffley is already in the Parking Services work programme the consultation process is already underway. Any objections to the proposal will be heard by this Panel and Cabinet in the usual way.

Implications

4 Legal Implication(s)

- 4.1 TROs are created under the Road Traffic Regulation Act 1984. Consultations follow a statutory legal process as set out in The Local Authorities' Traffic Orders (Procedure) (England and Wales) Regulations 1996.
- 4.2 The Council sets the fees for both Sopers Road and Cuffley Car Park which may only be amended in accordance with section 35C of the 1984 Act. This will require that the charges are increased on notice and the procedure is set out in the Local Authorities' Traffic Orders (Procedure) (England and Wales) Regulations 1996.

5 Financial Implication(s)

- 5.1 All costs related to this project including the signage and advertisements are been funded by Northaw and Cuffley Parish Council.
- 5.2 NCPC retain all income generated, minus costs such as providing the Ringo (Pay By Phone) service
- 5.3 WHBC retain all PCN income, minus administration costs

6 Risk Management Implications

6.1 The risks related to this proposal are:

6.2 [please list and detail impact and likelihood]

7 Security and Terrorism Implication(s)

7.1 There are no known security & terrorism implications inherent in relation to the proposals in this report.

8 Procurement Implication(s)

8.1 There are no known procurement implications in relation to the proposals in this report.

9 Climate Change Implication(s)

9.1 There are no known climate change implications in relation to the proposals in this report.

10 Human Resources Implication(s)

10.1 There are no known Human Resources implications in relation to the proposals in this report.

11 Health and Wellbeing Implication(s)

11.1 There are no known Health and Wellbeing implications in relation to the proposals in this report.

12 Communication and Engagement Implication(s)

12.1 When making any changes to parking charges within car parks there is a statutory consultation process which the Council needs to adhere too

13 Link to Corporate Priorities

13.1 This report is linked to the Council's Corporate Priority Protect and Enhance the Environment, and specifically to the achievement to Deliver Effective Parking Services

- Protect and enhance the environment and deliver effective parking services;
- Engage with our communities and provide value for money

14 Equality and Diversity

14.1 An EqlA was not completed because this report does not propose changes to existing service-related policies or the development of new service-related policies.

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Date (*19 October 2018*)