



Title of meeting: Cabinet Member for Transport decision meeting

Date of meeting: 20 March 2024

Subject: TRO PO23-24 Wadham Road - Disabled Persons Parking Place

Report by: Felicity Tidbury, Assistant Director for Economy, Planning & Transport

Report author: Denise Bastow, Acting Parking Manager PCNs, Permits & Blue Badges

Cabinet Member: Councillor Gerald Vernon-Jackson, Cabinet Member for Transport

Wards affected: Nelson

Key decision: No

Full Council decision: No

1. Purpose of report

- 1.1.** To consider the public response to the proposed disabled bay in Wadham Road, Portsmouth.

In this report, TRO means traffic regulation order.

Appendix A: The public proposal notice for TRO Reference PO23-24

Appendix B: Public views submitted

Appendix C: Integrated Impact Assessment

Appendix D: Map of proposed and existing disabled bays

2. Recommendations

In relation to the proposal promoted under the TRO Ref PO23-24, it is recommended that the Cabinet Member for Transport:

- 2.1 Approves the implementation of a Disabled Person's Parking Bay in Wadham Road; and**
- 2.2 Notes that the remainder of the TRO Ref PO23-24 came into operation as a Part A TRO on 18 March 2024. Therefore, any proposal approved following this report will be brought into operation as a Part B TRO Ref PO23-24.**



3. Background

3.1 Disabled parking bays are installed in residential areas to assist blue badge holders to park close to their homes and thereby reduce the distance they have to walk after parking their car. The bays are advertised following applications from individual blue badge holders. The TRO advertised the installation of 23 disabled parking bays and removal of 3 disabled parking bays at various locations across Portsmouth.

3.2 In order for a disabled parking bay to be considered, the applicant:

- has to hold a valid Blue Badge,
- have a vehicle registered to the address,
- must not have any usable off-street parking and;
- there should be pressure on parking in the area.

4. Consultation and notification

4.1 Statutory consultation and notification under TRO Ref PO23-24 took place between 30 January and 20 February 2024.

4.2 Under statutory consultation, statutory bodies (police, fire & rescue, utilities companies etc.) are directly consulted on the Council's formal proposals and the public has a right to object. The Council has a statutory obligation to consider any objections received (see paragraph 8.3 of this report), and any comments received are given due consideration. Appendix B contains the full text of the representation received in response to the proposal but has been anonymised.

4.3 The legal requirement is to publish the proposal notice in a local newspaper - this notice was published in The News. The proposal notice was also published on the Council's website and yellow copies were displayed at affected locations.

5. Consultation response

5.1 Two representations have been received relating to the disabled bay in Wadham Road. The full content of the objections (anonymised) are in Appendix B of this report.

6. Reasons for recommendations

6.1 **Wadham Road, Nelson:** An application for a disabled bay was received from a blue badge holder who lives in Wadham Road. There are currently 7 disabled bays in Wadham Road and an electric vehicle charging bay. Only one of the 7 disabled bays is in close proximity to the proposed installation of this disabled bay.



- 6.2** It is not possible to install a disabled bay directly outside the applicant's address, due to there being an electric vehicle (EV) charging bay immediately outside. There is a gap of 5 metres between the EV charging bay installed outside No 63 and a disabled bay installed outside No 59. As the gap required for this disabled bay is 5 metres, in order to maximise best use of the highway it has been proposed to install the disabled bay in that gap o/s No 61 - the map at Appendix D refers.
- 6.3** Two objections have been received by residents of Wadham Road, suggesting that the EV charging bay o/s No 63 is moved, which would allow the disabled bay to be placed outside where the blue badge holder lives. One of the objectors has also expressed concern that having a disabled bay outside their house would devalue their house, it would also stop them having a skip when carrying out renovations and would mean that they would not be able to ever park immediately outside of their house. Concerns were also raised that how parking is at a premium in Portsmouth, including in Wadham Road.
- 6.4** In response to the suggestion that the EV charging bay is moved, the Transport Planning Team have confirmed that the EV charging bay was installed at that location, based on the need for a charging point to serve resident(s) with electric vehicles and its proximity to the lamp column infrastructure to supply the power required. To move the EV charging bay and chargepoint, would also require the need to find an alternative suitable power supply location in the vicinity and a new TRO to be advertised, both of which would incur costs and the need for an EV charging bay has already been identified in that location. The on-street chargepoint located in Wadham Road has experienced a level of usage across 6 months of usage data, prior to the switch-off in November 2023, which supports the location of the site.
- 6.5** It has also been explained to the resident that no-one is guaranteed a parking space on the road outside their house. They could still have a skip for any building work, but not immediately outside their property and it would be located as close as possible. This situation is no different to a property that has double yellow lines immediately outside, as a skip would not be placed on double yellow lines, it would be located as close as possible.
- 6.6** The applicant will already be parking in Wadham Road and in practical terms there is no loss of actual parking space.

7. Integrated impact assessment

- 7.1** An integrated impact assessment has been completed and is published alongside this report in appendix C.



8. Legal implications

8.1 It is the duty of a local authority to manage its road network with a view to achieving, so far as may be reasonably practicable having regard to their other obligations, policies and objectives, the following objectives:

- (a) securing the expeditious movement of traffic on the authority's road network; and
- (b) facilitating the expeditious movement of traffic on road networks for which another authority is the traffic authority.

8.2 Local authorities have a duty to take account of the needs of all road users, take action to minimise, prevent or deal with congestion problems, and consider the implications of decisions for both their network and those of others.

8.3 A proposed TRO must be advertised and the statutory consultees notified and given a 3-week period (21 days) in which to register any support or objections. Members of the public also have a right to object during that period. If objections are received to the proposed order the matter must go before the appropriate executive member for a decision whether or not to make the order, taking into account any objections received from the public and/or the statutory consultees during the consultation period.

9. Director of Finance's comments

9.1 The costs of works to implement the disabled bays (including the TRO) will be met from the On-Street Parking budget.

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Signed by:

Appendices:

Background list of documents: Section 100D of the Local Government Act 1972

The following documents disclose facts or matters, which have been relied upon to a material extent by the author in preparing this report:

Title of document	Location
Provision and Use of Disabled Badges and Bays Report	PCC website - Executive meeting - 21 February 2006

The recommendation(s) set out above were approved/ approved as amended/ deferred/ rejected by on

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Signed by Councillor Gerald Vernon - Jackson, Cabinet Member for Transport

APPENDIX A - THE PORTSMOUTH CITY COUNCIL (VARIOUS ROADS) (DISABLED PERSONS PARKING PLACES) ORDER 2024

30 January 2024: Notice is hereby given that the Portsmouth City Council proposes to make the above Order. The effect of which would be:

Only vehicles displaying a Blue Badge or relevant permit issued by the Council may park at these locations:

A) DISABLED PERSONS' PARKING BAYS (MINIMUM 5-METRE LENGTH)

Bredenbury Crescent (outside no.74)	Byerley Road (outside no.135)
Chichester Road (outside no. 49)	Clegg Road (alongside no. 143 Highland Road)
Ebery Grove (outside no. 10)	Fearon Road (outside no. 51)
Funtington Road (outside no. 38)	Grafton Street (outside block 72-126)
Kenyon Road (outside no. 8)	Laburnum Grove (outside no. 304)
Leominster Road (outside no. 26)	Malta Road (outside no. 8)
Martin Road (outside no. 6)	Oakwood Road (outside no 18)
Ophir Road (outside no.6)	Queens Road (outside no. 288)
Ranelagh Road (outside no.45)	Ranelagh Road (outside no.86)
Shelford Road (outside no.39)	Shirley Avenue (outside no. 23)
Toronto Road (outside no.63)	Wadham Road (outside no. 61)
Windsor Road (outside. 15)	

B) REMOVAL OF DISABLED PERSONS' PARKING BAYS (NO LONGER REQUIRED)

Battenburg Avenue (outside no. 22)	Glencoe Road (outside no.29)
St Augustine Road (alongside 15a Highland Road)	

Copies of the draft Order and Statement of Reasons are available to view on Portsmouth City Council's website: Search "Traffic Regulation Orders 2024" at www.portsmouth.gov.uk. Alternatively, they can be viewed at the Civic Offices, Guildhall Square, PO1 2AL, Monday to Friday between 9am - 4pm. Printed copies can be obtained by calling 023 9268 8501.

Persons wishing to object to these proposals must do so by sending their representations to TROteam@portsmouthcc.gov.uk or by post to Traffic Regulation Orders, Parking Team, Portsmouth City Council, Civic Offices, Portsmouth PO1 2NE, quoting ref **P023 - 24** within 21 days of the date of this Notice (i.e. by **20 February 2024**) stating the grounds for the objection.

Under requirements of current access to information legislation, please note that all representations submitted in response to this Notice, may be made available for public inspection. Full details of the Council's [Data Protection privacy notice](#) can be viewed on the website.

Felicity Tidbury, Assistant Director of Regeneration (Transport)
Portsmouth City Council

Appendix B: Public Views

<p>Wadham Road Objection to proposed Disabled Bay</p> <p>Resident, Wadham Road A notice has been put up advising that a Disabled Bay is to be established outside 61 Wadham Road. Neither myself or my husband have applied for a Disabled bay outside our property, so this would appear to be a fraudulent application. We are the homeowners and object to a disabled bay outside our property.</p> <p>There is already an Electric Charging point outside number 63 and a Disabled Bay outside number 59, making parking near our property difficult. A disabled bay outside our house will make it impossible for us to ever park outside our own home. Not only will this be inconvenient but will also have a substantial negative effect on the value of our property, as any prospective buyer would reasonably expect to park outside their own home from time to time.</p> <p>No-one from the council or elsewhere has contacted us seeking permission to place a disabled bay sign on our wall and we do not consent to this. The wall was recently rebuilt and we are not willing to accept any damage caused by a sign being put up.</p> <p>I look forward to your prompt reply within the specified 20 days.</p> <p><i>Follow up comments:</i></p> <p>I do still object to the proposal for a disabled bay to be installed outside 61 wadham road.</p> <p>There is an electric charging point outside number 63 which has rarely worked since it was installed and it is still out of order now. I feel that it would a better solution to move that and let the blue badge holder have the disabled bay outside the flat she is renting. If a bay is installed outside number 61 as a home owner i am very worried about how this will affect the resale value of my home.</p> <p>It would mean a charging point outside 63 a disabled bay outside 61 and also 59. We are renovating our house how would i even have a skip to remove waste? I am going to take advice on the issues i have raised. I would be pleased to hear your thoughts on this.</p>
<p>Resident, Wadham Road To Whom It May Concern, We live at XX Wadham Road next to Mr and Mrs X XX Wadham Road. Where we understand, you are contemplating putting a Disabled-Bay! For the tenant of XX, as there is a Charging Point outside her flat her bay is to be put in front of 61 Wadham. Understandably XXXXX and XXXXX are not Happy with your decision You must be aware that parking is a premium in Portsmouth, and our road is no exception, it's been made ten times worse, as against the objections of the residents, there are is about 9</p>

HMOs, along with numerous flats, from Gladys Ave end to London Road end, one of which was a five is now being turned in to a seven, despite of all our objections which fell on deaf ears, the objection notice was so high up the lamp post and making it very hard to read apart, added to the fact it was there for a couple of days! The planning department were informed, it was missing but nothing was done, obviously the plans had already been passed!!

A charging point can be put anywhere, round by the school in North End Ave, is not so convenient but a possibility. The neighbour that requested the point lives opposite and hardly practical, as Wadham is a one-way to charge his car he has to drag the cable either under or over his car.

We are lucky and have a disabled-bay,

We are both in our eighties, and my husband has asthma, knee and hip problems, which is why it was granted.

but it is outside our home!