

PUBLIC NOTICE

HAVANT BOROUGH COUNCIL
(EMSWORTH: BEACH ROAD, KINGS ROAD AND WARBLINGTON ROAD)
(EXPERIMENTAL PROHIBITION AND RESTRICTION OF WAITING) ORDER 2021

Notice is hereby given that Havant Borough Council pursuant to an arrangement entered into under Section 19 of the Local Government Act 2000 with the Council of the County of Hampshire, propose to make an experimental Order under the provisions of the Road Traffic Regulation Act 1984, the effect of which will be to introduce a prohibition of waiting on lengths of Beach Road, Kings Road and Warblington Road, a "no waiting between the hours of 9.00am and 6.00pm, between 1 April and 30 September", on lengths of Kings Road and Warblington Road and a "waiting limited to 2 hours, no return with 2 hours" on a length of Warblington Road, Emsworth.

A copy of the experimental Order, which will come into operation on 10 April 2021, a plan showing the affected lengths of roads and a statement of the Council's reasons for proposing to make the Order for an experimental period are available to view on the Havant Borough Council website at:
www.havant.gov.uk/tro.

The Council will consider whether the provisions of this experimental Order should be made permanent. Any representations regarding the provisions of this experimental Order and/or the proposal to make those provisions permanent, together with the grounds on which they are made, must be received by 10 October 2021, please quote Ref No. AS/TRO/450. These may be sent:-

- by using the online response form at the above web address
- by email to tro@easthants.gov.uk
- in writing to the undersigned below

PLEASE NOTE THAT IT IS NOT POSSIBLE TO LODGE A FORMAL OBJECTION TO THIS EXPERIMENTAL ORDER UNTIL IT BECOMES OPERATIONAL ON 10 APRIL 2021.

All representations to this proposal will be kept on a file open to the public.

Dated this second day of April 2021.

Havant Borough Council
Civic Centre Road
Havant Hants
PO9 2AX



Havant
BOROUGH COUNCIL

Scan using QR Reader App
on a Smartphone to view
TRO Proposal website



HAVANT BOROUGH COUNCIL
(EMSWORTH: BEACH ROAD, KINGS ROAD AND WARBLINGTON ROAD)
(EXPERIMENTAL PROHIBITION AND RESTRICTION OF WAITING) ORDER 2021

STATEMENT OF REASONS FOR
PROPOSING TO MAKE THIS ORDER

Notice is hereby given that Havant Borough Council pursuant to an arrangement entered into under Section 19 of the Local Government Act 2000 with the Council of the County of Hampshire, propose to make an experimental Order under the provisions of the Road Traffic Regulation Act 1984, the effect of which will be to introduce a prohibition of waiting on lengths of Beach Road, Kings Road and Warblington Road, a “no waiting between the hours of 9.00am and 6.00pm, between 1 April and 30 September”, on lengths of Kings Road and Warblington Road and a “waiting limited to 2 hours, no return with 2 hours” on a length of Warblington Road, Emsworth.

A number of residents in the above roads have made contact, both directly with Havant Borough Council and through local Ward Councillors, regarding some ongoing obstruction issues related to parking by vehicle users accessing the foreshore. The problems have been especially prevalent during the Summer 2020 period of lockdown with the increased pressure on local destinations. Several photographs have been submitted showing obstructive parking on the junctions and along the roads. Respondents have also supplied anecdotal evidence of ‘near misses’ at the junctions.

Results from parking surveys and site observations carried out at different times of the day and days of the week confirmed a high incidence of dangerously obstructive parking on the junctions of Beach Road and King’s Road with Warblington Road, severely restricting visibility for road users with consequential risks to road safety.

Observations also confirmed regular instances of congestive parking along the roads approaching the foreshore, which risked preventing ready access for emergency vehicles requiring passage to the slipway and foreshore access.

As part of the investigation into the most appropriate new restrictions to propose, an initial scheme was devised and an informal consultation was carried out with local stakeholders. The result of feedback received was that the junction protection was universally welcomed but the majority of respondents indicated that the proposals along the remainder of the roads were too restrictive.

Following further investigations and remaining mindful of the needs of both residents and visitors to the area, it is proposed that ‘No waiting at any time’ parking restrictions be implemented on both of the junctions to improve visibility for road users and reduce the risks to road safety. It is also proposed to implement ‘No waiting at any time’ restrictions in the immediate vicinity of the slipway at the south-western end of Warblington Road and at the southern end of Beach Road, to ensure access for emergency vehicles to the foreshore.

In order to maintain safe access for emergency vehicles at the busiest times, it is proposed to implement some additional seasonal restrictions (No waiting 9am – 6 pm, April – October) along lengths of Warblington Road and King’s Road.

At the south-western end of Warblington Road where there is sufficient space for parking without obstructing the slipway, it is proposed to mark three limited waiting

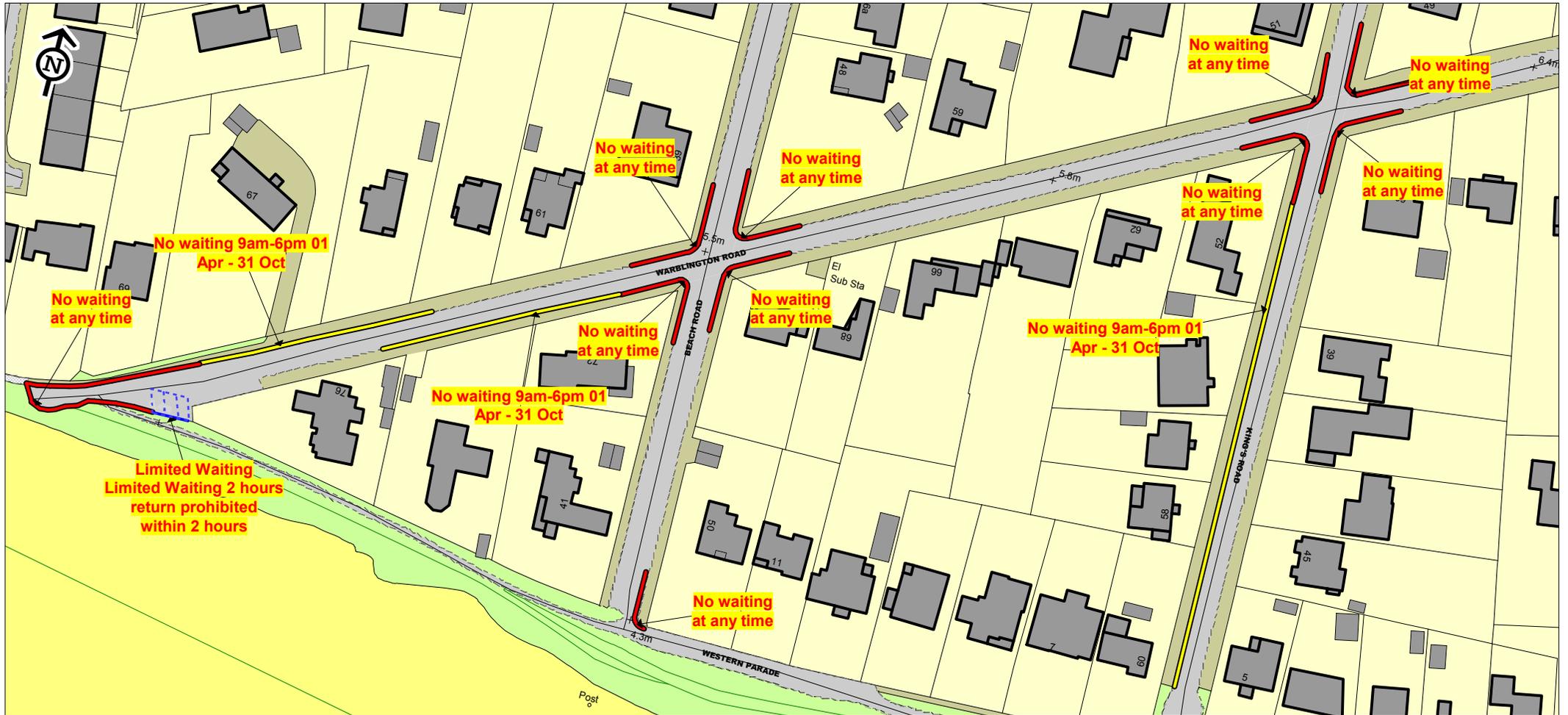
parking bays (2 hours return prohibited within 2 hours) to provide some parking capacity for short-term visitors to the foreshore

To ensure that the final restrictions are most appropriate to the unpredictable circumstances of the location it is proposed that they will be implemented via an Experimental Traffic Regulation Order commencing in Spring 2021. This will facilitate an assessment of the proposals during the busiest period for visitors to the area and there will be a 6-month period for members of the public to comment on the effectiveness of the restrictions. If no amendments are made to the proposals, then the restrictions will be made permanent within 18 months of the start date.

This Experimental Order will be operational from 10 April 2021 for a period of eighteen months. The reason for proceeding by way of an Experimental Order is to assess the effects of the proposals for a trial period before consideration is given to whether the provisions of the Experimental Traffic Order should be made permanent.

Drawing No: 2020EMS02 show the lengths of roads which are the subject of the proposed Order.

Havant Borough Council
2 April 2021



 Havant BOROUGH COUNCIL	2020EMS02	Key to Restriction Types Displayed  No waiting at any time  No waiting 9am-6pm 01 Apr - 31 Oct  Limited Waiting Limited Waiting 2 hours return prohibited within 2 hours	© Crown Copyright Reserved 2011 Licence No LA100019217 HAVANT DISTRICT Licence No. 0100019217	SCALE	1 : 1250
				DATE	02/12/2020
				DRAWING No.	2020EMS02
				DRAWN BY	
					Page 1 of 2

HAVANT BOROUGH COUNCIL
(EMSWORTH: BEACH ROAD, KINGS ROAD AND WARBLINGTON ROAD)
(EXPERIMENTAL PROHIBITION AND RESTRICTION OF WAITING) ORDER 2021

Havant Borough Council ("the Council") pursuant to arrangements made under Section 19 of the Local Government Act 2000 with the County Council of Hampshire in exercise of the powers conferred on that County Council under Sections 9 and 10 of the Road Traffic Regulation Act 1984 ("the Act") and of all other enabling powers and after consultation with the chief officer of police in accordance with Part III of Schedule 9 to the Act hereby make the following Order:-

1. This Order shall come into operation on the tenth day of April 2021 and may be cited as "Havant Borough Council (Emsworth: Beach Road, Kings Road and Warblington Road) (Experimental Prohibition and Restriction Of Waiting) Order 2021."
2. This Order will cease to have effect after the tenth day of October 2022.
3. The Council may modify or suspend the operation of this Order or any provision contained in it in accordance with Section 10 of the Act.

4. (1) In this Order -

"Civil Enforcement Officer" means a person (being a person appointed under Section 76 of the Traffic Management Act 2004 and/or under Section 63A of the 1984 Act) authorised by or on behalf of the Council to supervise any parking place and act as indicated by the use of the expression in any of the Articles in this Order;

"Council" means Havant Borough Council;

"delivering" and **"collecting"** in relation to any goods includes checking the goods for the purpose of their delivery or collection;

"disabled person's badge" or **"blue badge"** has the same meaning as in The Disabled Persons (Badges for Motor Vehicles) (England) Regulations 2000 SI 682;

"Disabled Persons' Parking Place" means a area on a highway which is designated as a disabled persons' parking place and is comprised within and indicated by a road marking complying with the Traffic Signs Regulations and General Directions 2016;

"disabled person's vehicle" has the same meaning as in The Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England and Wales) Regulations 1986 as amended;

"loading" means the loading or unloading of goods to or from a vehicle;

- (2) For the purpose of this Order a vehicle shall be regarded as displaying a disabled person's badge or a parking disc in the relevant position when and only when they are displayed in accordance with Regulation 4 of the Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000;
 - (3) Except where otherwise stated any reference in this Order to a numbered Article or Schedule is a reference to the Article or Schedule bearing that number in this Order.
5. Save as provided in Article 8 no person shall except upon the direction or with the permission of a police constable in uniform or a Civil Enforcement Officer cause or permit any vehicle to wait in the lengths of roads specified in the First Schedule to this Order.

6. Save as provided in Article 8 no person shall except upon the direction or with the permission of a police constable in uniform or a Civil Enforcement Officer cause or permit any vehicle to wait in the length of road specified in the Second Schedule to this Order -
 - (a) for a longer period than 2 hours; or
 - (b) if a period of less than 2 hours has elapsed since the termination during the said hours of the last period of waiting (if any) by that vehicle in the same length of road.
7. Save as provided in Article 8 no person shall except upon the direction or with the permission of a police constable in uniform or a Civil Enforcement Officer cause or permit any vehicle to wait between the hours of 9.00am and 6.00pm, between 1 April and 30 September, inclusive”, in the lengths of roads specified in the Third Schedule to this Order.
8. (1) Subject to the provisions in Article 9 nothing in Articles 5, 6 and 7 shall render it unlawful to cause or permit any vehicle to wait in the lengths of roads referred to therein for so long as may be necessary to enable -
 - (a) a person to board or alight from the vehicle;
 - (b) the vehicle if it cannot conveniently be used for such purpose in any other road to be used in connection with any of the following operations namely -
 - (i) building industrial or demolition operations;
 - (ii) the removal of any obstruction to traffic;
 - (iii) the maintenance improvement or reconstruction of the said lengths of road; or
 - (iv) the laying erection alteration or repair in or in land adjacent to the said lengths of roads of any sewer or of any main pipe or cable or other apparatus for the provision of gas water electricity or telecommunications by a utility organization attending their apparatus in pursuance of their statutory powers or duties; or
 - (v) in pursuance of a local authority's highways management, works, maintenance, waste collection or street cleansing.
 - (c) the vehicle if it is a Universal Service Provider as defined in Section 4(3) of the Postal Services Act 2000 used for the delivering or collecting of postal packets;
 - (d) the vehicle to take in petrol oil water or air from any garage situated on or adjacent to the said lengths of roads;
 - (e) the vehicle to wait at or near to any premises situated on or adjacent to the said lengths of roads for so long as such waiting by that vehicle is reasonably necessary in connection with any wedding or funeral; or
 - (f) the vehicle if it is being used by the emergency services in pursuance of their statutory powers or duties; or

- (g) the vehicle if it is required by law to stop or obliged to stop so as to prevent an accident or prevented from proceeding by circumstances beyond its control.
- (h) the vehicle to wait for the purpose of enabling goods to be loaded on or unloaded from the vehicle.

(2) Nothing in Articles 5, 6 and 7 shall render it unlawful to cause or permit a disabled person's vehicle which validly displays in the relevant position a disabled person's badge in the circumstances prescribed in Regulations 7, 8 or 9 and subject to the limitation set out in Regulation 6(2) of the Local Authorities Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000 SI 683 to wait in the lengths of roads referred to therein.

8. Those vehicles described in Article 7 (1) (a) to (h) are subject to the provision that:-
 - (a) there is no reasonable alternative place to stop or wait; and
 - (b) they only stop and wait for so long as is necessary.
9. The prohibitions and restrictions imposed by this Order shall be in addition to and not in derogation from any restriction or requirement imposed by any regulations made or having effect as if made under the Act or by or under any other enactment.

FIRST SCHEDULE
(Waiting prohibited at all times)

Lengths of roads in Emsworth

Beach Road

West side:-

- From its junction with Warblington Road, measured from the centreline, in a northerly direction for a distance of 18 metres.
- From its junction with Warblington Road, measured from the centreline, in a southerly direction for a distance of 19 metres.

East side:-

- From its junction with Warblington Road, measured from the centreline, in a northerly direction for a distance of 19 metres.
- From its junction with Warblington Road, measured from the centreline, in a southerly direction for a distance of 18 metres.
- From its junction with Western Parade, in a northerly direction for a distance of 13 metres.

Kings Road

West side:-

- From its junction with Warblington Road, measured from the centreline, in a northerly direction for a distance of 13.5 metres.
- From its junction with Warblington Road, measured from the centreline, in a southerly direction for a distance of 19.5 metres.

East side:-

- From its junction with Warblington Road, measured from the centreline, in a northerly direction for a distance of 20 metres.
- From its junction with Warblington Road, measured from the centreline, in a southerly direction for a distance of 18 metres.

Warblington Road

North side:-

- From its junction with Kings Road, measured from the centreline, in a north-easterly direction for a distance of 19 metres.
- From its junction with Kings Road, measured from the centreline, in a south-westerly direction for a distance of 19 metres.
- From its junction with Beach Road, measured from the centreline, in a north-easterly direction for a distance of 19.5 metres.
- From its junction with Beach Road, measured from the centreline, in a south-westerly direction for a distance of 18 metres.

Warblington Road

South side:-

- From its junction with Kings Road, measured from the centreline, in a north-easterly direction for a distance of 18 metres.
- From its junction with Kings Road, measured from the centreline, in a south-westerly direction for a distance of 19 metres.
- From its junction with Beach Road, measured from the centreline, in a north-easterly direction for a distance of 18 metres.
- From its junction with Beach Road, measured from the centreline, in a south-westerly direction for a distance of 19 metres.

Both sides:-

- From a point 11 metres north-east of the boundary of nos. 67/69 Warblington Road in a south-westerly, then south-easterly, then north-easterly direction to a position 9 metres west of the boundary of No. 76 Warblington Road.

SECOND SCHEDULE

(Waiting limited to 2 hours, return prohibited within 2 hours)

Length of road in Emsworth

Warblington Road

South side: -

- from the boundary of No. 76 Warblington Road in a westerly direction for a distance of 9 metres.

Plan No: 2020EMS02