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SOUTHEND-ON-SEA BOROUGH COUNCIL

Meeting of Cabinet Committee

Date: Thursday, 14th September, 2017

Place: Committee Room 1 - Civic Suite

Present: Councillor T Cox (Chair)
Councillors M Flewitt and A Moring*
* Substitute in accordance with Council Procedure Rule 31

In Attendance: Councillors B Arscott, S Aylen, B Ayling, M Borton, M Butler, T Callaghan, M Davidson, J Garston, D Jarvis, D Kenyon, C Mulroney, P Van Looy, C Walker, J Ware-Lane, P Wexham and R Woodley
P Geraghty, Z Ali, T Row, D Carpenter, D Caldwell, N Hunwicks and B Frost

Start/End Time: 6.00 p.m. - 10.45 p.m.

283 Apologies for Absence

Apologies for absence were received from Councillor Byford (Substitute: Councillor Moring).

284 Declarations of Interest

The following interests were declared at the meeting:

(a) Councillor Callaghan – Agenda Item No. 6 (Members Requests List: Request Reference 17/11 – Waiting restrictions in The Rodings) – Non-pecuniary interest: Friend lives in the road;

(b) Councillor Flewitt – Agenda Item No. 6 (Members Requests List: Request Reference 17/12 – Waiting restrictions in Eastwood Park Drive) – Non-pecuniary interest: Mother in law lives in the road;

(c) Councillor J Garston – Agenda Item No 4 (Objections to Traffic Regulation Orders – Permit Parking Areas: Westcliff Parade) – Non-pecuniary interest: Lives in the vicinity of one of the proposed areas;

(d) Councillor J Garston – Agenda Item No. 6 (Members Requests List: Request Reference 17/06 and 17/24 – Waiting restrictions in Teigngrace) – Non-pecuniary interest: Close friend lives in the street;

(e) Councillor Moring – Agenda Item No. 6 (Members Requests List: Request Reference 17/13, 17/18, 17/26, 16/11 – Waiting restrictions in Colbert Avenue) – Non-pecuniary interest: Relative lives in the road;

(f) Councillor Mulroney – Agenda Item No. 9 (Petition for 20mph Speed Limit – Southsea Avenue) – Non-pecuniary interest: Lives in the road;

(g) Councillor Walker – Agenda Item No. 5 (Objections to Traffic Regulation Orders – Various Locations: Boston Avenue) – Non-pecuniary interest: Accompanies wife when attending St Mary’s School in connection with the Southend Boys and Girls Choir;

(h) Councillor Ware-Lane – Agenda Item No. 6 (Members Requests List: Request Reference 17/04 – Verge hardening in Bridgwater Drive) – Non-pecuniary interest: Family live in the vicinity;

(i) Councillor Ware-Lane – Agenda Item No. 8 (Request to Amend Traffic Flows to One-Way - Osborne Road and Windsor Road) – Non-pecuniary interest: Lives in the vicinity;

(j) Councillor Woodley – Agenda Item No. 6 (Members Requests List: Request Reference 17/14 and 17/15 Amendment of waiting restrictions in Tyrone Road) - Non-pecuniary interest: Lives in Tyrone Road.

285 Minutes of the Meeting held on Thursday, 9th March 2017

Resolved:-

That the Minutes of the meeting held on Thursday, 8th March 2017 be received, confirmed as a correct record and signed.

286 Objections to Traffic Regulation Orders – Permit Parking Areas

The Cabinet Committee received a report of the Deputy Chief Executive (Place) that appraised Members of the representations that had been received in response to the statutory consultation for proposed Traffic Regulation Orders in respect of a number of proposals to introduce Permit Parking Areas in various areas as detailed in the appendices to the report.

The report sought the Cabinet Committee's approval on the way forward in respect of all of these proposals, after having considered the views of the Traffic & Parking Working Party following consideration of all the representations that had been received in writing and at the meeting.

In response to concerns expressed regarding the parking problems in the Westcliff Parade area, the Director for Planning & Transport undertook to reduce the lengths of waiting restrictions where safe and appropriate to do so to maximise the parking space available.

Resolved:

1. That the Deputy Chief Executive (Place) be authorised to confirm The Southend-on-Sea Borough Council (Cliffs Pavilion Area) (Prohibition of Waiting and Permit Parking Places) (Zone CP) Order 2016 (As Amended) (Amendment No. 2) Order 2017 as advertised and that, subject to the level of responses from the additional area between this area and the Town Centre CPZ meet the required criteria, the additional area be formally advertised and any resulting works undertaken at one time. Any objections received following statutory advertisement will be referred to a future meeting of the Traffic & Parking Working Party for consideration.

2. That the Deputy Chief Executive (Place) be authorised to confirm The Southend-on-Sea Borough Council (Heygate Avenue Area) (Zone HY) (Permit Parking Places and Prohibition of Waiting) Order 2017 as advertised and that the effect of the permit parking scheme be monitored for a period of up to 6 months following implementation. In the event the operational hours of the scheme need to be extended as a result of the monitoring, the Deputy Chief Executive (Place), in consultation with the Executive Councillor for Transport, Waste and Regulatory Services, be authorised to publish the relevant statutory notice and undertake the necessary consultation for a traffic regulation order to amend the Order as may be required. Any objections received following statutory advertisement will be referred to a future meeting of the Traffic & Parking Working Party for consideration.

Reason for Decision

The proposals aim to improve parking availability on areas subject to high levels of parking pressures. Formalising parking controls maximises parking while maintaining highway safety and reduce congestion.

Other Options

Each proposal needs to be considered on its individual merits and their impact on public safety, traffic flows or parking and wider impact on the surrounding network. Members may consider taking no further action if they feel it is appropriate.

Note:- This is an Executive Function

Eligible for call-in to the Place Scrutiny Committee

Executive Councillor: Councillor Cox

287 Objections to Traffic Regulation Orders – Various Locations

The Cabinet Committee received a report of the Deputy Chief Executive (Place) that appraised Members of the representations that had been received in response to the statutory consultation for proposed Traffic Regulation Orders in respect of various proposals within the Borough.

The reports sought the Cabinet Committee's approval on the way forward in respect of all of these proposals, after having considered the views of the Traffic & Parking Working Party the Traffic & Parking Working Party following consideration of all the representations that had been received in writing and at the meeting.

Resolved:

1. That, subject to the following amendments, the Deputy Chief Executive (Place) be authorised to confirm The Southend-on-Sea Borough Council (Various Roads) (Stopping, Waiting, Loading, and Unloading Prohibitions and Restrictions, Parking Places and Permit Parking Zones) (Consolidation) Order 2016 (Amendment No. 6) Order 2017 as advertised:

(i) remove the proposed “no waiting at any time” restrictions in Merillies Gardens opposite its junction with Seldon Close; and

(ii) remove the proposed “no waiting at any time” restrictions in Merilies Gardens opposite its junction with Merilies Close.

2. That, subject to the following amendments, the Deputy Chief Executive (Place) be authorised to confirm The Southend-on-Sea Borough Council (Various Roads) (Stopping, Waiting, Loading, and Unloading Prohibitions and Restrictions, Parking Places and Permit Parking Zones) (Consolidation) Order 2016 (Amendment No. 8) Order 2017 as advertised:

(i) remove the proposed introduction of residents permit parking/business parking permits on Mondays to Saturdays 8.30 .am. to 6.30 p.m. in Boston Avenue and retain existing restrictions.

(ii) remove the proposed introduction of two limited waiting bays on Mondays to Saturdays 8.30 .am. to 6.30 p.m. for 1hour no return in 4 hours in Harcourt Avenue and Officers work with the Ward Councillors to identify appropriate alternative locations.

3. That the Deputy Chief Executive (Place) be authorised to confirm The Southend-on-Sea Borough Council (Various Roads) (Stopping, Waiting, Loading, and Unloading Prohibitions and Restrictions, Parking Places and Permit Parking Zones) (Consolidation) Order 2016 (Amendment No. 11) Order 2017 as advertised.

4. That The Southend-on-Sea Borough Council (Various Roads) (Stopping, Waiting, Loading, and Unloading Prohibitions and Restrictions, Parking Places and Permit Parking Zones) (Consolidation) Order 2016 (Amendment No. 4) Order 2017 not be confirmed and the proposals not be implemented.

5. That The Southend-on-Sea Borough Council (Various Roads) (Stopping, Waiting, Loading, and Unloading Prohibitions and Restrictions, Parking Places and Permit Parking Zones) (Consolidation) Order 2016 (Amendment No. 7) Order 2017 not be confirmed and that revised proposals be submitted to a future meeting of the Traffic & Parking Working Party and Cabinet Committee for consideration.

Reasons for Decision

To improve the operation of the existing parking controls to contribute to highway safety and to reduce congestion.

Other Options

Each proposal needs to be considered on its individual merits and their impact on public safety, traffic flows or parking and wider impact on the surrounding network. Members may consider taking no further action if they feel it is appropriate.

Note:- This is an Executive Function

Eligible for call-in to the Place Scrutiny Committee

Executive Councillor: Councillor Cox

The Cabinet Committee received a report of the Deputy Chief Executive (Place) that appraised Members of the requests received from Members of the Council, together with officers' recommendations relating to those requests. Having considered the views of the Traffic & Parking Working Party it was:-

Resolved:

1. That the update in respect of the following requests as set out in the report be noted:

- (i) Request Reference No. 16/01 – Introduction of waiting restrictions or a parking management scheme to deter airport parking in Rochford Road service road;
- (ii) Request Reference No. 17/29 – Introduction of waiting restrictions in Belfairs Park Drive; and
- (iii) Request Reference No. 17/30 – introduce limited waiting parking restrictions in Southchurch Boulevard adjacent to the church to deter all day parking by coaches.

2. That no further action be taken in respect of the following requests and that they be removed from the list:

- (i) Request Reference No. 17/04 – Verge hardening in Bridgwater Drive between Mannering Gardens and Southbourne Grove;
- (ii) Request Reference No. 17/07 – Provide disabled parking bay near to doctor's surgery in Southchurch Boulevard;
- (iii) Request Reference No. 17/09 – Remove build-outs in London Road between Eastwood Road and Station Road;
- (iv) Request Reference No. 17/10 – Convert existing crossing point in Eastwood Road at junction with the Prittlebrook Greenway to zebra;
- (v) Request Reference No. 17/16 (Duplicated as Request Reference No. 17/23) – Extension of single yellow line waiting restrictions between 11.00 a.m. to 12.00 noon on both sides of The Broadway, Thorpe Bay between Johnstone Road to Burgess Road;
- (vi) Request Reference No. 17/17 – Extension of yellow lines in Fermoy Road over PVX to property at 125 St James Avenue;
- (vii) Request Reference No. 17/25 – Provide pedestrian crossing in Lifstan Way near to Apollo Drive;
- (viii) Request Reference No. 17/28 – Propose alternative pedestrian facility following assessment for pedestrian crossing in Station Road.

3. That the following requests be retained on the list pending further discussions with the Ward Councillors and residents:

- (i) Request Reference No. 15/07 – Provide facility to assist pedestrians crossing in Elmsleigh Drive;
- (ii) Request Reference No. 16/04 – Verge hardening in Silversea Drive
- (iii) Request Reference No. 16/07 – Introduction of waiting restrictions on the bend in Campfield Road, Shoeburyness by Cumberland Packaging;
- (iv) Request Reference No. 17/05 – Extend existing waiting restrictions in Waking Avenue with its junction with Elm Road, Shoeburyness; and

(v) Request Reference No. 17/06 (Duplicated as Request Reference No. 17/24) – Introduction of waiting restrictions in Teigngrace, Shoburyness to deter residents parking from neighbouring street.

4. That the Deputy Chief Executive (Place) be authorised to publish the statutory notices and undertake the necessary consultation for the relevant traffic regulation order(s) in respect of the following requests and, subject to there being no objections following statutory advertisement, to arrange for the order to be sealed and the proposals implemented:

(i) Request Reference No. 17/03 – Introduction of waiting restrictions on the west side of Benvenue Avenue at peak school times;

(ii) Request Reference No. 17/08 – Extension of existing junction protection waiting restrictions on the southern kerbline of Shaftsbury Avenue from its junction with Warwick Road for a distance of approximately 40m to cover the bend;

(iii) Request Reference No. 17/11 – Extension of existing waiting restrictions in The Roding around the bend;

(iv) Request Reference No. 17/12 – Introduction of no waiting at any time restrictions in Eastwood Park Drive at its junction with Rayleigh Road;

(v) Request Reference No. 17/13 (Duplicated at Request Reference No. 17/18) – Extension of existing junction protection waiting restrictions in Colbert Avenue at its junctions with Warwick Road, Cliveden Road, Walton Road, Lynton Road and Burges Terrace.

(vi) Request Reference No. 17/14 – Amendment of existing no waiting at any time restrictions in Tyrone Road between Fermoy Road and Johnstone Road (with the exception of the section between Fermoy Road to 91 Tyrone Road) from 2.00 p.m. to 3.00 p.m. Mondays to Fridays to 11.00 a.m. to 12.00 noon Mondays to Fridays;

(vii) Request Reference No. 17/15 – Introduction of waiting restriction for 1 hour no return in 4 hours on Mondays to Fridays between 9.00 a.m. to 5.00 p.m. in Tyrone Road on the west kerbline from its junction with Fermoy Road to 91 Tyrone Road and in Fermoy Road from its junction with Thorpe Hall Avenue to 51 Fermoy Road; and amendment of existing junction protection waiting restrictions at the junction of Fermoy Road and Tyrone Road to no waiting at any time including for the purposes of loading and unloading.

(viii) Request Reference No. 17/26 – Introduction of waiting restrictions on north side of Colbert Avenue between 9.00 a.m. to 6.00 p.m. daily from April to October; and

(ix) Request Reference No. 16/11 – Provision of waiting restrictions in Colbert Avenue, west of the church; and

(x) Request Reference No. 17/27 – Amendment of traffic flows in Chalkwell Park Drive to southbound only.

5. That, with regard to Request Reference No. 17/02 for verge hardening in Mansell Close, the works be added to the 2018/19 work programme.

Reasons for Decision

To provide a rationalised and consistent management and decision-making process for all formal requests for highways and traffic management improvements by Ward Councillors via the Traffic & Parking Working Party and Cabinet Committee.

Other Options

Each request needs to be considered on its individual merits and their impact on public safety, traffic flows or parking and wider impact on the surrounding network. Members may consider taking no further action if they feel it is appropriate.

Note:- This is an Executive Function

Eligible for call-in to Place Scrutiny Committee:

Executive Councillor: Councillor Cox

289 Petition Regarding Amending Traffic Flow - Hadleigh Road (southern section) Leigh on Sea

The Cabinet Committee received a report of the Deputy Chief Executive (Place) that appraised Members of a petition comprising 24 signatures from the residents of Hadleigh Road, Leigh-on-Sea requesting the current two-way traffic flow in the section between Leigh Park Road to New Road be amended to one-way in a southerly direction. Having considered the views of the Traffic & Parking Working Party it was:

Resolved:

1. That the Deputy Chief Executive (Place) be authorised to publish the statutory notices and undertake the necessary consultation for the relevant traffic regulation order for the introduction of a one-way traffic flow in the section of Hadleigh Road, Leigh-on-Sea between Leigh Park Road to New Road, the direction of which to be determined by the Deputy Chief Executive (Place) in consultation with the Executive Councillor for Transport, Waste and Regulatory Services, following consultation with the Ward Councillors.

2. That, subject to there being no objections received following statutory advertisement, the Deputy Chief Executive (Place) be authorised to confirm the Order(s) as advertised. Any unresolved objections will be referred to a future meeting of the Traffic & Parking Working Party and Cabinet Committee for consideration.

Reason for Decision

To improve traffic flow and safety on the highway network.

Other Options

Do nothing – road safety may be compromised.

Note:- This is an Executive Function

Eligible for call-in to Place Scrutiny Committee:

Executive Councillor: Councillor Cox

290 Request to Amend Traffic Flows to One-Way - Osborne Road and Windsor Road

The Cabinet Committee received a report of the Deputy Chief Executive (Place) that appraised Members of a petition comprising 30 signatures that had been presented by Councillor David Norman M.B.E. on behalf of residents in Osborne Road and Windsor Road requesting that the traffic flows be amended to one-way

traffic. Having considered the views of the Traffic & Parking Working Party it was:

Resolved:

1. That the Deputy Chief Executive (Place) be authorised to publish the statutory notices and undertake the necessary consultation for the relevant traffic regulation order(s) to introduce one-way traffic flows in Osborne Road and Windsor Road, Westcliff-on-Sea and the revocation of any appropriate lengths of waiting restrictions in the streets, the direction of flow and extent of waiting restrictions to be revoked to be determined by the Deputy Chief Executive (Place), in consultation with the Executive Councillor for Transport, Waste and Regulatory Services, following consultation with the Ward Councillors.

2. That, subject to there being no objections received following statutory advertisement, the Deputy Chief Executive (Place) be authorised to confirm the Order(s) as advertised. Any unresolved objections will be referred to a future meeting of the Traffic & Parking Working Party and Cabinet Committee for consideration.

Reason for Decision

To reflect residents' views and create additional on street parking capacity.

Other Options

Do nothing – existing problems would not be addressed.

Note:- This is an Executive Function

Eligible for call-in to Place Scrutiny Committee

Executive Councillor: Councillor Cox

291 Petition for 20mph Speed Limit – Southsea Avenue

The Cabinet Committee received a report of the Deputy Chief Executive (Place) that appraised Members of a petition from the residents of Southsea Avenue, Leigh-on-Sea requesting a reduction in the speed limit to 20mph in the road. Having considered the views of the Traffic & Parking Working Party it was:

Resolved:

1. That the petitioner be thanked for taking the time to compile the petition.

2. That no further action at this time, on the basis of the findings of the In-depth Place Scrutiny Report 2016, the low average speeds of vehicles using the road and the agreed process for the consideration of speed reduction measures as set out in the Traffic and Parking Working Party Recommendations, January 2016 (Minute 516 of the meeting of Cabinet Committee held on 4 January 2106 refers).

Reason for Decision

To reflect the low incidence of excessive speeds evidenced and general lack of support indicated.

Other Options

To proceed with implementing a 20mph speed limit the costs of which, would need to be met through existing budgets. It should be noted that introducing a speed limit of 20mph is not generally supported by the Police who would be responsible for any enforcement activity.

Note:- This is an Executive Function

Eligible for call-in to Place Scrutiny Committee:

Executive Councillor: Councillor Cox

292 Bailey Road Area - Permit Parking Proposal

The Cabinet Committee received a report of the Deputy Chief Executive (Place) that appraised Members of the results of the consultation that had been led by residents in the area around Bailey Road, Leigh-on-Sea. Having considered the views of the Traffic & Parking Working Party it was:

Resolved:

1. That, subject to the inclusion of Barnard Road and Eaton Road, the proposal to introduce a Permit Parking Area in the Bailey Road area, Leigh-on-Sea, as based on the streets consulted, be approved.
2. That the Deputy Chief Executive (Place) be authorised to publish the relevant statutory notice and undertake the necessary consultation for a traffic regulation order to introduce permit parking controls in the area around Bailey Road and, subject to there being no objections following statutory advertisement, to arrange for the order to be sealed and the proposals implemented. Any unresolved objections will be referred to a future meeting of the Traffic & Parking Working Party and Cabinet Committee for consideration.

Reasons for Decision

To improve the parking opportunity for residents of the local area leading to improved management of parking.

Other Options

Do nothing – parking problems would be addressed.

Note:- This is an Executive Function

Eligible for call-in to Place Scrutiny Committee

Executive Councillor: Councillor Cox

293 Station Avenue Permit Parking Area

The Cabinet Committee received a report of the Deputy Chief Executive (Place) that appraised Members of the representations that had been received in response to the statutory consultation for proposed Traffic Regulation Orders for the introduction of a permit parking area in Station Avenue and East Street Southend-on-Sea.

The report sought the Cabinet Committee's approval on the way forward in respect of all of these proposals, after having considered the views of the Traffic & Parking Working Party the Traffic & Parking Working Party following

consideration of all the representations that had been received in writing and at the meeting.

Resolved:

That the matter be deferred for consideration at the next meeting of the Traffic & Parking Working Party.

Reason for Decision

To ensure an informed decision to reflect the previous decisions taken by the Traffic and Parking Working Party and Cabinet Committee relating to the exclusion of established properties within a street from eligibility to purchase parking permits and reflect the outcome of the consultation on the revised proposals.

Other Options

Re-advertise the proposal excluding any property with off-street parking availability whether flats, houses in multiple occupation or individual houses. This would however create additional costs and resources to amend the Traffic Regulation Order on every occasion that an individual property created off-street parking provision.

Note:- This is an Executive Function

Eligible for call-in to the Place Scrutiny Committee

Executive Councillor: Councillor Cox

294 Requests for Waiting Restrictions

The Cabinet Committee received a report of the Deputy Chief Executive (Place) that sought Members' approval to authorise the advertisement of the amendments and/or new waiting restrictions at the locations indicated in Appendix 1 to the report, in accordance with the statutory processes and, subject to there being no objections received following statutory advertisement, to arrange for the relevant orders to be sealed and implement the proposals. Having considered the views of the Traffic & Parking Working Party it was:

Resolved:

1. That the Deputy Chief Executive (Place) be authorised to publish the relevant statutory notice and undertake the necessary consultation for a traffic regulation order(s) for the following requests and, subject to there being no objections following statutory advertisement, to arrange for the order to be sealed and the proposals implemented:

(i) to introduce permit parking controls to prevent non-resident parking in the Coleman Street car park fronting Malvern;

(ii) to introduce permit parking controls to prevent non-resident parking in the car park adjacent to Blackdown in North Road accessed from Newlands Road;

(iii) to amend the current parking arrangements in the car parking area at the Cliffs Pavilion to pay and display;

(iv) to introduce a part time loading bay in Western Esplanade, near to the Pier, operational from 7.00 a.m. to 9.00 a.m. daily and reverting to pay and display parking from 10.00 a.m. until 6.00 p.m.; and

(v) to provide a parking bay for the fleet vehicles belonging to the Council in the Service Road to the Civic Centre;

(vi) to provide limited waiting restrictions in the section of Ness Road, Shoeburyness from the existing pay and display parking bays to its junction with Freemantle; and

(vii) to introduce any appropriate prohibitions of vehicular access to the High Street, Southend on Sea.

2. That consideration of the request for the installation of waiting restrictions on the bend in Shoebury Road be deferred to the next meeting.

3. That, in respect of the request for permit parking controls in Percy Road, officers meet with Ward Councillors to assess the level of issues in the area and discuss an appropriate way forward.

Reason for Decision

To mitigate for likelihood of traffic flows being impeded, to improve safety or increase parking availability.

Other Options

Each request needs to be considered on its individual merits and their impact on public safety, traffic flows or parking and wider impact on the surrounding network. Members may consider taking no further action if they feel it is appropriate.

Note:- This is an Executive Function

Eligible for call-in to Place Scrutiny Committee:

Executive Councillor: Councillor Cox

295 Deployment of Fixed Safety Cameras

The Cabinet Committee received a report of the Deputy Chief Executive (Place) that sought Members' views on the request for the deployment of a fixed safety camera on the west bound carriageway of Eastern Avenue (A1159) close to the roundabout at Sutton Road (outside No. 38 Eastern Avenue). Having considered the views of the Traffic & Parking Working Party it was:

Resolved:

1. That, on the basis that the proposed location does not meet the criteria set out by the Safer Essex Roads Partnership (SERP), the request for the deployment of a fixed safety camera at this location be refused.

2. That officers identify possible measures to address the issues being experienced in this section of road, including the feasibility of introducing a traffic light controlled junction at the junction of Eastern Avenue with Bournemouth Park Road, the details of which to be submitted to a future meeting of the Traffic &

Parking Working Party and Cabinet Committee for consideration at the first meeting of the next Municipal year.

Reasons for Decision

To confirm the Council's approach to installing safety cameras.

Other Options

To proceed with the deployment of the safety camera. This be against the criteria set out by SERP (of which the Council is a member) and would have significant impact on the Council's budget.

Note:- This is an Executive Function

Eligible for call-in to Place Scrutiny Committee:

Executive Councillor: Councillor Cox

296 Exclusion of the Public

Resolved:-

That, under Section 100(A)(4) of the Local Government Act 1972, the public be excluded from the meeting for the items of business set out below, on the grounds that they would involve the likely disclosure of exempt information as defined in Part 1 of Schedule 12A to the Act and that the public interest in maintaining the exemption outweighs the public interest in disclosing the information.

297 Permanent Vehicular Crossing (PVX) - Exceptional Circumstances Application(s)

The Cabinet Committee considered a report of the Deputy Chief Executive (Place) concerning various applications on the grounds of exceptional circumstances following the refusal for consent to form permanent vehicle crossings.

Resolved:

1. That consideration of the applications be deferred to a special meeting to enable applicants or their appointed representative to attend the meeting and present their application in person.

Recommended:

2. That the Council make the following amendments to the Constitution:

(i) Part 3, Schedule 2 - Terms of Reference of the Traffic and Parking Working Party: Amend paragraph 3.6.3(c) to now read:

“(c) To consider exceptional circumstances PVX applications and hear oral representations by the applicant or their appointed representative and make appropriate recommendations to the Cabinet Committee.”

(ii) Part 4(a) Council Procedure Rules – add the following:

“6E. Public Participation in Respect of Exceptional Circumstances PVX Applications

(a) When an exceptional circumstances PVX application is being considered by the Traffic & Parking Working Party, the applicant or their appointed representative may attend that part of the meeting only to present their application in person to the Working Party.

(b) The applicant or their appointed representative will be limited to a maximum period of 3 minutes to make their oral presentation.

(c) The use of visual aids will not be permitted and copies of speakers' comments and / or additional written information cannot be circulated at the meeting.

(d) Upon completion of the oral presentation, the applicant or their appointed representative will be required to withdraw from the meeting whilst the application is being determined. The applicant will be notified of the decision in writing.”

Reason for Decision

To ensure a full and proper hearing of exceptional circumstances PVX applications by the Traffic & Parking Working Party.

Other Options

To deal with the applications on the basis of written submissions from the applicant.

Note:- The decision set out in resolution 1 above is an Executive Function. The recommendation set out in 2 above is a Council function.

Eligible for call-in to Place Scrutiny Committee

Executive Councillor: Councillor Cox

298 Council Procedure 44.2

Following consideration of Agenda Item No. 7 entitled (Petition Regarding Amending Traffic Flow - Hadleigh Road (southern section) Leigh on Sea, and the hour of 10.00 p.m. having been reached, the Cabinet Committee resolved that the remaining items of business on the Agenda be dealt with at this meeting.

Chairman: _____

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