

Item No.	Classification: Open	Date: 5 February 2018	Decision Maker: Cabinet Member for Environment and the Public Realm
Report title:		Objections to proposed on-street cycle hangars in The Gardens and Pellatt Road	
Ward(s) or groups affected:		Peckham Rye and East Dulwich wards	
From:		Strategic Director of Environment and Social Regeneration	

RECOMMENDATION

1. It is recommended that the cabinet member for environment and the public realm:
 - i. Consider the two formal objections (shown in Appendix 1) which were received during statutory consultation relating to the proposed installation of three on-street cycle hangars in The Gardens, and the single formal objection (shown in Appendix 2) to the proposed installation of an on-street cycle hangar in Pellatt Road.
 - ii. Reject each of the objections for the reasons given in sections 17-28 of this report.
 - iii. Instruct officers to write to each person who made representations to inform them of the council's decision.
 - iv. Instruct officers to make the necessary traffic management orders.
 - v. Instruct officers to proceed with the installation of these four cycle hangars.

BACKGROUND INFORMATION

2. This report makes recommendations for the determination of a small number of objections that relate to traffic orders that are of a strategic nature as they relate to the provision of secure, on-street cycle storage facilities in The Gardens (Peckham Rye ward) and Pellatt Road (East Dulwich ward).
3. A total of three representations were received by email during the statutory consultation period, these are shown in Appendices 1 and 2.
4. The objections were received as a result of the statutory consultation procedure concerning the proposed introduction of three on-street cycle hangars in The Gardens and 1 on-street cycle hangar in Pellatt Road.
5. Part 3D, paragraph 23 of the Southwark constitution sets out that determination of objections to traffic orders is reserved to the cabinet member for environment and the public realm.

6. The cabinet member for environment and the public realm approved, in September 2017:
 - i. The implementation of three new on-street cycle hangars in The Gardens subject to the outcome of any necessary statutory procedures, at an estimated cost of £12,500. This funding was awarded specifically for this use by the Nunhead and Peckham Rye Community Council under the Cleaner, Greener, Safer programme;
 - ii. The implementation of one new on-street cycle hangar in Pellatt Road subject to the outcome of any necessary statutory procedures at an estimated cost of £5,000. This funding was awarded specifically for this use by the Dulwich Community Council under the Cleaner, Greener, Safer programme;
 - iii. That the installation of these cycle hangars, at the locations indicated on the accompanying plans (Appendix 3), be approved.
7. The rationale for this proposal lies in the council's commitment to encourage more residents to cycle.
8. The proposal to introduce the three hangars in The Gardens was developed following the award of funding from the Nunhead & Peckham Rye Community Council at the start of the 16-17 financial year.
9. The proposal to introduce the hangar in Pellatt Road was developed following the award of funding from the Dulwich Community Council at the start of the 17-18 financial year.
10. Planning permission for these three hangars in The Gardens was applied for and granted by the Council's Planning team, based on the locations currently proposed.
11. In accordance with legislation¹ the council advertised its intention to make traffic orders in respect of the installation of these 4 cycle hangars, on 12 October 2017.
12. The consultation period ran for 21 days until 2 November 2017.
13. Notice was given in the London Gazette², local press (Southwark News) and street notices were placed in the affected area.
14. Notice was given to the following statutory consultees: London Ambulance Service, London Fire Brigade, Metropolitan Police Service, TfL Buses, Freight Transport Association, and the Road Haulage Association.
15. Notice was also given to non-statutory consultees including: Transport for London, Southwark Disablement Association, Southwark Disability Forum, Southwark Cyclists, Living Streets and London Travel Watch.
16. Full details of the proposal were also made available for inspection on the

¹ The Local Authorities' Traffic Orders (Procedure) (England and Wales) Regulations 1996

² <https://www.thegazette.co.uk/notice/2885274>

council's website or in person by appointment at 160 Tooley Street.

KEY ISSUES FOR CONSIDERATION

17. Two formal objections were received as a result of the statutory consultation in The Gardens and a copy of each can be found in Appendix 1 – both were submitted by residents of The Gardens. Further details of each objection and officer's response can be found in Appendix 1.
18. One formal objection was received as a result of the statutory consultation in Pellatt Road and a copy of this can be found in Appendix 2 – this was submitted by a resident of Pellatt Road. Further details of this objection and officer's response can be found in Appendix 2.
19. Each piece of correspondence received during statutory consultation was responded to with an acknowledgement email/letter outlining the process for determination of objections.

Conclusions

20. The proposal for three cycle hangars in The Gardens received a high level of support during the informal consultation stage. A total of 296 letters were sent out (one to every listed address in The Gardens) and we received a total of 61 responses (a 21% response rate). Of those 61 responses, 46 were in favour and 14 were against. So, of the responses received, 75% are in favour whilst 23% were against. One response didn't say whether they were in favour or not.
21. The first objection received stated that there is already sufficient, private, cycle parking facilities in this road – a fact that is not reflected by the responses received to the informal consultation exercise.
22. The second objection received echoed the concerns that were raised in the first objection but also stated that there was a fear the new hangars would attract anti-social behaviour. This is a common concern amongst residents but this doesn't tend to happen when hangars are placed in full view of residential properties (as these hangars would be).
23. The proposal to install a cycle hangar in Pellatt Road received a high level of support during the informal consultation stage. 106 letters were sent out and 23 responses were received in total (a 22% response rate). 15 of those responses were in favour of installing the hangar whilst 8 were opposed. So, from the responses received we can say 65% are in favour whilst 35% are opposed. 10 of the responses indicated they would like to rent a space in the new hangar.
24. The objection received stated that the proposal would reduce valuable on-street parking space in this road. Whilst there will inevitably be some parking loss should the hangar be installed it should be noted that road space should be for all users and not only motorists. There are currently no cycle hangars in Pellatt Road.
25. These informal consultation findings and recommendations were provided to the relevant ward members (and the cabinet member for environment and the public realm) in August (and September) 2017.

26. Whilst no formal support for the new hangars was received during the recent statutory/formal consultation, in the case of both The Gardens and Pellatt Road, informal consultation results revealed there is a high demand for these facilities in this road.
27. The council has therefore proposed to introduce these 4 new cycle hangars at the locations indicated on the enclosed plans (Appendix 3).
28. For the reasons outlined in the officers' responses in Appendices 1 and 2 and also within this report, all objections should be rejected.

Policy implications

29. The recommendations contained within this report are consistent with the policies of the Transport Plan 2011, particularly:
 - Policy 1.1 – pursue overall traffic reduction
 - Policy 4.2 – create place that people can enjoy
 - Policy 5.1 – Improve safety on our roads and to help make all modes of transport safer.
 - Policy 5.6 - We will seek to create conditions where our roads are safe.
 - Policy 6.1 – Make our streets more accessible for pedestrians
 - Policy 7.1 - Maintain and improve the existing road network making the best use of it through careful management and considered improvements.
 - Policy 8.1 – seek to reduce overall levels of private motor vehicle traffic on our streets
 - Policy 8.2 - Promote the uptake of low emissions vehicles.

Community impact statement

30. The policies within the Transport Plan are upheld within this report and have been subject to an equality impact assessment.
31. The recommendations are area based and therefore will have greatest effect upon those people living, working or traveling in the vicinity of the areas where the proposals are made.
32. The implementation of new secure cycle parking facilities will benefit the local community by encouraging cycling through the provision of adequate infrastructure and therefore hopefully reducing car usage in the area.
33. There is a risk that some residents will change their mind and no longer wish to use these facilities, however, the use of the new facilities would be monitored and assessed in the future. If necessary, the hangars could be reallocated to other roads if they are not used by a sufficient number of residents.
34. With the exception of those benefits and risks identified above, the recommendations are not considered to have a disproportionate effect on any other community or group.

Resource implications

35. There are no resource implications associated with the recommendations contained within this report that have not been previously agreed.
36. This report is to determine statutory objections made in relation to a proposed traffic order.
37. Any additional costs as a result of these recommendations will be contained within the original CGS budget allocation agreed for this projects at the Peckham and Nunhead Community Council meeting on 21 March 2016 and at the Dulwich Community Council meeting on 1 Feb 2017.

Consultation

38. Statutory consultation has been carried out as detailed in paragraphs 2 to 16 of this report.

SUPPLEMENTARY ADVICE FROM OTHER OFFICERS

Director of Law and Democracy

39. In September the Cabinet Member approved the implementation of three new cycle hangars in The Gardens and one new cycle hangar in Pellatt Road subject to the outcome of a statutory consultation.
40. The results of those consultations are now available. A total of three formal objections were received. However, informal consultation with all residents of these streets did reveal a high demand and a majority support for the proposals. The cabinet member for environment and the public realm is now being asked to consider and determine the objections received in respect of the proposed cycle hangars.
41. The objections have been received following the statutory consultation process in accordance with the Local Authorities Traffic Order (Procedure) (England and Wales) Regulations 1996 and the Road Traffic Regulation Act (RTRA) 1984. Under Regulation 14 the council has discretion to modify the Order following any objections received, and the recommendation to proceed with the installation of the proposed cycle hangars following the making of objections would be in accordance with Regulation 14.
42. Part 3D paragraph 23 of the Southwark Constitution gives the cabinet member for environment and the public realm the authority to determine objections to traffic orders which are of a strategic nature. Accordingly, the cabinet member may approve the recommendations set out at paragraph 1 of this report with such appropriate amendments as he deems fit having regard to the content of this report.
43. Once the objections have been determined by the cabinet member the traffic management orders will be made by officers under delegated powers.

Strategic Director of Finance and Governance

44. This report is requesting the cabinet member for environment and the public realm to approve a number of recommendations, (as reflected in paragraph 1i to 1v) relating to the statutory consultation on the proposal to introduce 3 new cycle hangars in The Gardens and 1 new cycle hangar in Pellatt Road. Background and full details are provided within the main body of this report.
45. There are no additional financial implications arising from this report
46. Staffing and any other costs connected with this recommendations to be contained within existing Cleaner, Greener, Safer capital budgets

BACKGROUND DOCUMENTS

None.

APPENDICES

No.	Title
Appendix 1	Copy of objections received and officer's response – The Gardens
Appendix 2	Copy of objection received and officer's response – Pellatt Road
Appendix 3	Location plans

AUDIT TRAIL

Lead Officer	Matt Hill, Head of Highways	
Report Author	James Price, CGS Project Manager	
Version	Final	
Dated	26 January 2018	
Key Decision?	No	
CONSULTATION WITH OTHER OFFICERS / DIRECTORATES / CABINET MEMBER		
Officer Title	Comments Sought	Comments Included
Director of Law and Democracy	Yes	Yes
Strategic Director of Finance and Governance	Yes	Yes
Date final report sent to Constitutional Team		5 February 2018