

WARWICKSHIRE COUNTY COUNCIL

ROAD TRAFFIC REGULATION ACT 1984

THE WARWICKSHIRE COUNTY COUNCIL
(BOROUGH OF RUGBY) (CIVIL ENFORCEMENT AREA)
(WAITING RESTRICTIONS, ON-STREET PARKING PLACES
AND RESIDENTS' PARKING) (CONSOLIDATION) (VARIATION NO. 10) ORDER 2026

STATEMENT OF REASONS

1. BACKGROUND

Warwickshire County Council is proposing to make a Traffic Regulation Order, pursuant to section 1 of the Road Traffic Regulation Act 1984, the effect of which will be to introduce footway parking to a section of Clifton Road.

This section of Clifton Road is a primarily residential street, carrying moderate to high traffic levels as a route into and away from Rugby town centre. Properties have limited or no off-street parking facilities, and footways are substantial – between 4.0 and 5.5 metres in width.

Despite the presence of double yellow lines in places, there is a long established practice of residents and their visitors utilising the footway for parking, without detrimental impact on footway widths or accessibility for pedestrians.

Proposals are therefore to formalise footway parking on a section of Clifton Road, in locations where parking manoeuvres can be carried out with clear intervisibility between pedestrians, through traffic, and the motorists parking/leaving the spaces. A stage 1/2 Road Safety Audit has been carried out to assess risk associated with the scheme, and only parking places which were observed as no/low risk are included.

2. LEGAL FRAMEWORK

In deciding whether or not to make a Traffic Regulation Order, the Council is required to have regard to the matters set out in section 122 of the 1984 Act. Section 122(1) requires the Council to exercise the functions conferred on it by the 1984 Act as (so far as practicable having regard to the matters specified in section 122(2)) to secure the expeditious, convenient and safe movement of vehicular and other traffic (including pedestrians), and the provision of suitable and adequate parking facilities on and off the highway.

The matters to which the Council must have regard are:-

- the desirability of securing and maintaining reasonable access to premises
- the effect on the amenities of any locality affected and the importance of regulating and restricting the use of roads by heavy commercial vehicles so as to preserve or improve the amenities of the areas through which the roads run
- the national air quality strategy prepared under section 80 of the Environmental Protection Act 1995
- the importance of facilitating the passage of public service vehicles and of securing the safety and convenience of persons using or desiring to use such vehicles

- and any other matters appearing to the Council to be relevant

Therefore, whilst the overall objective of the Council must be to secure the expeditious convenient and safe movement of vehicular traffic this will sometimes need to give way to the objectives in section 122(2) and a balance has to be achieved between the overall objective and the matters set out in section 122(2).

Warwickshire County Council is proposing to make this Traffic Regulation Order based on the following legal grounds under the 1984 Act:-

(f) for preserving or improving the amenities of the area through which the road runs

Formalising the current practices of pavement parking will provide a facility for parking close to their properties for residents and their visitors as well as general parking for any road users, while regulation will ensure that only spaces which can be demonstrated to be low risk in terms of visibility and accessibility can be utilised.

The Council, as the Traffic Authority, is required to have regard to its duty under section 16 of the Traffic Management Act 2004, to manage the local road network to achieve as far as possible:

- securing the expeditious movement of traffic on the local road network; and
- facilitating the expeditious movement of traffic on road networks for which another authority is the Traffic Authority,
- having had regard to its other obligations, objectives and policies as far as possible.

The Council is required to have regard to its duty under section 149 of the Equality Act 2010 in the making of these proposals, and give regard to advance equality of opportunity between persons who share a relevant protected characteristic and persons who do not share it, and in particular, to the need to:

- remove or minimise disadvantages suffered by persons who share a relevant protected characteristic that are connected to that characteristic;
- take steps to meet the needs of persons who share a relevant protected characteristic that are different from the needs of persons who do not share it;
- encourage persons who share a relevant protected characteristic to participate in public life or in any other activity in which participation by such persons is disproportionately low.

Thorough consideration was given to the factors set out in Section 122 of the Road Traffic Regulation Act 1984 and Section 16 of the Traffic Management Act 2004 in proposing this Traffic Regulation Order.

Thorough consideration was given to the equality's duty of the Council under Section 149 of the Equality Act 2010.

3. SCHEDULE

Clifton Road, Rugby

Unrestricted Footway Parking

- (i) South side, from a point 10 metres west of its junction with Eastlands Road, westwards for 15 metres
- (ii) South side, from a point 46 metres west of its junction with Eastlands Road, westwards for 18 metres
- (iii) North side, from a point 10 metres east of its junction with Rokeby Street, eastwards for 13 metres
- (iv) North side, from a point 36 metres east of its junction with Rokeby Street, eastwards for 26 metres
- (v) North side, from a point 17 metres west of its junction with Rokeby Street, westwards for 11 metres
- (vi) North side, from a point 53 metres west of its junction with Rokeby Street, westwards for 11 metres

4. Existing Order to be varied

The Warwickshire County Council (Borough of Rugby) (Civil Enforcement Area) (Waiting Restrictions, On Street Parking Places and Residents' Parking) (Consolidation) Order 2017 (As Varied)

5. Plans

Scheme Location	Consultation Plan Ref.	Map Tile Ref.	Revision No
Clifton Road, Rugby	PTRO24-27-01	EL100	1
		EM99	4
		EM100	1

Ends.