

**WARWICKSHIRE COUNTY COUNCIL**

**ROAD TRAFFIC REGULATION ACT 1984**

**THE WARWICKSHIRE COUNTY COUNCIL (DISTRICT OF WARWICK)  
(CIVIL ENFORCEMENT AREA) (WAITING RESTRICTIONS, ON STREET PARKING  
PLACES AND RESIDENTS' PARKING) (CONSOLIDATION) (VARIATION U) ORDER  
2026 – PROPOSED 24 HOUR NO STOPPING CLEARWAY**

**1. BACKGROUND**

- 1.1 As a consequence of the Secretary of State's approval of up to 900 dwelling to the land west of the A452 Europa Way traffic management measures are deemed prudent to ensure the free flow of traffic and road safety for the motoring public.

<b>Consultation Drawing Ref.</b>	<b>Location</b>	<b>Map Tile Ref.</b>	<b>Revision No.</b>
PTRO25 036 02	A452 Europa Way between A452 Banbury Rd traffic island junction and Peabody Avenue, both directions.	GI57 GJ57 GK57 GL56 GL57 GM56	0 0 0 0 0 0

**2. STATEMENT OF REASONS**

- 2.1 The Asps , A452 Europa Way, Bishops Tachbrook.

The Secretary of State has allowed planning permission for: residential development (use class C3) for up to 900 dwellings, a primary school (use class D1), a local centre (use classes A1 to A5) and D1) and a Park and Ride facility for up to 500 spaces (sui generis) **with two accesses from Europa Way and Banbury Road**, areas of public open space, landscaping enhancements and archaeological mitigation, on land at The Asps bound by Europa Way (A452) to the east and Banbury Road (A425) to the west, in accordance with application number W/14/0300..

As part of this residential development, a left-in-left-out junction is proposed to be constructed off the A452 Europa Way to serve the development site.

As a consequence of the above-mentioned works it is proposed to introduce a **24 Hour No Stopping Clearway** along the A452 Europa Way, between the Banbury Road traffic island and Peabody Avenue junction, to ensure that the two-way single carriageway can have free flowing traffic.

**3. 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, to ensure that the two-way single carriageway can have free flowing traffic:-

*(a) for avoiding danger to persons or other traffic using the road or any other road or for preventing the likelihood of any such danger arising; and*

*(c) for facilitating the passage on the road or any other road of any class of traffic (including pedestrians);*

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.

## **SCHEDULE**

Plan Ref. PTRO25 036 02

### 24 Hour No Stopping Clearway, A452 Europa Way

A452 Europa Way, from its junction with the A425, northwards to a point 90 metres south of its junction with Peabody Way, a distance of approximately 1.2km.

#### **4. Existing Order to be varied**

The Warwickshire County Council (District of Warwick) (Civil Enforcement Area) (Waiting Restrictions, On Street Parking Places and Residents' Parking) (Consolidation) (Variation U) Order 2026

Ends.