**OFFICER DECISION REPORT – TRAFFIC REGULATION ORDER (TRO)**

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**APPROVAL TO PUBLICLY ADVERTISE THE TRO**

PREPARED BY: Traffic Management Team, Highways and Traffic Group

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| **TITLE OF REPORT:**  **PROPOSAL:**  **SCHEME REF No:**  **REPORT AUTHOR:** | **Whiteway Road**  **Zebra Pedestrian Crossing**  **24-038**  **Lewis Cox** |

**1. DELEGATION**

The delegation to be exercised in this report is contained within **Part 3**, **Section 4** of the Constitution under the **Delegation of Functions to Officers,** as follows:

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| **Section A** | The Chief Executive, Strategic Directors, Divisional Directors and Heads of Service have delegated power to take any decision falling within their area of responsibility….” |
| **Section B** | Without prejudice to the generality of this, Officers are authorised to:  serve any notices and make, amend or revoke any orders falling within his/her area of responsibility. |
| **Section D9** | An Officer to whom a power, duty or function is delegated may nominate or authorise another Officer to exercise that power, duty or function, provided that Officer reports to or is responsible to the delegator. |

For the purposes of this report, the Director of Place Management and the Head of Highways Delivery holds the delegated power to make, amend or revoke any Orders.

**2. LEGAL AUTHORITY**

This proposal is made in accordance with the Road Traffic Regulation Act 1984, which under Section 23 enables local highway authorities to establish crossings for pedestrians.

**3. PROPOSAL**

To introduce a new Zebra Crossing on Whiteway Road, Bath.

Following a safety audit that was conducted on the 11/12/2024 an additional amendment has been made to the proposed design. A pedestrian refuge island is also included in the design of the Zebra Crossing.

The proposals are shown on the attached drawing.

**4. REASON**

Following requests from Local Residents and the Local Ward Members, funding has been secured to install a pedestrian crossing (Zebra) on Whiteway Road, Bath. Pedestrians are currently experiencing difficulties when crossing over Whiteway Road to reach sites such as Haycombe Cemetery, Haycombe Veterinary, Garden Centre and Roundhill park & play area. The proposed Zebra Crossing would also improve road safety for pedestrians.

Initial site investigations, traffic and pedestrian count surveys have indicated that a Zebra Pedestrian Crossing would be the most suitable form of crossing at this location.

The Council has had in mind and discharged the duty (as set out in section 122(1) of the Road Traffic Regulation Act 1984) to secure the expeditious, convenient and safe movement of vehicular and other traffic (including pedestrians) so far as practicable.  It has also had regard to the factors which point in favour of imposing a Zebra Crossing. It has balanced the various considerations and concluded that it is appropriate to promote a Zebra Crossing.  The Council has also considered and discharged its network management duty under section 16 of the Traffic Management Act 2004.  It has concluded that the proposed Zebra Crossing is consistent with that duty, having regard to its other policies and objectives.

**5. IMPACT ON EQUALITIES**

An Equality Impact Assessment has been undertaken in relation to the introduction of zebra pedestrian crossings, which is available upon request.  The Council has had due regard to the needs set out in section 149(1) of the Equality Act 2010.  It considers that the proposed Order is consistent with the section 149 public sector equality duty, which it has discharged.

**6. IMPACT ON HUMAN RIGHTS**

The proposals are considered to have a minimal impact on human rights (such as the right to respect for private and family life and the right to peaceful enjoyment of property). However, the Council is entitled to affect these rights where it is in accordance with the law, necessary (in the interests of public safety or economic well-being, to prevent disorder and crime, to protect health, or to protect the rights and freedoms of others), in pursuit of a legitimate aim and proportionate to do so. The proposal(s) within this report are considered to be in accordance with the law, necessary, in pursuit of a legitimate aim and proportionate.

# 7. SOURCE OF FINANCE

This proposal is being funded through the 2024/25 Transport Improvement Programme (Design Team).

**8. CONSULTATION REQUIREMENT**

Theproposal requires consultation with the Chief Constable, Emergency Services, Road Haulage Association, Freight Transport Association (Logistics UK), Parking Services, Waste Services, Ward Members and the Cabinet Member for Highways.

**9.** **INFORMAL CONSULTATION FEEDBACK**

**Emergency Services**

Chief Constable: The proposal should meet the aspiration behind its introduction.

**Road Haulage Association**

No comments received.

**Freight Transport Association**

No comments received.

**Parking Services**

No comments received.

**Waste Services**

No comments received.

**Ward Members:**

Cllr Dine Romero:  I am very happy with this proposal, is it possible to make this a raised crossing which would also help slow traffic down?

Officer response: A raised crossing is beyond the scope of the proposals, however the safety audit highlighted the road widths as a potential hazard, so an amendment has been made to the design and a central pedestrian refuge island is now included.

Cllr Tim Ball: Happy to lend my support.

Cllr Paul Crossley: This is a much needed crossing and will dramatically improve safety for the many people - especially older residents - who cross over at this point.

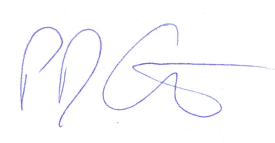
Cllr Sarah Moore: No comments received.

**Cabinet Member for Highways**

Cllr Manda Rigby: I am happy to progress this to the next stage.

**10. RECOMMENDATION**

As no significant objections and/or comments have been received following the informal consultation described above, the public advertisement of the proposal should progress.



Paul Garrod Date: 22nd January 2025

Traffic Management & Network Manager

**11.** **DECISION**

As the officer holding the above delegation, I approve the progression of this crossing.

In taking this decision, I confirm that due regard has been given to the Council’s public sector equality duty, which requires it to consider and think about how its policies or decisions may affect people who are protected under the Equality Act.



Gary Peacock Date: 23/01/2025

Head of Highways Delivery