

BRECKLAND COUNCIL
DELEGATED DECISION AUTHORISATION RECORD (Blue Form)

PORTFOLIO:	Place		
REPORT TITLE:	Options for the enforcement of electric vehicle car parking spaces		
AUTHOR:	Andrew Grimley		
URGENCY - Delete as appropriate:	<i>None</i> – 5-day Scrutiny Delay		<i>URGENT</i> – sign form overleaf
	CHECKLIST – Please Tick		KEY DECISION – Tick as appropriate
1.	Financial Report Considered and/or Proforma B included	✓	This <i>IS NOT</i> a Key Decision
2.	VAT Implications have been considered	✓	This <i>IS</i> a Key Decision <i>already included in Forward Plan</i>
3.	Legal Advice included	✓	This <i>IS</i> a Key Decision <i>NOT</i> in Forward Plan, BUT PUBLICISED FIVE DAYS PREVIOUSLY or agreed by Chairman of Overview & Scrutiny Commission – Form over
4.	Within Policy Framework	✓	
5.	Risk Assessment statement included.	✓	
6.	Crime & Disorder, Equalities, Human Rights, S40 Environment and other assessments are addressed in the report	✓	Delegation under:
CONFIDENTIALITY: Delete as appropriate	No confidential or exempt information to be excluded from the Press and Public		Contains exempt information under Schedule 12A paragraph ___
Decision: Wording For Decision Record			
ACTION AGREED	<ol style="list-style-type: none"> 1. That members wish to consider the enforcement of electric vehicle only spaces and where appropriate consider pursuing enforcement against non-electric vehicles which use spaces served by electric vehicle charging infrastructure. 2. In principle, that the Breckland District Council (Off-Street Parking Places) Order 2014 be amended so as to allow electric vehicle parking bays to be used only by electric vehicles; 3. That officers be authorised to undertake the necessary consultation and equality impact assessment in relation to the proposed amendments to the car parking order and report back to a future meeting following completion of the consultation process; 4. That the draft notice of proposals and the draft statement of reasons attached as Appendices B and C to this report be approved in principle 		
REASON(S) <small>(Continue overleaf if necessary)</small>	<p>Breckland Council owns and maintains a number of car parks across its district particularly in the market towns. As reported before, Breckland has obtained funding from Highways England to install rapid electrical charging units and these are in the process of being installed in the Breckland owned car parks in Cowper Road Dereham, St Nicholas Street Thetford, Queens Square Attleborough and Pedlars off Market Place Swaffham. Further units may be installed in other car parks in the future as and when funding becomes available. These charging points will be linked to two parking bays at each location and the bays painted and signed advising of their prime purpose.</p> <p>Currently the council has no provision against non-electric vehicles using spaces designated for electric vehicle charging. This would mean that electric vehicle users</p>		

may find themselves unable to charge their vehicles in council car parks.

Signatures: Authority for Action

**Chief Officer
Comments:**

Recommendation:

Signature and date

[Redacted Signature]

5/2/19.

1. I agree the above decision as a matter falling within my delegated powers.

Executive Member

Date: 5 Feb 2019

2. Does this have political sensitivity or strategic importance?

If Yes: Leader (Please delete * as appropriate): *I agree above decision/*Refer to Cabinet

Signed: Date:

Additional Options Considered and/or Reasons for Decision

If the council wished to enforce the use of spaces with access to electric charging units, as designated for electric vehicles only, then it would need to amend the Breckland District Council (Off-Street Car Parking Places) Order 2014 to ensure that the bays can only be used by appropriate vehicles whilst they are being charged, as it currently does not allow for the enforcement of spaces for electric vehicles only.

In order to amend the Order, consultation with the public is required, once the Cabinet portfolio holder for Place has given a formal decision on the proposed recommendations. Full details of the consultation process are set out in paragraph 3 below. Once the consultation has concluded, the responses will need to be considered and returned to Cabinet for a formal decision on changing the order.

The procedure for amending the Car Parking Order is set out in the Local Authorities' Traffic Orders (Procedure) (England and Wales) Regulations 1996 and includes the following:

1. Consult the police, road haulage association, freight transport association and any other relevant bodies about the proposed changes, and secure the formal approval of the county council
2. Publish notice of proposed making of order (called "notice of proposals") in local paper and in car parks.
3. Place documents on deposit for inspection by members of the public, including the "notice of proposals", and a "statement of reasons" setting out why the Council proposes to make the order
4. Consider all objections and representations received during the consultation process. Note that substantial changes to the initial proposals may result in additional consultation, and where any objection has not been wholly acceded to the Cabinet must include reasons why
5. If approved, make the order publish notice that the order has been made (called the "notice of making") in local paper and on car parks, and notify all objectors. Notification to objectors must include the reasons why any objections have not been wholly acceded to
6. The Order, if approved, takes effect on the date contained in the notice of making

Exceptional Urgency

I certify that this matter is so urgent that the normal five-day scrutiny delay on action should not apply.

.....
Chief Officer

Dated:

.....
Executive Member

Dated:

.....
Leader

Dated:

KEY DECISION not on the Key Decision Plan or publicised.

TO BE COMPLETED BY DEMOCRATIC SERVICES:

I agree to the Decision proceeding:

Decision Record Ref No.: D14-19

Entry on Decision Record:

Confirmed: T. Smith

Date of Entry: 6-2-19

.....
Chairman of Overview & Scrutiny Commission

For action on: 14.2.19

Dated:

Passed to: A. Grimley

Executive Meeting

This form has been authorised at the Executive meeting: YES / NO

