



## Democratic Services

**Location:** Phase II  
**Ext:** 0833  
**DDI:** 01895 250833  
**CMD No:** 255

**To: COUNCILLOR JOHN RILEY  
CABINET MEMBER FOR PUBLIC SAFETY AND  
TRANSPORT**

c.c. All Members of the Public Safety & Transport  
Select Committee  
c.c. Ward Councillors for Manor  
c.c. Perry Scott – Infrastructure, Transport & Building  
Services  
c.c. Roy Cliss – Infrastructure, Transport and Building  
Services  
c.c. Conservative and Labour Group Offices  
(inspection copy)

**Date:** 13 August 2021

### Non-Key Decision request

### Form D

#### LINDEN AVENUE, RUISLIP – RESULTS OF THE FORMAL CONSULTATION ON PROPOSED 'AT ANY TIME' WAITING RESTRICTIONS

Dear Cabinet Member

Attached is a report requesting that a decision be made by you as an individual Cabinet Member. Democratic Services confirm that this is not a key decision, as such the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012 notice period does not apply.

You should take a decision **on or after Monday 23 August 2021** in order to meet Constitutional requirements about publication of decisions that are to be made. You may wish to discuss the report with the Corporate Director before it is made. Please indicate your decision on the duplicate memo supplied and return it to me when you have made your decision. I will then arrange for the formal notice of decision to be published.

Jack Roberts  
Democratic Services Apprentice

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**Title of Report:** LINDEN AVENUE, RUISLIP – RESULTS OF THE FORMAL  
CONSULTATION ON PROPOSED 'AT ANY TIME' WAITING RESTRICTIONS

**Decision made:**

**Reasons for your decision:** (e.g. as stated in report)

**Alternatives considered and rejected:** (e.g. as stated in report)

Signed ..... Date.....  
*Cabinet Member for Public Safety and Transport*

## LINDEN AVENUE, RUISLIP - RESULTS OF THE FORMAL CONSULTATION ON PROPOSED 'AT ANY TIME' WAITING RESTRICTIONS

<b>Cabinet Member(s)</b>	Councillor John Riley
<b>Cabinet Portfolio(s)</b>	Cabinet Member for Public Safety and Transport
<b>Officer Contact(s)</b>	Roy Cliss, Residents Services Directorate
<b>Papers with report</b>	Appendices A & B

### HEADLINES

<b>Summary</b>	To inform the Cabinet Member of the two comments received to the proposed extension of the " At Any Time" waiting restrictions on Linden Avenue, northeast of the junction of Chudleigh Way, Ruislip.
<b>Putting our Residents First</b>	This report supports the Council objective of Our People. The request can be considered as part of the Council's annual programme of road safety initiatives.
<b>Financial Cost</b>	There are no direct financial implications associated with the recommendations to this report.
<b>Relevant Select Committee</b>	Public Safety and Transport Select Committee
<b>Relevant Ward</b>	Manor

### RECOMMENDATIONS

**That the Cabinet Member for Public Safety and Transport:**

1. considers the comments received from the statutory consultation for the proposed waiting restrictions on Linden Avenue, Ruislip.
2. decides not to increase the 'At Any Time' waiting restrictions on Linden Avenue, Ruislip as advertised and shown on Appendix B of this report.

#### Reasons for recommendations

The recommendations reflect the views of local residents and Ward Councillors.

### Alternative options considered / risk management

None at this stage.

### Select Committee comments

None at this stage.

## SUPPORTING INFORMATION

1. Linden Avenue is a residential road, close to Ruislip Manor Station, Victoria Road with all its shops and a school. A location plan of the area is shown as Appendix A to this report.
2. As a result of officers' on-site observations, proposals were developed to implement 'At Any Time' waiting restrictions on Linden Avenue northeast of Chudleigh Way as shown on the plan attached as Appendix B.
3. The proposal was taken through the statutory 21-day consultation process, which included consulting with the emergency services and bus operating companies, in addition to the placing of advertisements in the local press, the London Gazette and the display of public notices on site. During this period, the Council received two objections to the proposed 'At Any Time' waiting restrictions from residents.
4. One objector stated, *"I am in favour of having a shortened set of double yellow road so that we can park one of our cars there."*
5. The other objector stated, *"The extension of the double white lines will reduce the parking for residents 7 days a week and add to the already difficult situation."*
6. After careful consideration of the comment received to the statutory consultation, officers' site observations, it is recommended that the Cabinet Member agrees to postpone the extension of 'At Any Time' waiting restrictions in Linden Avenue.
7. The complaints from the residents were passed to the Ward Councillors, who made the decision not to support the extension of the yellow lines.

### Financial Implications

There are no direct financial implications associated with the recommendations to this report.

## RESIDENT BENEFIT & CONSULTATION

## **The benefit or impact upon Hillingdon residents, service users and communities?**

The recommendation of this report is to postpone the extension of the 'At Any Time' waiting restrictions on Linden Avenue as proposed due to the objections of local residents.

## **Consultation carried out or required**

Statutory 21-day consultation undertaken.

## **CORPORATE CONSIDERATIONS**

### **Corporate Finance**

Corporate Finance has reviewed this report, confirming that there are no direct financial implications associated with the recommendations to this report.

### **Legal**

The decision makers must ensure that there is full consideration of the representations that have been received in exercising the power to postpone the proposal for 'At Any Time' waiting restrictions on Linden Avenue, Ruislip. The consultation and order making statutory procedures that should be followed in this case are set out in The Local Authorities' Traffic Orders (Procedures) (England and Wales) Regulations 1996 (SI 1996/2489).

If the decision is taken to make the proposed order, Part V of the Road Traffic Regulation Act 1984 and the Traffic Signs Regulations and General Directions 2016 set out the signage requirements, which must be observed.

In considering consultation responses, section 122 of the Road Traffic Regulations Act 1984 means that the Council must balance the concerns of the objectors with the statutory duty to secure the expeditious, convenient and safe movement of vehicular and other traffic.

There are a set of well-established common law rules which set out the requirements of a lawful public consultation which are known as the Gunning principles. They were endorsed by the Supreme Court in the Moseley case. The principles can be summarised as follows:

- Consultation should occur when proposals are at a formative stage;
- Consultations should give sufficient reasons for any proposal to permit intelligent consideration;
- Consultations should allow adequate time for consideration and response; and
- The product of consultation should conscientiously be taken into account by the decision maker.

There are a very significant number of judicial review cases which involve successful challenges to the lawfulness of a consultation undertaken by a public authority, so it is imperative that the Gunning principles are closely followed in this case.

#### **Infrastructure / Asset Management**

None at this stage.

#### **Comments from other relevant service areas**

None at this stage.

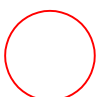
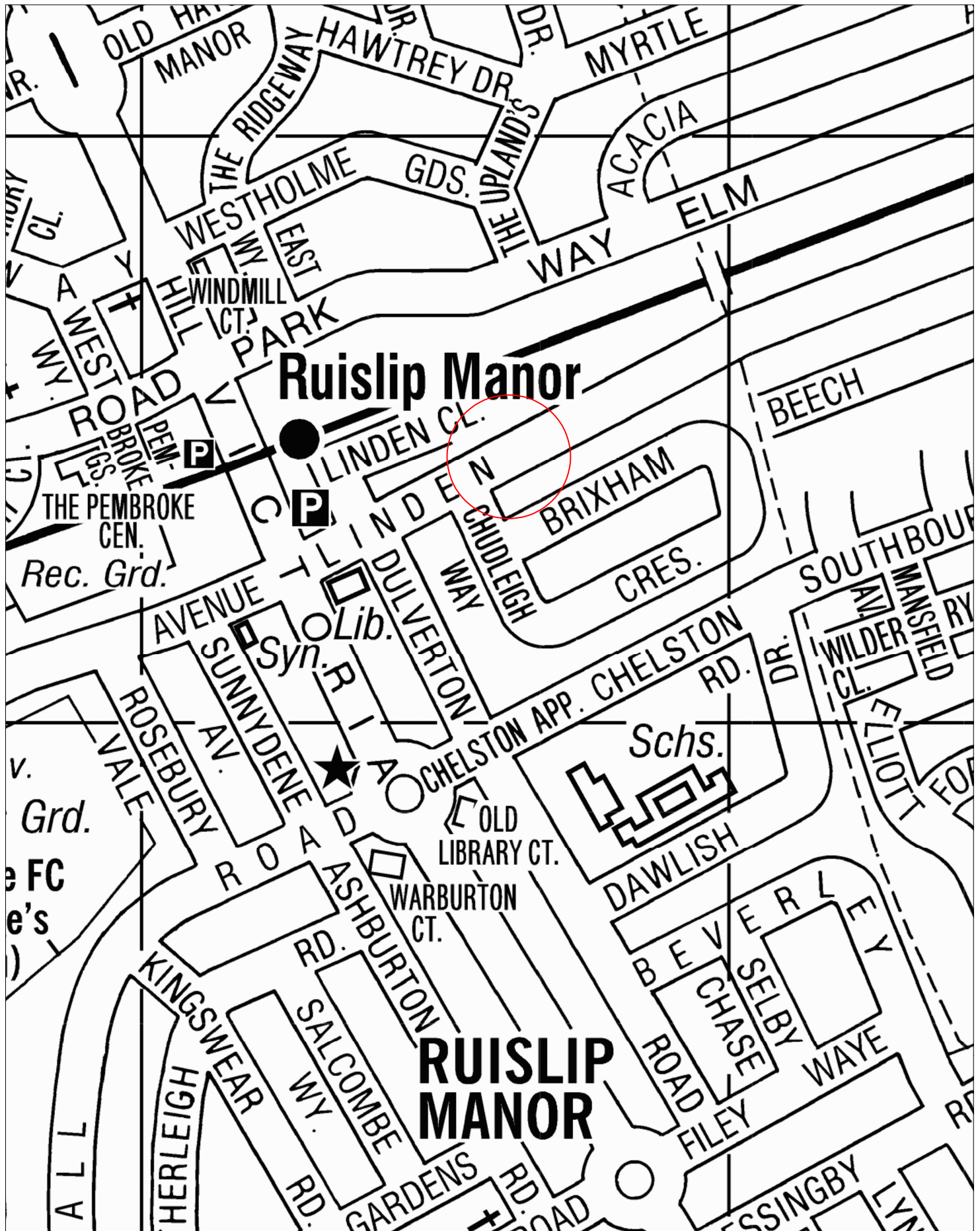
### **BACKGROUND PAPERS**

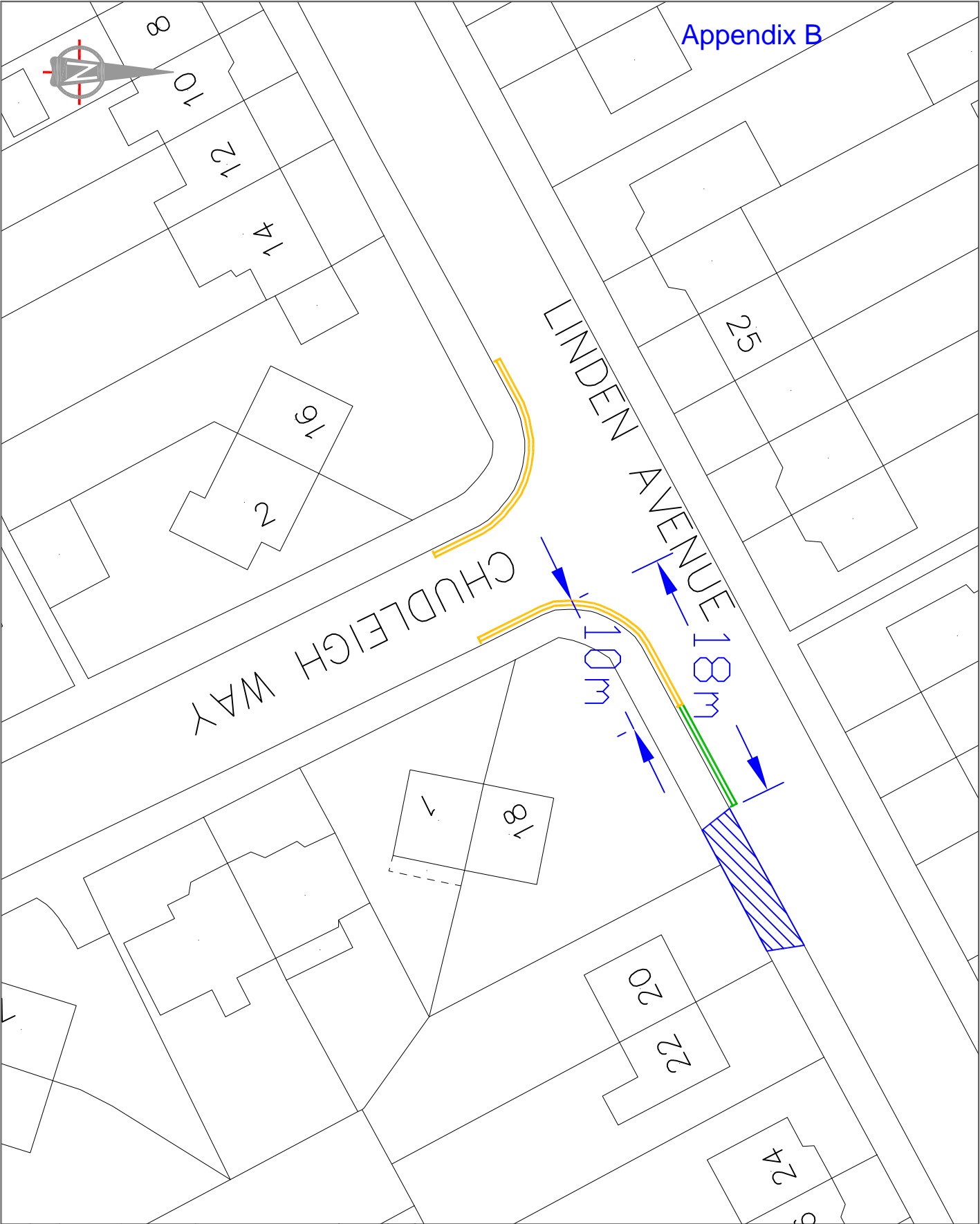
None.

### **TITLE OF ANY APPENDICES**

Appendix A - Location Plan

Appendix B - Detailed plan of the proposed 'At Any Time' waiting restrictions





Notes:

 Proposed double yellow lines

 Existing double yellow lines

 Dropped Kerbs

This map is based upon Ordnance Survey data and is not to be used for any purpose other than that for which it was supplied. It is the user's responsibility to ensure that the data is accurate and up to date. The map is the property of the London Borough of Hillingdon and is not to be reproduced without the written permission of the Council.

Project  
Linden Avenue,  
Chudleigh Way, Ruislip

Location  
RSP/CAD/Brixham Crescent

Scale  
NTS RC 03/20

Project No. Drawing No. Rev.