

REPORT TO FORMARTINE AREA COMMITTEE – 21 SEPTEMBER 2021

DISABLED PERSONS' PARKING PLACES

1 Reason for report

To ask the Committee to authorise the commencement of the statutory procedure for the reviewed traffic order for disabled street parking spaces.

2 Recommendations

The Committee is recommended to:

- 2.1 **Authorise the commencement of the statutory procedure for the making of the Aberdeenshire Council (Disabled Street Parking - Formartine) Order 2021;**
- 2.2 **Authorise the subsequent making of the Aberdeenshire Council (Disabled Street Parking – Formartine) Order 2021 in the event that no valid objections are received, or any received are resolved and withdrawn; and**
- 2.3 **Instruct the submission of a further report to Committee in the event that any valid objections received are not resolved and not withdrawn, or the proposals are amended following consideration of valid objections.**

3 Purpose and Decision Making Route

- 3.1 The *Disabled Persons' Parking Places (Scotland) Act 2009* allows qualifying persons to request a local authority to make a disabled street parking order in respect of a street parking place from which there is convenient access to the person's address. Where a suitable space can be identified then, subject to its duty to consider the interests of traffic and the owners and occupiers of adjoining property, the authority must start the statutory procedure for the making of such an order.
- 3.2 Aberdeenshire Council's policy on parking spaces for disabled people was approved by the Infrastructure Services Committee of 1 December 2011 [item 15]. In accordance with this policy, one consolidated order will be made covering all disabled residents' spaces in each of the Council's areas. These consolidated orders should be updated annually to take account of new applications and those spaces that are no longer required.
- 3.3 Following this Committee meeting it is proposed to undertake a four week statutory consultation with interested parties such as Police Scotland, community councils, the Road Haulage Association, and others. This would be followed by a 21 day public consultation with site notices erected at the

affected locations and giving anyone who wishes to object to the making of the order the opportunity to do so.

4 Discussion

- 4.1 Requests for a new disabled parking bay have been received since the implementation of the previous Aberdeenshire Council (Disabled Street Parking – Formartine) Order 2020. **Appendix 1, Schedule 1** lists spaces proposed for inclusion in the new consolidated order.
- 4.2 Review letters were sent to persons with a disabled persons' parking place to confirm they were still required. **Appendix 1, Schedule 2** lists one space which was in the previous order but is now proposed for removal as it is no longer required.
- 4.3 Where it has been necessary to propose a space outside the house of someone other than the applicant, that person and the relevant ward members will have been consulted.

5 Council Priorities, Implications and Risk

- 5.1 The following Strategic Priority is relevant to the report:
- Our People: Health and Wellbeing
- 5.2 The table below shows whether risks and implications apply if the recommendations are agreed.

Subject	Yes	No	N/A
Financial	X see 5.5		
Staffing		X	
Equalities and Fairer Duty Scotland	IIA attached as Appendix 2		
Children and Young People's Rights and Wellbeing	IIA attached as Appendix 2		
Climate Change and Sustainability	IIA attached as Appendix 2		
Health and Wellbeing	IIA attached as Appendix 2		
Town Centre First	IIA attached as Appendix 2		

- 5.3 There are no staffing implications arising from this report.
- 5.4 An integrated impact assessment has been carried out as part of the development of the proposals set out above. It is included as Appendix 2 and there is a positive impact as follows:

- i) **Disability** - the provision of residents' on-street parking spaces can aid the mobility of individuals with disabilities by designating a parking space, convenient for access to their residence, to be for the exclusive use of Blue Badge holders.

5.5 The following risks have been identified as relevant to this matter on a Corporate Level Corporate Risk Register

ACORP001, Budget Pressures – the estimated costs of the measures are relatively small and can be accommodated within the Road Maintenance Programme.

No Risks have been identified at a Strategic Level. Directorate Risk Registers

6 **Scheme of Governance**

- 6.1 The Head of Finance and Monitoring Officer within Business Services have been consulted in the preparation of this report and their comments are incorporated in the report and are satisfied that the report complies with the Scheme of Governance and relevant legislation.
- 6.2 The Committee is able to consider this item in terms of Section B11.1 of the List of Committee Powers in Part 2A of the Scheme of Governance as it relates to the making of permanent or experimental orders for the regulation of traffic.

Alan Wood
Director of Infrastructure Services

Report prepared by Anne Buchan
Date: 02/09/2021

List of Appendices:

- Appendix I Schedule 1 – Formartine street parking places for exclusive use by a disabled persons' vehicle
- Appendix I Schedule 2 - Formartine street parking places no longer for exclusive use by a disabled persons' vehicle
- Appendix 2 - Integrated Impact Assessment

Appendix 1

SCHEDULE ONE

FORMARTINE STREET PARKING PLACES FOR EXCLUSIVE USE BY A DISABLED PERSONS' VEHICLE [PAGE 1 of 7]

Auchterless

St Donan's Cottages

In car park at most south westerly point.

Balmedie

Forsyth Drive

North side from a point 14m or thereby east of its junction with Eigie Road, eastwards for 6m or thereby.

North side from a point 52m or thereby east of its junction with Eigie Road, eastwards for 6m or thereby.

Forsyth Road

North side from a point 120m or thereby east of its junction with Eigie Road eastwards for 6m or thereby.

North side from a point 105m or thereby east of its junction with Eigie Road eastwards for 6m or thereby.

South side from a point 39m or thereby east of its junction with Eigie Road eastwards for 6m or thereby.

Cuminestown

Auchry Road

North easterly side from a point 208m or thereby from its junction with Main Street, south eastwards for 6m or thereby.

North easterly side from a point 194m or thereby from its junction with Main Street, south eastwards for 6m or thereby.

Ellon

Annand Road

South east side in car park from a point 118m or thereby west of its junction with Commercial Road west for 3m or thereby.

Castle Road

South side from a point 65m or thereby west of its junction with Smiddy Lane, westwards for 6m or thereby.

South side from a point 3m or thereby west of its junction with Smiddy Lane, westwards for 6m or thereby.

Commercial Road

East side from a point 226m or thereby north of its junction with Station Road northwards for 6m or thereby.

Esslemont Circle

North west corner of parking bay adjacent to footpath of No 10 Esslemont circle.

Gordon Place

East side from a point 60m or thereby south of its junction with Schoolhill, southwards for 6m or thereby.

West side from a point 37m or thereby south of its junction with Schoolhill, southwards for 6m or thereby.

Gordon Terrace

North side from a point 193m or thereby west of its junction with Bridge Street, westwards for 6m or thereby.

Market Street

North side from a point 38m or thereby east of its junction with Bridge Street, eastwards for 6m or thereby.

Park Terrace

East side 6m or thereby from its junction with Ythan Place northwards for 6m or thereby.

Rowan Place

North side from a point 33m or thereby east of its junction with Ythan Terrace, eastwards for 6m or thereby.

Station Road

South side from a point 18m east of its junction with Commercial Road eastwards for 6m or thereby.

Union Street

South side from a point 153m or thereby east of its junction with Station Road, eastwards for 6m or thereby.

Fyvie

Parnassus Gardens

West side from a point 75m or thereby south of its junction with Cuminestown Road southwards for 6m or thereby.

Methlick

Kirklands

Northeast corner in hammerhead.

Oldmeldrum

Cowgate

West side from a point 5m or thereby south of its junction with Gas Street, southwards for 6m or thereby.

Kirk Street

South side from a point 50m or thereby west of its junction with Albert Road westwards for 6m or thereby.

Lower Cowgate

East side from a point 16m or thereby north of its junction with Cowgate, northwards for 6m or thereby.

Wyverie Court

In centre bay of parking area adjacent to no 6 & 14 Wyverie court.

Pitmedden

Bronieside

North side from a point 31m or thereby west of its junction with Bronie Crescent, westwards for 6m or thereby.

Potterton

Laingseat Road

South side from a point 23m or thereby east of its junction with Manse Road, eastwards for 6m or thereby.

Rothienorman

Crawford Place

North side from a point 35m or thereby east of its junction with Forgue Road, eastwards for 3.6m or thereby.

Tarves

Duthie Road

South side from a point 18m or thereby west of its junction with The Square, westwards for 6m or thereby.

Mackie Avenue

South side in car park at rear of 36-50 Mackie Avenue, 15m or thereby east of car park entrance for 6m.

West side in parking area between 74 and 76 Mackie Avenue, 28m north or thereby of its junction Mackie Avenue.

Marquis Cottages

East side from a point 21m or thereby south east of its junction with New Road south east for 6m or thereby.

New Road

North side from a point 12m east or thereby from its junction with Tolquhon Avenue eastwards for 6m or thereby.

North side from a point 18m east or thereby from its junction with Tolquhon Avenue eastwards for 6m or thereby.

The Square

North side from a point 2m east of its junction with Duthie Road, eastwards for 6m or thereby.

Turriff

Baden Powell Road

North side from a point 32m or thereby east of its junction with Westbrae Crescent eastwards for 6m or thereby.

Balmellie Street

South side from a point 15m or thereby East of its junction with Main Street eastwards for 6m or thereby.

Beaconsfield Terrace

South side from a point 32m or thereby west of its junction with Market Street westwards for 6m or thereby.

Chapel Street

South side from a point 18m or thereby east of its junction with Main Street eastwards for 6m or thereby.

Church Street

South side from a point 27m or thereby east of its junction with Church Terrace, eastwards for 6m or thereby.

South side from a point 43m or thereby east of its junction with Church Terrace, eastwards for 6m or thereby.

Cornfield Road

South side from a point 25m or thereby west of its junction with Pirie's Lane westwards for 6m or thereby.

South side from a point 9m or thereby west of its junction with Smiths Lane westwards for 6m or thereby.

Duff Street

South side from a point 60m or thereby west of its junction with Main Street westwards for 6m or thereby.

Easterfield Road

East side from a point 27m or thereby south of its junction with Highfield Walk, southwards for 6m or thereby.

Gordon Road

West side from a point 33m or thereby north of its junction with Beaconsfield Terrace, northwards for 6m or thereby.

West side from a point 39m or thereby north of its junction with Beaconsfield Terrace, northwards for 6m or thereby.

In car park at rear of 12 Gordon Road.

At north side of Gordon Road in parking area between house numbers 11 and 12.

High Street

North side from a point 64m or thereby west of its junction with Main Street, westwards for 6m or thereby.

Highfield Walk

North side from a point 32m or thereby east of its junction with Easterfield Road, eastwards for 6m or thereby.

Knockie Road

West side from a point 18m or thereby north of its junction with Laithers Crescent, northwards for 6m or thereby.

North easterly side from a point 31m or thereby north east of its junction with Gowans Road, north eastwards for 6m or thereby.

North easterly side from a point 8m or thereby south east of its junction with Westbrae Crescent, south eastwards for 6m or thereby.

Laithers Crescent

South side from a point 35m or thereby west of its junction with Knockie Road, westwards for 6m or thereby.

Main Street

West side from a point 44m or thereby south of its junction with Manse Road, southwards for 6m or thereby.

Manse Gardens

23m or thereby west from its junction with Cross Street, then 7m north on east side for 6m or thereby.

Rae Street

East side from a point 41m or thereby south of its junction with Chapel Street, south eastwards for 6m or thereby.

Schoolhill

West side from a point 8m or thereby south of its junction with Main Street, southwards for 6m or thereby.

Sunnyhill Place

The north-west corner of the car park between no's 14 & 18 Sunnyhill Place.

Wellfield Crescent

North side from a point 48m or thereby southwest of its junction with Baden Powell Road, westwards for 6m or thereby.

East side from a point 12m or thereby south of its junction with Baden Powell Road, southwards for 6m or thereby.

The south east section of the car park to the east of Wellfield Crescent outside no. 21.

North section of car park to the east of Wellfield Crescent outside no. 7.

Woodlands Crescent

South side layby from a point 110m or thereby east of its junction with Crown Street, eastwards for 6m or thereby.

Udny Station

Arn Place

East side from a point 86m or thereby south of its junction with the C2C, southwards for 3m or thereby.

Cherry Row

West side in parking bay from a point 94m or thereby south of its junction with the C2C south.

Chestnut Walk

East side from a point 48m or thereby south west of its junction with Arn Place south west for 6m or thereby.

SCHEDULE TWO

FORMARTINE STREET PARKING PLACES NO LONGER FOR EXCLUSIVE USE BY A
DISABLED PERSON'S VEHICLE [PAGE 1 OF 1]

Turriff

St Congan's Crescent

South side from a point 48m or thereby west of its junction with Gaul Street westwards
for 6m or thereby.

Aberdeenshire Council

Integrated Impact Assessment

Disabled Persons Parking Places

Assessment ID	IIA-000118
Lead Author	Anne Buchan
Additional Authors	Mark Hutcheon
Service Reviewers	Philip Leiper
Subject Matter Experts	Susan Forbes, Lynne Gravener
Approved By	Philip McKay
Approved On	Wednesday September 08, 2021
Publication Date	Thursday September 09, 2021

1. Overview

This document has been generated from information entered into the Integrated Impact Assessment system.

The Disabled Persons' Parking Places (Scotland) Act 2009 allows qualifying persons to request a local authority to make a disabled street parking order in respect of a street parking place from which there is convenient access to the person's address. Where a suitable space can be identified then, subject to its duty to consider the interests of traffic and the owners and occupiers of adjoining property, the authority must start the statutory procedure for the making of such an order.

During screening 3 of 10 questions indicated that detailed assessments were required, the screening questions and their answers are listed in the next section. This led to 2 out of 5 detailed impact assessments being completed. The assessments required are:

- Equalities and Fairer Scotland Duty
- Health Inequalities

In total there are 2 positive impacts as part of this activity. There are 0 negative impacts, all impacts have been mitigated.

A detailed action plan with 1 points has been provided.

This assessment has been approved by philip.mckay@aberdeenshire.gov.uk.

The remainder of this document sets out the details of all completed impact assessments.

2. Screening

Could your activity / proposal / policy cause an impact in one (or more) of the identified town centres?	No
Would this activity / proposal / policy have consequences for the health and wellbeing of the population in the affected communities?	Yes
Does the activity / proposal / policy have the potential to affect greenhouse gas emissions (CO2e) in the Council or community and / or the procurement, use or disposal of physical resources?	No
Does the activity / proposal / policy have the potential to affect the resilience to extreme weather events and/or a changing climate of Aberdeenshire Council or community?	No
Does the activity / proposal / policy have the potential to affect the environment, wildlife or biodiversity?	No
Does the activity / proposal / policy have an impact on people and / or groups with protected characteristics?	Yes
Is this activity / proposal / policy of strategic importance for the council?	No
Does this activity / proposal / policy reduce inequality of outcome?	Yes
Does this activity / proposal / policy have an impact on children / young people's rights?	No
Does this activity / proposal / policy have an impact on children / young people's wellbeing?	No

3. Impact Assessments

Children's Rights and Wellbeing	Not Required
Climate Change and Sustainability	Not Required
Equalities and Fairer Scotland Duty	No Negative Impacts Identified
Health Inequalities	No Negative Impacts Identified
Town Centre's First	Not Required

4. Equalities and Fairer Scotland Duty Impact Assessment

4.1. Protected Groups

Indicator	Positive	Neutral	Negative	Unknown
Age (Younger)		Yes		
Age (Older)		Yes		
Disability	Yes			
Race		Yes		
Religion or Belief		Yes		
Sex		Yes		
Pregnancy and Maternity		Yes		
Sexual Orientation		Yes		
Gender Reassignment		Yes		
Marriage or Civil Partnership		Yes		

4.2. Socio-economic Groups

Indicator	Positive	Neutral	Negative	Unknown
Low income		Yes		
Low wealth		Yes		
Material deprivation		Yes		
Area deprivation		Yes		
Socioeconomic background		Yes		

4.3. Positive Impacts

Impact Area	Impact
Disability	the provision of residents' on-street parking spaces can aid the mobility of individuals with disabilities by designating a parking space, convenient for access to their residence, to be for the exclusive use of Blue Badge holders.

4.4. Evidence

Type	Source	It says?	It Means?
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Type	Source	It says?	It Means?
External Data	The Disabled Persons' Parking Places (Scotland) Act 2009	The Disabled Persons' Parking Places (Scotland) Act 2009 allows qualifying persons to request a local authority to make a disabled street parking order in respect of a street parking place from which there is convenient access to the person's address.	A local authority is permitted to make a disabled street parking order in respect of a street parking place from which there is convenient access to the person's address.

4.5. Engagement with affected groups

The Disabled Persons' Parking Places (Scotland) Act 2009 allows qualifying persons to request a local authority to make a disabled street parking order in respect of a street parking place from which there is convenient access to the person's address. Where a suitable space can be identified then we consider the interests of traffic and the owners and occupiers of adjoining properties.

4.6. Ensuring engagement with protected groups

Yes

4.7. Evidence of engagement

Following this Committee meeting it is proposed to undertake a four week statutory consultation with interested parties such as Police Scotland, community councils, the Road Haulage Association and others. This would be followed by a 21 day public consultation with site notices erected at the affected locations and giving anyone who wishes to object to the making of the order the opportunity to do so.

4.8. Overall Outcome

No Negative Impacts Identified.

An assessment has been made regarding the location identified for the disabled parking bay to ensure it is suitable.

4.9. Improving Relations

Consultations are carried out to engage all concerned.

4.10. Opportunities of Equality

The Disabled Persons' Parking Places (Scotland) Act 2009 allows qualifying persons to request a local authority to make a disabled street parking order in respect of a street parking place from which there is convenient access to the person's address.

5. Health Inequalities Impact Assessment

5.1. Health Behaviours

Indicator	Positive	Neutral	Negative	Unknown
Healthy eating		Yes		
Exercise and physical activity		Yes		
Substance use – tobacco		Yes		
Substance use – alcohol		Yes		
Substance use – drugs		Yes		
Mental health	Yes			

5.2. Positive Impacts

Impact Area	Impact
Mental health	The Disabled Persons' Parking Places (Scotland) Act 2009 allows qualifying persons to request a local authority to make a disabled street parking order in respect of a street parking place from which there is convenient access to the person's address.

5.3. Evidence

Type	Source	It says?	It Means?
Other Evidence	Disabled Persons' Parking Places (Scotland) Act 2009	The Disabled Persons' Parking Places (Scotland) Act 2009 allows qualifying persons to request a local authority to make a disabled street parking order in respect of a street parking place from which there is convenient access to the person's address.	A local authority is permitted to make a disabled street parking order in respect of a street parking place from which there is convenient access to the person's address.

5.4. Overall Outcome

No Negative Impacts Identified.

An assessment has been made regarding the location identified for the disabled parking bay to ensure it is suitable.

6. Action Plan

Planned Action	Details

Planned Action	Details
<p>To ask the Formartine Area Committee to authorise the commencement of the statutory procedure for the making of the Aberdeenshire Council (Disabled Street Parking - Formartine) Order 2021 and to authorise the subsequent making of the Aberdeenshire Council (Disabled Street Parking – Formartine) Order 2021 in the event that no valid objections are received or any received are resolved and withdrawn.</p>	<p>Lead Officer Anne Buchan Repeating Activity No Planned Start Tuesday September 21, 2021 Planned Finish Friday November 19, 2021 Expected Outcome To create the Aberdeenshire Council (Disabled Street Parking – Formartine) Order 2021 Resource Implications None, the estimated costs of the measures are relatively small and can be accommodated within the Road Maintenance Programme.</p>