

Statement of Reasons

WINCHESTER CITY (OFF STREET) PARKING PLACES ORDER 2003

(VARIATION NO.12) ORDER 2024

The opening hours of The Brooks Shopping Centre has been reduced and it is therefore proposed to reduce the opening hours of The Brooks Car Park in line with these hours. The effect of the order will be to reduce the hours as follows:

Current Opening Hours- All Days	Proposed Opening Hours- All Days
8.00am – 7.00pm	8.00am – 6.00pm

Sections 122(1) and (2) of the Road Traffic Regulation Act 1984 have been considered in the design of this proposal together with the Council's Public Sector Equality Duty under Section 149 of the Equalities Act 2010.

Section 122 Road Traffic Regulation Act 1984

The Council has a duty under Section 122 of the Road Traffic Regulation Act 1984 ("the Act") when making TROs to consider 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. This requires the Council to weigh up several factors when making a decision to proceed with a proposal including if applicable:

- The desirability of securing and maintaining reasonable access to premises.
- The effect on the amenities of any locality affected and (without prejudice to the generality of this paragraph) the importance of regulating 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 strategy.
- 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.
- Any other matters appearing to the Council to be applicable.

The Brooks Shopping Centre has changed the opening hours of the shopping centre and now stops access to the car park from 5.30pm and closes the exit at 6.30pm. Although the information signs have been amended to reflect these changes the tariff boards at the car park payment machines still display chargeable periods as from 8am - 7pm. This causes customer confusion and has resulted in some cars being locked within the underground car park. A change to the legal parking places order is required to bring the legal order in line with the new opening and closing times of The Brooks Shopping Centre, and then to amend the tariff boards accordingly, thus removing the current confusion and impact on customers.

Public Sector Equality Duty

A Cabinet Member for Climate Emergency Decision Day was held on Tuesday, 16th July, 2024 at 2.00 pm. Contained within the document pack was an Equality Impact Assessment. No issues with the reduction of operating hours for the car park have been identified as there are multiple other available sites open 24/7 within close proximity and which include good provision of lighting, signing, payment machines, disabled car parking etc.