



Open Report on behalf of Andy Gutherson, Executive Director - Place

Report to:	Planning and Regulation Committee
Date:	31 July 2023
Subject:	Skegness, Scarborough Avenue car park – proposed amendment to LCC off-street parking places order 2021.

Summary:

This report considers an amendment to the above order to include the car park at Scarborough Avenue, at the location shown at Appendix A.

Recommendation(s):

That the Committee approves the amendment so that the necessary process to bring it into effect may be taken forward.

Background

The car park at Scarborough Avenue is an asset maintained by Skegness Town Council and enforcement is carried out by East Lindsey District Council on their behalf. The Town Council wish to increase the parking charges and the opportunity has arisen to reconsider the current arrangements with ELDC and to explore an alternative approach to its supporting legal framework.

Skegness Town Council may use the land it owns to utilise an area as an Off Street car park.

The powers of enforcement, granted to the County and District Councils in Lincolnshire by Statutory Instrument, cannot be delegated to Town or Parish Councils. Therefore, any conditions of use that may be imposed cannot be enforced by Skegness Town Council.

To enable enforcement and ensure that the conditions of use and requirements for payment are mandated the entry of such details is required within an Off Street Parking Order made under the Road Traffic and Regulation Act 1984.

Proposal

Having considered the potential options to take this forward the recommended course of action will be to incorporate this car park into LCC's existing off-street parking places order

as an amendment, and to develop a separate arrangement to enable enforcement through LCC’s civil enforcement officers.

Notice of this amendment would be provided by advertisement in the local press and by notice on site.

a) Risks and Impact Analysis

The site has been used as an Off Street car park for many years, there is no proposed change to the use of the site under this agreement. This agreement with Skegness Town Council would be to help facilitate the continuation of a vital service. It should not be taken as a precedent or intent to widen the service to such agreements in other locations in the future.

The County Council will utilise the income from Penalty Charge Notices to carry out the associated enforcement aspects. Enforcement will be provided on a cost neutral basis and may involve changes to patrolling patterns to maintain this financial position.

Appendices

These are listed below and attached at the back of the report	
Appendix A	Site location

Background Papers

The following background papers as defined in the Local Government Act 1972 were relied upon in the writing of this report.

Document Title	Where the document can be viewed.
Correspondence; LCC (Off-Street Parking Places) Order 2021	Available on request

This report was written by Jeanne Gibson, who can be contacted on 01522 782070 or TRO@lincolnshire.gov.uk.