



<b>Subject:</b>	Alleygating - Notice of Traffic Regulation Order 2017
<b>Date:</b>	4 April 2017
<b>Reporting Officer:</b>	Nigel Grimshaw, Director of City & Neighbourhood Services Department
<b>Contact Officer:</b>	Siobhan Toland, Assistant Director City & Neighbourhood Services Department Alison Allen, Safer City Manager

<b>Restricted Reports</b>	
<b>Is this report restricted?</b>	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
<b>If Yes, when will the report become unrestricted?</b>	
<b>After Committee Decision</b>	<input type="checkbox"/>
<b>After Council Decision</b>	<input type="checkbox"/>
<b>Some time in the future</b>	<input type="checkbox"/>
<b>Never</b>	<input type="checkbox"/>

<b>Call-in</b>	
<b>Is the decision eligible for Call-in?</b>	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>

<b>1.0</b>	<b>Purpose of Report or Summary of main Issues</b>
1.1	Members will be aware that Council made £700,000 available from the Capital Programme to install alleygates across the city (Phase 4 Alleygates).
1.2	Proposed gate locations were discussed and agreed at Area Working Groups and approved by Council on 4 July 2016.
1.3	Members will also be aware that the legislative authority for introducing gating Orders transferred to local Councils through the commencement of the Clean Neighbourhoods and Environment Act (Northern Ireland) 2011 on 4 <sup>th</sup> May 2011.

<p>1.4</p> <p>1.5</p> <p>1.6</p>	<p>The 2011 Act inserts new Part 6A (Articles 69A to 69E) into the 1993 Order. These new provisions allow action to be taken quickly, easily and with a degree of flexibility not previously available. District councils are now able to make, vary or revoke gating orders in respect of relevant roads (as defined in Article 69A(5) of the 1993 Order) affected by crime or ASB within their area, permitting a gate to be installed at each end of the road. The orders are an effective way of enabling councils to restrict public access to any relevant road by gating it (at certain times of the day if applicable), without removing its underlying road status.</p> <p>Councils however still require the approval of the Transport NI (“DRD”) to:</p> <ul style="list-style-type: none"> <li>a) make a gating order; or</li> <li>b) vary a gating order so as to further restrict any public right of way over the road to which the order relates.</li> </ul> <p>The required statutory and community consultation has been undertaken and the purpose of this report is to seek formal approval from Committee to make the Traffic Regulation Orders enabling these gates to be installed.</p>
<p><b>2.0</b></p>	<p><b>Recommendations</b></p>
<p>2.1</p>	<p>The Committee is asked to agree;</p> <ul style="list-style-type: none"> <li>▪ To proceed to enact the Belfast City Council Traffic Regulation (North, South, East and West Belfast) Orders 2016 to commence the installation of Alleygates in those parts of the city.</li> </ul>
<p><b>3.0</b></p>	<p><b>Key Issues</b></p>
<p>3.1</p> <p>3.2</p> <p>3.3</p>	<p>The pre-consultation exercise with affected residents and Statutory bodies / service suppliers has been carried out and the Notice of Intention (formal consultation stage) was advertised on Friday 11<sup>th</sup> July.</p> <p>One formal objection to the Traffic Regulation Orders was received in respect of proposed gates at Agincourt Avenue, questioning whether the installation of alleygates would make any difference to crime and anti-social behaviour in the area based on the objectors’ previous experience of alleygates in the area.</p> <p>However, after consideration, Legal Services have recommended that alleygating can proceed at this location, as Council can be satisfied the requirements of the Clean Neighbourhoods and Environments Act (2011) have been met in establishing that this area</p>

	is affected by crime and anti-social behaviour.
3.4	Manufacture of the gates included in this Traffic Regulation Order will take place in April/May 2017 with installation commencing in summer 2017.
3.5	Ongoing work is taking place to resolve issues around the remaining proposed gate locations approved by Council in 2016.
3.6	Additionally, some savings have been identified in some areas and Officers are working with the relevant Area Working Groups to agree further proposed gate locations.
3.7	A further Traffic Regulation Order is planned for summer 2017 to include those gate locations where issues had been identified and new gate locations for those areas with underspend.
3.8	Members should be aware that the level of response to the pre-consultation exercise was generally at a low level and also that the Clean Neighbourhoods and Environment Act (NI) 2011 requires that sufficient evidence of crime and anti-social behaviour should be established before alleygating can proceed.
3.9	Legal Services have therefore recommended further engagement (post Phase 4) with Members on the process by which areas/locations are selected for alleygating.
	<u>Financial and Resource Implications</u>
3.10	There are no specific financial implications associated with the enactment of this Traffic Regulation Order.
	<u>Equality or Good Relations Implications</u>
3.11	No Equality or Good Relations implications have been identified, however, this is being monitored on an ongoing basis.
<b>4.0</b>	<b>Appendices – Documents Attached</b>
	Appendix 1- Notice of Intention Traffic Regulation Order – North, South, East and West Belfast