

Montgomeryshire

Meeting Venue
**Council Chamber - Neuadd Maldwyn,
Welshpool, Powys**

Meeting Date
Wednesday, 18 January 2017

Meeting Time
10.00 am



County Hall
Llandrindod Wells
Powys
LD1 5LG

For further information please contact:
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Issue Date:

10th January 2017

AGENDA

1.	APOLOGIES	MS1-2017
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To receive apologies for absence.

2.	MINUTES OF PREVIOUS MEETING	MS2-2017
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To receive the Minutes of the previous meeting held on Wednesday 9th November 2016. (Pages 5 - 10)

3.	DECLARATIONS OF INTEREST	MS3-2017
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To receive declarations of interest in relation to matters to be discussed on the agenda.

4.	CHAIRMAN'S ANNOUNCEMENTS	MS4-2017
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To receive announcements from the Chairman.

5.	CENSUS TESTING (10.15 - 10.45)	MS5-2017
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To discuss matters with Neil Townsend – Office of National Statistics.

6.	OLDER ADULT MENTAL HEALTH NHS SERVICES (10.45 - 11.15)	MS6-2017
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To discuss arrangements for future service delivery – Joy Garfitt, Assistant Director for Mental Health Services, Powys teaching Health Board / Councillor Stephen Hayes – Cabinet Portfolio Holder: Adult Social Care

7.	REPORTS FROM AND QUESTIONS TO CABINET	MS7-2017
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	PORTFOLIO HOLDERS (11.15 - 12 NOON)	
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To receive reports from, and to put questions to, Cabinet Portfolio Holders:

- a. Councillor Graham Brown, Deputy Leader/Cabinet Portfolio Holder: Children's Services / Commissioning and Procurement
- b. Councillor Rosemarie Harris, Cabinet Portfolio Holder: Property, Buildings, Housing, Customer Services and Catering and Cleaning

8.	REPORTS FROM AND QUESTIONS TO MEMBERS SERVING ON OUTSIDE BODIES	MS8-2017
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To receive reports from, and put questions to, members serving on outside bodies:

- a. To appoint to Powysland Trustee position
- b. To confirm non-Council representation on the Community Health Council (Montgomeryshire)

9.	CORRESPONDENCE	MS9-2017
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To receive items of correspondence.

10.	ROAD SAFETY AND TRAFFIC MANAGEMENT SCHEMES	MS10-2017
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To consider a permanent 18 tonne amenity weight limit Criggion Lane, Trewern – C2039 and C2040 report – Chris Lloyd, Area Traffic Engineer. (Pages 11 - 26)

11.	DATE OF NEXT MEETING	MS11-2017
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To note the date of the next meeting – 8th March 2017.

**MINUTES OF A MEETING OF THE MONTGOMERYSHIRE HELD AT COUNCIL
CHAMBER - NEUADD MALDWYN, WELSHPOOL, POWYS ON
WEDNESDAY 9 NOVEMBER 2016**

PRESENT: County Councillor K M Roberts-Jones (Chairman)

County Councillors D Bailey, G J Bowker, R G Brown, L V Corfield, A W Davies, D E Davies, L R E Davies, E R Davies, V E Evans, S M Hayes, D C Jones, M J Jones, E M Jones, G M Jones, D R Jones, J R Jones, W T Jones, F H Jump, P E Lewis, D Mayor, R H Mills, G Morgan, P C Pritchard, , R G Thomas, G P Vaughan and J M Williams

Apologies for absence were received from County Councillors MC Alexander, R I George, P Harris, E A Jones, J G Shearer, W B Thomas and E A York.

In attendance:

David Powell – Strategic Director: Resources, Julie Harding - Resources Team Leader, Chris Lloyd - Area Traffic Officer and Shane Thomas – Clerk.

1.	APOLOGIES	MS61-2016
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Apologies for absence were accepted from Councillors R.I. George, E.A. Jones, J.G. Shearer, G.P. Vaughan and E.A. York (Councillor York had been due to attend for a portfolio holder update slot but due to ill health had been unable to). Members wished Councillor Shearer a speedy return to good health.

2.	MINUTES OF PREVIOUS MEETING	MS62-2016
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The Chairman was authorised to sign the minutes of the previous meeting of the Committee held on Wednesday 7th September 2016 as a correct record subject to recording the presence of A.W. Davies in the main list of those being present and not as Chairman.

3.	DECLARATIONS OF INTEREST	MS63-2016
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There were no declarations of interest made in relation to items on the agenda.

4.	CHAIRMAN'S ANNOUNCEMENTS	MS64-2016
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The Chairman reported on:

- a. **Councillor Ann Holloway** – members stood in silence to remember County Councillor Ann Holloway who had recently passed away. Ann had been a County Councillor since the Council came into being in 1996 and a member of the shadow authority the year before
- b. **Womens Institute AGM** – having attended the recent AGM

- c. **60th Wedding Anniversary** – having attended a 60th wedding anniversary at Powysland Museum. Members were reminded that Powysland could be used as a wedding ceremony venue
- d. **Montgomeryshire County Memorial** – the Chairman encouraged members to attend a Remembrance Service that would be taking place on Sunday 13th November at 4 p.m. at the Montgomeryshire monument. Members were urged to allow 20 minutes to walk to the memorial given its location and were urged to we

5.	REPORTS FROM AND QUESTIONS TO CABINET PORTFOLIO HOLDERS	MS65-2016
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Members welcomed the opportunity to receive reports from, and to put questions to, Cabinet Portfolio Holders.

5.1 Councillor Stephen Hayes – Cabinet Portfolio Holder: Adult Social Care

During an update in relation to portfolio matters particular reference was made to:

- a. **Council Seminars** – the Portfolio Holder had held a number of Council Seminars and would continue to engage with members regarding arrangements for delivering and reviewing adult social care
- b. **Social Services and Well-being (Wales) Act 2014** – the Council and Health Board continue to work closely to deliver on requirements under the Act. The Act requires the Health Authority and County Council to work closer together. Powys had been at an advanced stage of joint working given previous attempts to collaborate on projects across the region
- c. **Joint Partnership Board** – unlike previous governance arrangements introduced to drive joint working between the Council and Health Authority the Joint Partnership Board (which had been tasked with moving forward on joint matters) had delegated powers. The Board has oversight of activities and functions which span both organisations and the voluntary sector
- d. **Integrated Service Team (Ystradgynlais)** – a pilot arrangement which had seen a flagship joint Council/Health team operating in the Ystradgynlais area would be evaluated shortly. The focus had been on supporting more independent living
- e. **Budget Position** – the Adult Social Care budget remains volatile and Council had agreed in February to including saving targets for the current and future years. In the light of the position Cabinet had agreed to a review of day care which included the operation of day care sites. The budget for 2016/17 had been set by Council at a standstill position i.e. there had been no increase in budget and Council had agreed 5% cuts to the budgets for the financial years 2017/18 and 2018/19. The overspend for 2016/17 would be likely to be in the region of £4-5 million. Additional pressures had been in relation to increase in demand and meeting contractual arrangements to pay at the rate of the National Living Wage. The Portfolio Holder is confident that officers draw down the full entitlement of grant funding to support grant funded projects. The Welsh Government had recently announced an additional £25 million across Wales to support care needs, however, the detail was lacking and, to date, budgets from the Welsh Government didn't identify additional targeted funding
- f. **Consultant (Review of the Spend/Budget)** – in an effort to unpick the spend and identify areas where savings could be considered the Authority had

- employed a consultant to scrutinise the budget i.e. there are some instances where the Authority provides funding direct to residents via. Direct Payments and those payments are being banked by residents and unspent. A consultancy which had been working with Cardiff Council to review its residential care had also supported Powys with reviewing its arrangements (the BUPA contract)
- g. **Meeting the Need** – the Portfolio Holder confirmed that a range of arrangements are operating throughout Powys to meet areas of need. The focus had been on delivering services that are safe and secure and in meeting statutory obligations
 - h. **Day Centres** – as a result of the poor budget position and the Council agreeing in February of this year that there should be saving targets for adult social care the Authority was consulting with regard to the operation of its day centres. Members were reminded that as the current estate stands there's inequality of provision across the county
 - i. **Cabinet** – Cabinet would determine its position following the review on 20th December 2016
 - j. **Welshpool Day Centre** – before Council had agreed to include a cut in funding for Adult Social Care and Cabinet had moved forward with the day centre review links had been made to encourage communities to engage in activities to support community transfers/delivery. Welshpool Town Council had expressed an interest in operating the Welshpool facility and, subsequently, a contract had been entered into for a seven year period for the Town Council to run the facility. Due to the contractual arrangements and in the light of the above the Welshpool facility would sit outside of the review. The Portfolio Holder agreed that it would be timely to visit the site to learn of the experience so far
 - k. **Consultation** – the Portfolio Holder accepted the view from two members that the consultation in relation to day centres had been lacking in terms of financial information. The Portfolio Holder encouraged members to respond to the consultation
 - l. **Befriending Scheme** – it was felt that in some situations there would be a need for people to be appropriately trained to meet needs i.e. toileting, lifting, caring for those with dementia etc. The Portfolio Holder reminded members that the idea behind 'befriending' was not that someone should sit with someone alone for company but should take the wider role of helping the resident in engaging with the wider community and join in on activities
 - m. **Assessed Need** – regardless of the budget position the Authority would have a duty to meet assessed need
 - n. **Council Services** – it was felt by a member that the need to raise revenue through Council Tax to deliver services should be recognised and that pressures in delivering on care should not remove funding used to support other areas of spend across the Council
 - o. **Llys Glan Yr Afon (Newtown)** – members had been invited to attend a tour of the new facility on Friday of this week. The facility would provide 49 residential units. The site could become a very important facility for community use in Newtown. A member expressed concern regarding there being just 29 car parking spaces at the facility
 - p. **Respite Care** – a member urged consideration of the impact on those who care for people and respite should day centres close. Those who provide care would need to be supported for periods of respite
 - q. **Residential Care (Post 2017)** – the Authority had entered into an agreement with BUPA (for an increased cost to the budget) to extend an agreement for one year (2016-17) with BUPA to provide residential care. The Authority would

continue working with BUPA to look to arrive at an agreement for the longer term but as things stands the offer from BUPA is not affordable. The option would be management via. a Local Authority Trading Company (LATC) to meet the need and within budget

Members thanked the Portfolio Holder for his update and would welcome information from the outcome of the Ystradgynlais Integrated Care Pilot and information in relation to the Befriending Scheme.

5.2 Councillor Avril York – Cabinet Portfolio Holder: Regeneration, Planning and ICT

Due to illness Councillor York had been unable to attend today’s meeting. Councillor York had provided a written regeneration activity update report which had been circulated to the membership and would respond to any questions/queries directed to her.

6.	FUTURE FIT PROGRAMME UPDATE (11.00 A.M.)	MS66-2016
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Representatives from the Future Fit Programme had provided an update report which had been circulated to the membership prior to the meeting. Members were encouraged to attend a public engagement event which would be held on Thursday 24th November from 5.30 p.m. at the Wroxeter Hotel, Wroxeter, Shrewsbury where they would learn of progress and have the opportunity to raise issues. On behalf of the shire the Chair would link with those running the programme to request a local event when appropriate.

7.	HOUSING (CONTACT MANAGEMENT/PERFORMANCE) - 11.05 - 11.30	MS67-2016
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Members welcomed Julie Harding, Resources Team Leader to the meeting to provide an update in relation to how the Authority manages housing contacts (repairs and maintenance and general contacts). During discussion particular reference was made to:

- a. **Resource** – there are 5.16 fte first contact officers who handle enquiries and heating calls and 6.5 fte repairs co-ordinators who handle repairs calls
- b. **Performance** – in line with industry standards the unit aim to answer 88% of all calls within 41 seconds. From April – October 2016 first contact officers answered 970 calls per week, the average speed of answer being 89 seconds. During the same period repair co-ordinators answered 7214 calls from tenants, the average speed of answer being 22 seconds. A member requested detail in relation to how many calls made would have been repeat calls, Julie agreed to review records and to provide updated information in this regard
- c. **Welsh Calls** – it’s recognised that there’s a need to improve provision in terms of providing a Welsh service
- d. **Voice Recognition** – members expressed concern regarding the voice recognition service used by customer service and how it often does not put members through to those they want to make contact with. Julie would report the concerns back to the Customer Services Manager

- e. **Further Developments** – as with all services there are reviews in an attempt to identify areas for improvement, it is likely that self-serving would be introduced and that arrangements for managing repair contacts would be transferred when the Authority moves to operating a Joint Venture Company
- f. **End to End Service** – members would welcome detail in relation to the time it takes from reporting defects to completion of the repair
- g. **Feedback** – members would find it very helpful to be provided with information in relation to works and in particular when works had been completed or where there were likely to be delays re: dwellings within their wards

8.	ROAD SAFETY AND TRAFFIC MANAGEMENT SCHEMES (11.30)	MS68-2016
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Members welcomed Chris Lloyd, Area Traffic Officer to the meeting for the following items of business.

8.1 Coed-y-Lan Housing Development, Llanidloes (20 mph zone)

Members **RESOLVED** that the Traffic Regulation Order consultation procedure is initiated in accordance with The Local Authorities' Traffic Orders (Procedure) (England and Wales) Regulations 1996; and if no substantive objections are received the proposal be implemented

8.2 Y Fan, Modification of 30mph Speed Limit Area

Members **RESOLVED** that the Traffic Regulation Order consultation procedure is initiated in accordance with The Local Authorities' Traffic Orders (Procedure) (England and Wales) Regulations 1996; and if no substantive objections are received the proposal be implemented. It was agreed that the length of the proposed 30 mph restriction along the C2182 should be extended for the consultation from the visible village boundary to the far side of a car park which is used by visitors to the Van Lead Mine. The exact location to be agreed on site with the local member.

8.3 Permanent 18 tonne Amenity Weight Limit (Criggon Lane, Trewern – C2039 and C2040)

Members **RESOLVED** that the Traffic Regulation Order consultation procedure is initiated in accordance with The Local Authorities' Traffic Orders (Procedure) (England and Wales) Regulations 1996; and if no substantive objections are received the proposals be implemented.

The officer confirmed that exemptions to the proposed limit would apply for those who need to access land and property along the route.

8.4 Welshpool Parking Review

Members welcomed an update report regarding the Welshpool Parking Review.

During discussion members expressed concern with regard to the siting of established bus stopping places along the A458(T) Berriew Street, Welshpool on both sides of the trunk road between the Berriew Street car park access and the Morrisons supermarket access. The stopping places cause significant disruption to the flow of traffic and members feel that they are sited in the wrong places. Chris agreed to raise the matter with the Passenger Transport Manager, John Forsey. It was noted that the bus stops are sited on the trunk road which is the responsibility of the Welsh Government.

9.	REPORTS FROM AND QUESTIONS TO MEMBERS SERVING ON OUTSIDE BODIES	MS69-2016
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Members welcomed the opportunity to receive reports from, and to put questions to, members serving on outside bodies.

Montgomery Community Health Council – the CHC had confirmed that members could nominate a non-member to serve, however, guidance would be provided to ensure that nominations are made in accordance with governance arrangements for the CHC.

10.	CORRESPONDENCE	MS70-2016
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There were no items of correspondence.

11.	DATE OF NEXT MEETING	MS71-2016
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The next meeting would be held on Wednesday 18th January 2017 and not Wednesday 4th as per the county diary.

The Chairman invited members to attend a Christmas service which would be held in her local church at Kerry on Sunday 11th December 2016 at 2 p.m. The Chair would send an invite closer to the date.

**County Councillor K M Roberts-Jones
(Chairman)**

MS10-2017

CYNGOR SIR POWYS COUNTY COUNCIL

HIGHWAYS AND LOCAL SERVICES

Montgomeryshire

9th November 2016

REPORT BY: Road Safety and Traffic Systems Manager

SUBJECT: Permanent 18 tonne amenity weight limit Criggion Lane,
Trewern – C2039 and C2040

REPORT FOR: Decision

1.0 Purpose of Report

- 1.1 To agree the advertising of a permanent 18 tonne amenity weight limit Traffic Regulation Order (TRO) on the C2039 and the C2040, known as Criggion Lane, between Llandrinio and Trewern

2.0 Background

- 1.2 The repairs of Llandrinio Bridge have now been completed, and Shropshire Council have been asked to consider the removal of the temporary 7.5 tonne amenity weight limits which were put in place on local roads within Shropshire to prohibit the movement of large vehicles along unsuitable minor highways during the bridge repair works.
- 1.3 A temporary 7.5 tonne amenity weight limit was also introduced by Powys County Council on 23 December 2015 along Criggion Lane during the bridge repair works to prevent large vehicles using the lane as an unsuitable diversion route. This temporary traffic order expires on 22 December 2016.
- 1.4 Prior to the introduction of the temporary 7.5 tonne amenity weight limit, that part of Criggion Lane was signed as a road subject to a 17 tonne amenity weight limit.
- 1.5 The Road Vehicles (Authorised Weight) Regulations in 1998 increased the maximum permitted weight for rigid 2-axle and 3-axle HGVs from 17 tonnes to 18 tonnes. Highway Authorities were given until 31 December 2006 to amend their legal Traffic Regulation Orders (TROs) and install new Weight Limit Signs to affect this change. In this particular instance, the 17 tonne amenity weight limit along Criggion Lane was not amended, therefore the 17 tonne amenity weight limit was unenforceable by the Police after 31 December 2006.

- 1.6 Given that the 17 tonne regulatory signage was removed to permit the erection of the temporary 7.5 tonne signage, the highway authority cannot reinstate the 17 tonne signage as there is no valid traffic Order in place to permit such an action. It is also the case that the 7.5 tonne signage will no longer be enforceable as of 23 December 2016.
- 1.7 This issue was realised when the Llandrinio Bridge had to be closed for investigation and repair at the end of last year, and it was noted that the provision of a temporary and new permanent Traffic Regulation Order would have to be put in place along Criggion Lane and funded as part of the Llandrinio Bridge repair scheme.
- 1.8 Sufficient funding to advertise and implement the 18 tonne amenity weight limit along Criggion Lane remains within the existing budget allocated to the Llandrinio Bridge repair scheme.

3.0 Options Considered

1.9 **Do Nothing.**

This is not an appropriate option as the 7.5 tonne signage will no longer be supported by a valid Traffic Regulation Order as 23 December 2016.

1.10 **Remove the 7.5 tonne weight signs and leave the road open to use by all traffic.**

This is likely to be unpopular with the residents who live along Criggion Lane.

1.11 **Advertise a permanent 7.5 tonne amenity weight limit.**

This is likely to be unpopular with the agricultural traffic that previously used Criggion Lane as a through route when the 17 tonne amenity weight limit was in place.

1.12 **Advertise a permanent 18 tonne amenity weight limit.**

This is the preferred option as it merely modifies the previous 17 tonne amenity weight limit to comply with The Road Vehicles (Authorised Weight) Regulations 1998 legislation.

4.0 Proposal

1.13 That a permanent Traffic Regulation Order to make an 18 tonne amenity weight restriction on those sections of the C2039 and the C2040 known as Criggion Lane, as identified on the attached plan be advertised by the Council.

1.14 The amenity weight limit would include exemptions for use by emergency vehicles, and for the purposes of gaining access to any land, premises or properties on or adjacent to those roads which are the subject of the Order.

1.15 County councillors Dawn Bailey and Graham Brown have expressed support for the 18 tonne amenity weight restriction as the local members.

Recommendation:	Reason for Recommendation:
Committee is asked to resolve that the Traffic Regulation Order consultation procedure is initiated in accordance with The Local Authorities' Traffic Orders (Procedure) (England and Wales) Regulations 1996; and if no substantive objections are received the proposal be implemented.	To introduce an 18 tonne amenity weight limit except, to regularise the current situation, and prevent unsuitable traffic from utilising Criggion Lane to safeguard the integrity of that public highway, and to safeguard the interests and safety of those residents who have properties situated along Criggion Lane.

Relevant Policy (ies):	Local Transport Plan		
Within Policy:	Y	Within Budget:	Y

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**Permanent 18 tonne amenity weight limit, Criggion Lane,
Trewern – C2039 and C2040**

Summary of Representations

**Public Consultation Period 02 December 2016
to 31 December 2016**

• **Trewern Community Council**

Representation dated 21 December 2016 from David Morrell on behalf of the community council requesting that the current 18 tonne amenity weight limit proposal be abandoned, and a new Traffic Regulation Order be proposed to introduce a permanent 7.5 tonne amenity weight limit on those same sections of public highway.

The argument being that the nature of the road is such that its use by vehicles with a weight in excess of 7.5 tonnes but less than 18 tonnes would be detrimental to highway safety, and that the case for the 18 tonne amenity weight limit is based on the convenience for agricultural and commercial vehicles to use the lane as a short cut.

The risks highlighted with respect to the road were as follows:-

- Single track road with dangerous bends, high banks/hedges, limited passing places, no flat verges for pedestrians to take refuge on.
- The road gives direct access to 40 residential properties, and serves a residential development of around 50 houses. There are no operational street lights along the 500 metre section of the lane between the trunk road and Greenbank, and there are inadequate footways along the lane to safeguard vulnerable road users.
- There is no speed limit along the lane within the residential area.
- The junction of the lane with the trunk road is narrow, therefore large vehicles occupy the entire junction width when entering or leaving the junction.

• **Mr & Mrs K Perry, Rhallt View, Criggion Lane**

Representation dated 20 December 2016 requesting that the current 18 tonne amenity weight limit proposal be abandoned, and a new Traffic Regulation Order be proposed to introduce a permanent 7.5 tonne amenity weight limit on those same sections of public highway.

Reasons are as follows:-

- The junction of the lane with the trunk road is narrow, therefore large vehicles occupy the entire junction width when entering or leaving the junction.

- The lane is used by local residents for recreational purposes, and the lack of footways and verges makes it difficult for pedestrians to “escape” from the path of larger vehicles.
- Large vehicles erode the carriageway edge and verges.
- The lane is an unsuitable shortcut for HGVs and large agricultural vehicles.

- **Mr R Moore, Quarry View, Criggion Lane**

Representation dated 14 December 2016 requesting that the current 18 tonne amenity weight limit proposal be abandoned, and a new Traffic Regulation Order be proposed to introduce a permanent 7.5 tonne amenity weight limit on those same sections of public highway.

Reasons are as follows:-

- 7.5 tonne amenity weight limit would not affect farms located along the lane.
- Agricultural contractors use lane as a short cut and travel too fast along the lane, evidenced by skid marks on nearly every corner along the lane through the village.
- The lane is not wide enough for large vehicles to pass, so those vehicles damage verges and use driveways as passing areas.
- The lane is used by local residents for recreational purposes, and there are no footways or level verges for pedestrians to take refuge from oncoming traffic.
- Large vehicles meeting vehicles travelling to/from Cae Post cannot pass along the lane or within the trunk road junction.
- The lane is an unsuitable shortcut for HGVs and large agricultural vehicles.

- **Mr C Hudson, Rosedale, Criggion Lane**

Representation dated 15 December 2016 requesting that the current 18 tonne amenity weight limit proposal be abandoned, and a new Traffic Regulation Order be proposed to introduce a permanent 7.5 tonne amenity weight limit on those same sections of public highway.

Reasons are as follows:-

- Vehicles using Criggion Lane have increased in volume, size and speed over a number of years, but the road has not been improved to accommodate this change in vehicular traffic.
- The lane is not wide enough for large vehicles to pass, so those vehicles damage property and use driveways as passing areas.
- The lane is used by local residents for recreational purposes, and there are no footways or level verges for pedestrians to take refuge from oncoming traffic.
- The junction of the lane with the trunk road is narrow, therefore large vehicles occupy the entire junction width when entering or leaving the junction, and often drive over the footway to pass one another.

- **Ms P Carter – no address provided**

Representation dated 29 December 2016 requesting that the current 18 tonne amenity weight limit proposal be abandoned, and a new Traffic Regulation Order be proposed to introduce a permanent 7.5 tonne amenity weight limit on those same sections of public highway.

Reasons are as follows:-

- The junction of the lane with the trunk road is too narrow for lorries to pass.
- The footway ends at Gate farm despite the fact that there are several properties beyond that point for a further mile.
- The lane is used by children going to school, and by residents for recreational purposes.
- There are many cars and vans using the lane throughout the day plus lorries to and from Cae Post and the local farmers with tractors and other farm equipment.
- If the weight limit is raised again the number of larger lorries will increase considerably with lorries from Criggion quarry cutting through. This will increase the congestion at the junction and along the narrow areas of the lane and will enhance the danger to pedestrians and residents of the lane

- **Mrs D Turner, Grovewood, Trewern**

Representation dated 14 December 2016 requesting that the current 18 tonne amenity weight limit proposal be abandoned, and a new Traffic Regulation Order be proposed to introduce a permanent 7.5 tonne amenity weight limit on those same sections of public highway.

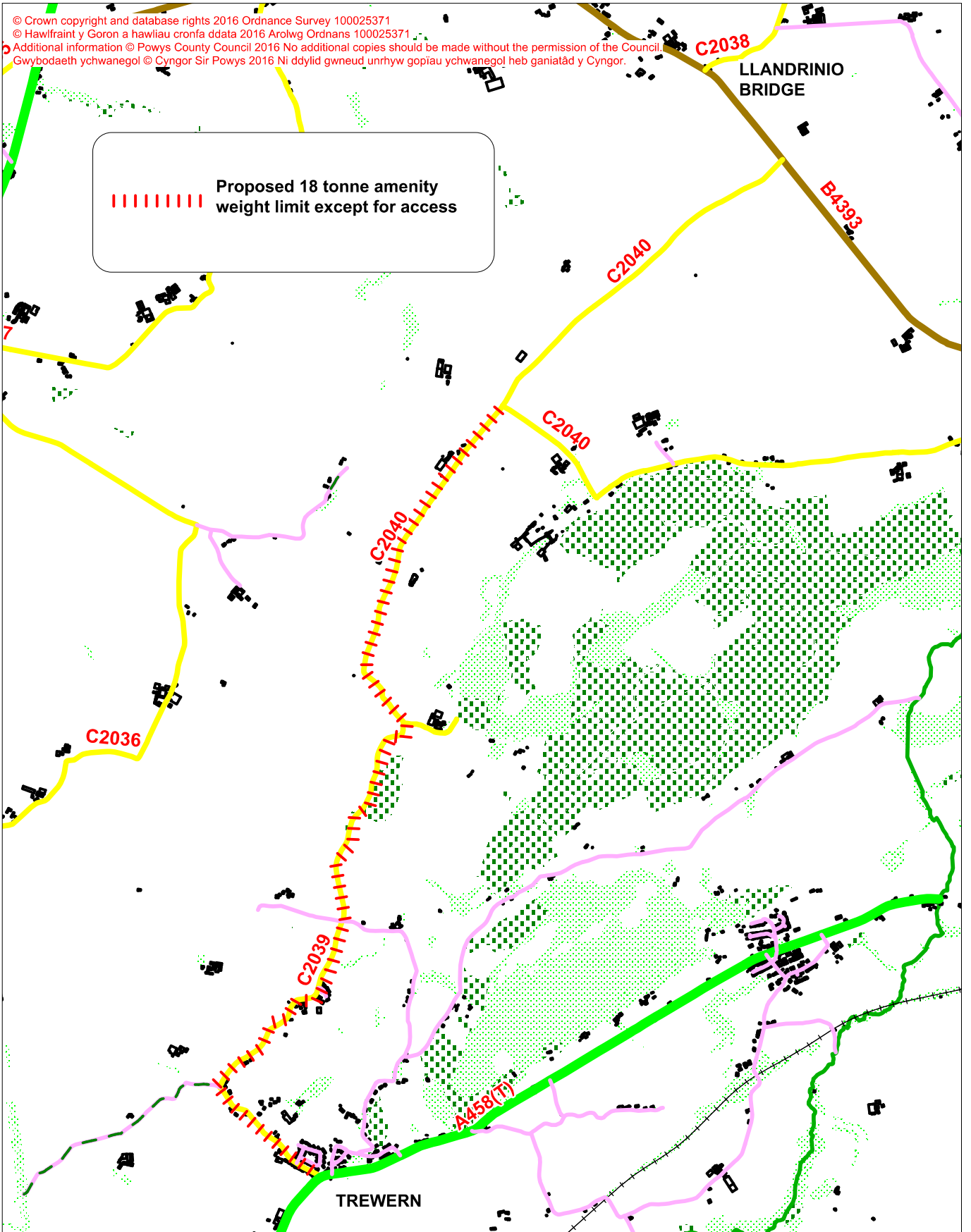
Reasons are as follows:-

- No footways or level verges for pedestrians to take refuge from oncoming traffic.
- No lighting between Greenbank and the A458.
- No passing places.
- The lane is used by local residents for recreational purposes, and by school children.
- The junction of the lane with the trunk road is narrow, therefore large vehicles occupy the entire junction width when entering or leaving the junction, and cannot pass one another.
- Young drivers use the lane.
- Agricultural contractors use the lane as a short cut instead of going via Buttington and travel too fast.
- Tractors from Trewern Hall travel too fast and leave mud on the lane.
- Police are not interested in enforcing weight limit.

End of representations.

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Proposed 18 tonne amenity weight limit except for access



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The County of Powys
(C2039 and C2040 Criggion Lane, Llandrinio & Trewern)
(Prohibition of Heavy Vehicles) Order 2017

WHEREAS POWYS COUNTY COUNCIL (“the Council”) being the highway authority for the lengths of road described in Article 2 of this Order is satisfied that due to public safety and environmental concerns, the weight of goods vehicles passing along the said lengths of road should be restricted

NOW THEREFORE the Council in exercise of its powers under Sections 1(1) and (2) and 2(1) and (2) and (4) and Part IV of Schedule 9 to the Road Traffic Regulation Act 1984 (“the Act”) and in accordance with the Local Authorities’ Traffic Orders (Procedure) (England and Wales) Regulations 1996 and of all other enabling powers and after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 to the Act hereby makes the following Order:

- 1) In this Order the terms “goods vehicle” and “maximum gross weight” shall have the same meaning as in the Traffic Signs Regulations and General Directions 2016.
- 2) Save as provided in Article 3 of this Order, no person shall except upon the direction or with the permission of a police constable in uniform or a traffic warden cause any goods vehicle the maximum gross weight of which exceeds eighteen tonnes to proceed in any of the lengths of road specified in the Schedule to this Order.
- 3) Nothing in Article 2 of this Order shall render it unlawful to cause any goods vehicle to proceed in the lengths of road specified in the Schedule to this Order if the vehicle is being used:
 - (a) for the conveyance of persons goods or merchandise to and from premises situated on or adjacent to those lengths of road;
 - (b) in connection with the carrying out on or at premises situated on or adjacent to those lengths of road of any of the following operations namely:
 - (i) building industrial or demolition operations;
 - (ii) the removal of obstructions to traffic;
 - (iii) the maintenance improvement or reconstruction of those lengths of road; or
 - (iv) the laying erection alteration or repair in or in land adjacent to those lengths of road of any sewer or any main pipe or apparatus for the supply of gas water or electricity or any telegraphic line as defined in the Telecommunications Act 1984.

- (c) in the service of a local authority or a water undertaker or sewerage undertaker in pursuance of statutory powers or duties;
 - (d) for fire brigade, police or ambulance purposes;
 - (e) for the purposes of gaining access to or egress from any premises which are situated on or adjacent to any of those lengths of road and at which the vehicle is to be, or has been, garaged serviced or repaired;
 - (f) for the purposes of agriculture on any land adjacent to those lengths of road or for or in connection with the conveyance or haulage of timber felled upon such land;
 - (g) for the conveyance of goods for sale from the vehicle; or
 - (h) because it cannot proceed in that length of the County Classified Road number C2040 between its junction with the B4393 at OS grid reference SJ 30190 16550, and its junction with C2039 at the access to Criggion Quarry at OS grid reference SJ 29240 14825 due to flooding or other reason.
- 4) This Order shall come into operation on the **XXX** day of **XXX** 2017 and may be sited as The County of Powys (C2039 and C2040 Criggion Lane, Llandrinio & Trewern) (Prohibition of Heavy Vehicles) Order 2017.
- 5) The plan annexed hereto is for the purposes of identification only.
- 6) Section 2(b) and Schedule II of The County of Powys (County Class III Roads Nos. C39 and C40 in the Criggion Area) (Prohibition of Heavy Commercial Vehicles) Order 1990 is hereby revoked.

SCHEDULE

Criggion Lane, Llandrinio and Trewern (County Classified Road Numbers C2039 and C2040)

i. **County Classified Road Number C2040**

That length in the Community of Llandrinio which extends from its junction with Back Lane and the access to Severn House Farm at OS grid reference SJ 28755 15290 for a distance of approximately 1.91 kilometres in a generally southerly direction to its junction with the County Classified Road Number C2039 at Upper Farm.

ii. **County Classified Road Number C2039**

That length in the Communities of Llandrinio and Trewern which extends from its junction with the County Classified Road Number C2040 near Upper Farm for a distance of approximately 3 kilometres in a generally southerly direction to its junction with the A458 Trunk Road at Trewern.

GIVEN under the Common Seal of Powys County Council this **XXX** day of **XXX** two thousand and seventeen.

THE COMMON SEAL of **POWYS**)

COUNTY COUNCIL was hereunto)

affixed in the presence of:-)

Solicitor to the Council

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CYNGOR SIR POWYS COUNTY COUNCIL

HIGHWAYS AND LOCAL SERVICES

Montgomeryshire

18th January 2017

REPORT BY: Road Safety and Traffic Systems Manager

**SUBJECT: Permanent 18 tonne amenity weight limit Criggion Lane,
Trewern – C2039 and C2040**

REPORT FOR: Decision

1.0 Purpose of Report

- 1.1 To discuss and consider representations received with respect to the proposed permanent 18 tonne amenity weight limit Traffic Regulation Order (TRO) on the C2039 and the C2040, known as Criggion Lane, between Llandrinio and Trewern

2.0 Background

- 1.2 Committee will recall the report discussed at the Montgomeryshire meeting of 9th November 2016, a copy of which is attached for reference (**APPENDIX A**). At that meeting it was resolved that the Traffic Regulation Order consultation procedure be initiated in accordance with The Local Authorities' Traffic Orders (Procedure) (England and Wales) Regulations 1996; and if no substantive objections were received with respect to the permanent 18 tonne amenity weight limit proposal, the traffic order would be implemented.

3.0 Representations Received

- 1.3 Six objections have been received with respect to the proposed TRO. These have been summarised and attached at **APPENDIX B**.

4.0 Recommendation

- 1.4 That the objections be overruled and the permanent Traffic Regulation Order to make an 18 tonne amenity weight restriction on those sections of the C2039 and the C2040 known as Criggion Lane, as identified on **APPENDIX C** be made and implemented as per the draft Order at **APPENDIX D**.

- 1.5 The amenity weight limit would include exemptions for use by emergency vehicles, for use when local roads are flooded, and for the purposes of gaining access to any land, premises or properties on or adjacent to those roads which are the subject of the Order.

Recommendation:	Reason for Recommendation:
Committee is asked to resolve to overrule the representations received, and instruct the highway authority to implement the permanent 18 tonne amenity weight limit as originally proposed.	To introduce an 18 tonne amenity weight limit except, to regularise the current situation, and prevent unsuitable traffic from utilising Criggion Lane to safeguard the integrity of that public highway, and to safeguard the interests and safety of those residents who have properties situated along Criggion Lane.

Relevant Policy (ies):	Local Transport Plan		
Within Policy:	Y	Within Budget:	Y

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