

## Cabinet Member for a Greener Powys

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For further information please contact

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11/01/2024

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### NOTICE OF INTENDED PORTFOLIO HOLDER DELEGATED DECISION

The Portfolio Holder has received the following report for a decision to be taken under delegated authority. The decision will be taken on **17 January 2024** (i.e. 3 clear days after the date of this note). The decision will be published on the Council's website but will not be implemented until 5 clear days after the date of publication of the decision) to comply with the call-in process set out in Rule 7.35 of the Constitution.

1.	<b>SPEED LIMIT MODIFICATIONS - VARIOUS ROADS, TREGYNON AND LLANWNOG</b>
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**CYNGOR SIR POWYS COUNTY COUNCIL**  
**CABINET MEMBER DELEGATED DECISION**  
**by**  
**COUNTY COUNCILLOR JACKIE CHARLTON**  
**CABINET MEMBER FOR A GREENER POWYS**  
**January 2024**

**REPORT AUTHOR:** Traffic Officer North, Highways & Technical Services

**REPORT TITLE:** Speed Limit Modifications – Various Roads, Tregynon and Llanwnog.

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**REPORT FOR:** Decision

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**1. Purpose**

- 1.1. This report seeks to secure cabinet member authorisation for local highway authority traffic officers to commence the traffic regulation order consultation and implementation process to modify the extents of the existing speed limits and introduce new speed limits along various roads in the villages of Tregynon and Llanwnog following discussions with the relevant ward county councillors and community councils.

**2. Background**

- 1.2. Outline planning consent P/2017/0580 and reserved matters consent 19/0814/RES has been secured by a developer to erect 5 dwellings and associated works on land adjacent to Tyn Y Ddol, Tregynon. The same developer has also secured outline planning consent P/2017/0368 and reserved matters consent 20/1512/RES to erect 5 dwellings and associated works on land adjacent to Church House Farm, Llanwnog. One of the developer's obligations with respect to these planning consents was to fund the introduction of modified speed limits along the B4389 (Tregynon) and the B4568 (Llanwnog) on the immediate approaches to these development sites. As the same developer is developing both sites, the local highway authority has agreed that a single Traffic Regulation Order could be drawn up to modify the speed limits along those roads in both villages.
- 1.3. The developer paid the Council's fee to process this Permanent Traffic Regulation Order in December 2020, and traffic speed surveys along the B4389 at Tregynon were carried out in April 2023 following the completion of the new footway to the development site along the B4389 by the developer. It was decided to delay the processing of this Order until such time that the existing speed limits at Tregynon had been

modified by the Welsh Government's legislation to change the restricted road speed limit within Wales from 30mph to 20mph in September 2023.

- 1.4. The developer will also be funding the required signage associated with the new and modified speed limits.
- 1.5. As part of the same traffic regulation order proposal, the local highway authority has taken the opportunity to review and modify the existing 40mph speed limit along the remainder of the B4568 within the village of Llanwnog as part of the same Traffic Regulation Order in response to residents' concerns regarding the traffic speeds through Llanwnog and to make the speed limit through the village of Llanwnog more compliant with the Welsh Assembly Government Circular No: 24/2009 "Setting Local Speed Limits in Wales".
- 1.6. The proposed new Traffic Regulation Order will include the revocation of the existing 40mph speed limit Order along the B4568 at Llanwnog as identified below to enable the new speed limit extents to be more clearly and accurately defined by the new traffic regulation Order:-
  - The County of Powys (County Class II Road No. B.4568 at Llanwnog) (40 m.p.h Speed Limit) Order 1992.
- 1.7. A copy of the Traffic Regulation Order to be revoked and an indicative plan showing the extent of that Order is attached at Appendix A for reference purposes.
- 1.8. To avoid any confusion and for the purposes of clarity, the proposed speed limit extents contained within the traffic order are to be identified on a plan and as written descriptions of individual speed limit extents along those roads within that Order.
- 1.9. The plans attached at Appendix B identify the extents of the existing speed limits at Tregynon and Llanwnog along the affected roads and will be available to view on the Council's website during the public consultation phase of the traffic order making process.
- 1.10. The plans attached at Appendix C identify the extents of the proposed new and modified speed limits at Tregynon and Llanwnog and will be available to view on the Council's website during the public consultation phase of the traffic order making process.
- 1.11. The Council's statement of reasons is attached to this report at Appendix D.

### **3. Advice**

- 1.12. No other options are available for consideration at this stage of the Traffic Regulation Order proposal process.

- 1.13. The County Council has engaged with the ward county councillors and the community councils for Tregynon and Llanwnog, and support has been expressed for the speed limit proposals by those community representatives.
- 1.14. The proposals support the CIP priority of improving our transport infrastructure by making it safer for people to use the highways within Montgomery and to encourage active travel movements.

#### **4. Resource Implications**

- 1.15. All costs associated with the consultation process, the implementation of the Traffic Regular Order and the associated speed limit signage will be funded by the developer.
- 1.16. The Head of Finance (Section 151 Officer) notes the report and can support the recommendations.

#### **5. Legal implications**

- 1.17. The Property Lawyer North has reviewed the proposals and it appears appropriate as long as the correct procedures are followed.
- 1.18. The Head of Legal Services and the Monitoring Officer has commented as follows: "I note the legal comment and support the recommendation".

#### **6. Climate Change & Nature Implications**

- 1.19. As the proposal relates purely to the introduction of a lower speed limit, the proposal will have no negative impact with respect to the Council's Climate and Nature emergency declarations.

#### **7. Data Protection**

- 1.20. Personal data will be collected from responses to the public consultation and is essential to undertake this statutory requirement for making a Traffic Regulation Order. This data will be collected and managed in accordance with the privacy notice that is published on the Traffic Order Consultation page on our website.
- 1.21. The Data Protection Officer notes the processing of personal data under the given privacy notice and has no further comments to make.

## 2. Comment from local member(s)

- 2.1. The proposal will affect residents, businesses, and visitors to Tregynon and Llanwnog. County Councillors Heulwen Hulme and Les George have expressed their support for the new speed limit proposals within their own wards, as has Dyfed-Powys Police and the community councils for Tregynon and Caersws.

## 9. Impact Assessment

- 2.2. An impact assessment is not required. Representations from the public and any other interested parties will be considered following the legally specified public consultation procedure associated with the processing of a Traffic Regulation Order.

## 10. Recommendation

Recommendation:	Reason for Recommendation:
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 for the proposed modifications of the existing speed limits and the introduction of new speed limits along various roads in the villages of Tregynon and Llanwnog as set out in the plans in Appendix C; and if no substantive objections are received the proposal be implemented.	To modify the extents of the existing national speed limit and 40mph speed limits along the B4389 and B4568 roads at Tregynon and Llanwnog; and introduce new 30 mph and 40 mph speed limits along those roads to mitigate speed concerns and secure the planning gain element of the housing development, in the interests of highway safety.

Relevant Policy:	Corporate Improvement Plan 2021-25 : Improve our Infrastructure to Support Regeneration and Attract Investment - We will actively compete for any grant funding opportunities, and subject to such funding, deliver transport infrastructure projects, develop active travel, support suitable transport options and improve road safety.		
Within Policy:	Y / <del>N</del>	Within Budget:	Y / <del>N</del>

Relevant Local Member(s):	Cllr. Heulwen Hulme - member for the Rhiwcynon ward. Cllr. Les George – member for the Caersws ward.
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Person(s) To Implement Decision:	Chris Lloyd
Date By When Decision To Be Implemented:	As soon as possible

Is a review of the impact of the decision required?	Y / <del>N</del>
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Head of Service:	Matt Perry
Interim Corporate Director:	Matt Perry

**Background Papers used to prepare Report:**

- **Appendix A** – Existing Traffic Regulation Order to be revoked by proposed new Traffic Regulation Order.
- **Appendix B** - Extents of the existing speed limits at Tregynon and Llanwnog along the affected roads.
- **Appendix C** – Extents of the proposed new and modified speed limits at Tregynon and Llanwnog along the effected roads.
- **Appendix D** – Council’s Statement of Reasons.

DELEGATED DECISION NEW REPORT TEMPLATE VERSION 4

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M.188

5576

**THE COUNTY OF POWYS**

**(COUNTY CLASS II ROAD NO.B.4568 AT LLANWNOG)**

**(40 M.P.H. SPEED LIMIT) ORDER 1992**

**THE COUNTY COUNCIL OF POWYS** in exercise of its powers under Section 84(1) and (2) of the Road Traffic Regulation Act 1984 ("the Act") 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. No person shall drive any vehicle at a speed exceeding forty (40) miles per hour in the length of road specified in the Schedule to this Order.
2. This Order may be cited as The County of Powys (County Class II Road No. B.4568 at Llanwnog) (40 m.p.h. Speed Limit) Order 1992 and shall come into operation on the thirteenth day of April One thousand nine hundred and ninety-two.

**SCHEDULE**

**Length of road at Llanwnog in the Community of Caersws in the District of Montgomeryshire**

That length of the County Classified Road number B.4568 which extends from a point approximately 422 metres south-west of its junction with the County Classified Road number C.2066 (that is at a point approximately 40 metres south-west of Tynysarn cottages) for a distance of approximately 1,082 metres in a generally north-easterly direction to a point approximately 660 metres north-east of the said junction (that is at a point approximately 56 metres south-east of the property known as Y Gorlan).

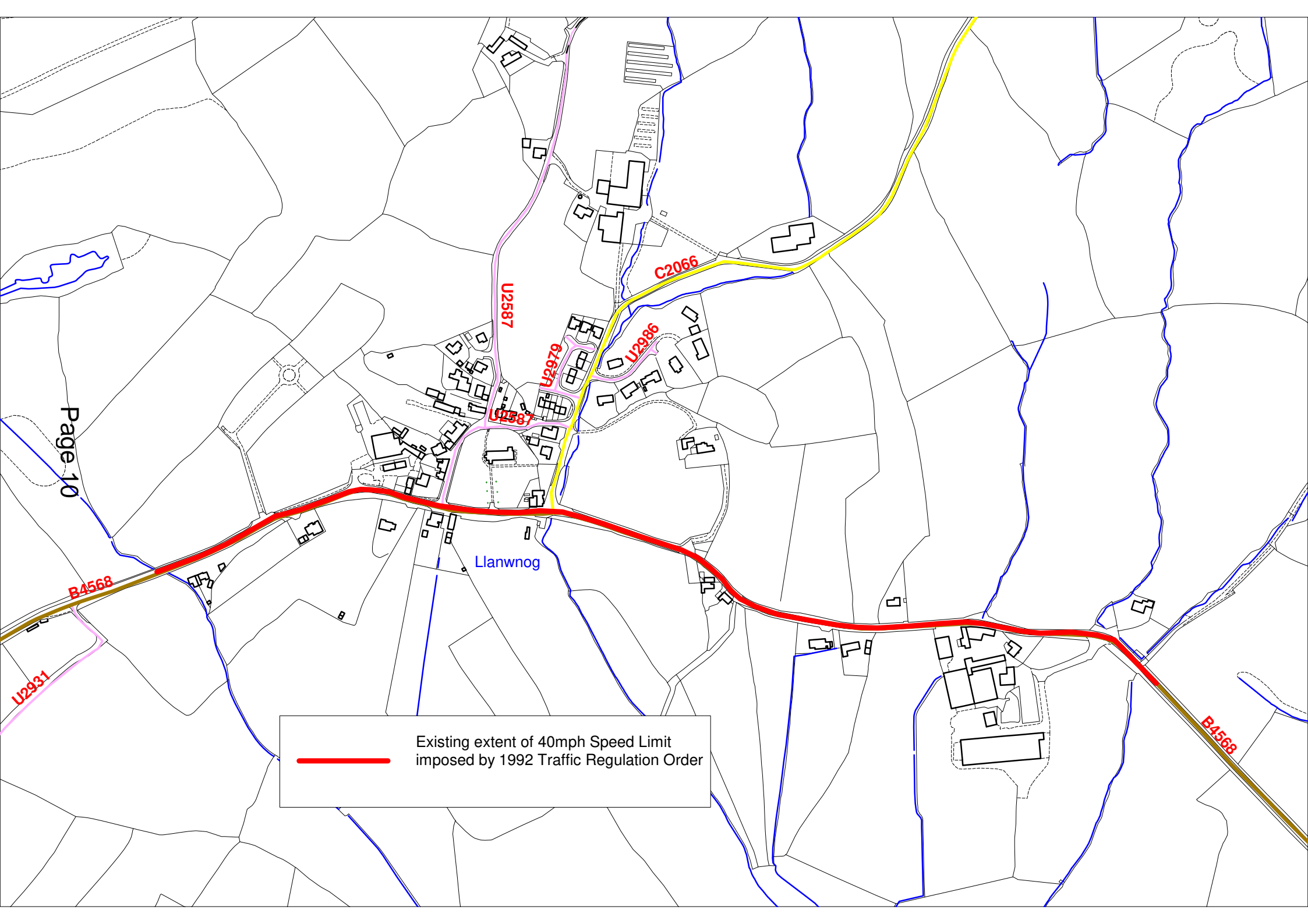
**GIVEN** under the Common Seal of the County Council of Powys this ninth day of April One thousand nine hundred and ninety-two

**THE COMMON SEAL of THE COUNTY** )  
**COUNCIL OF POWYS** was hereunto )  
 affixed in the presence of:- )

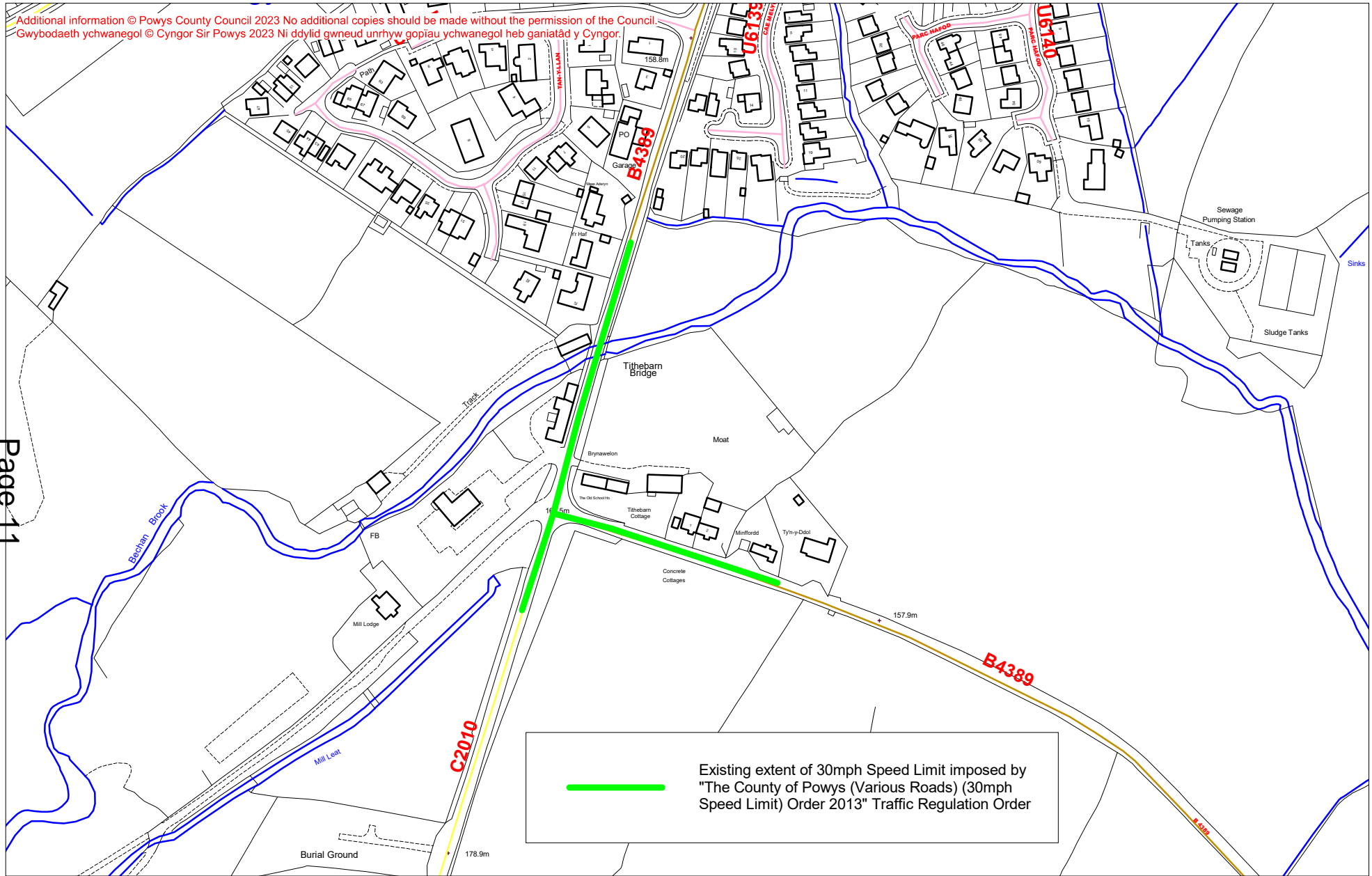


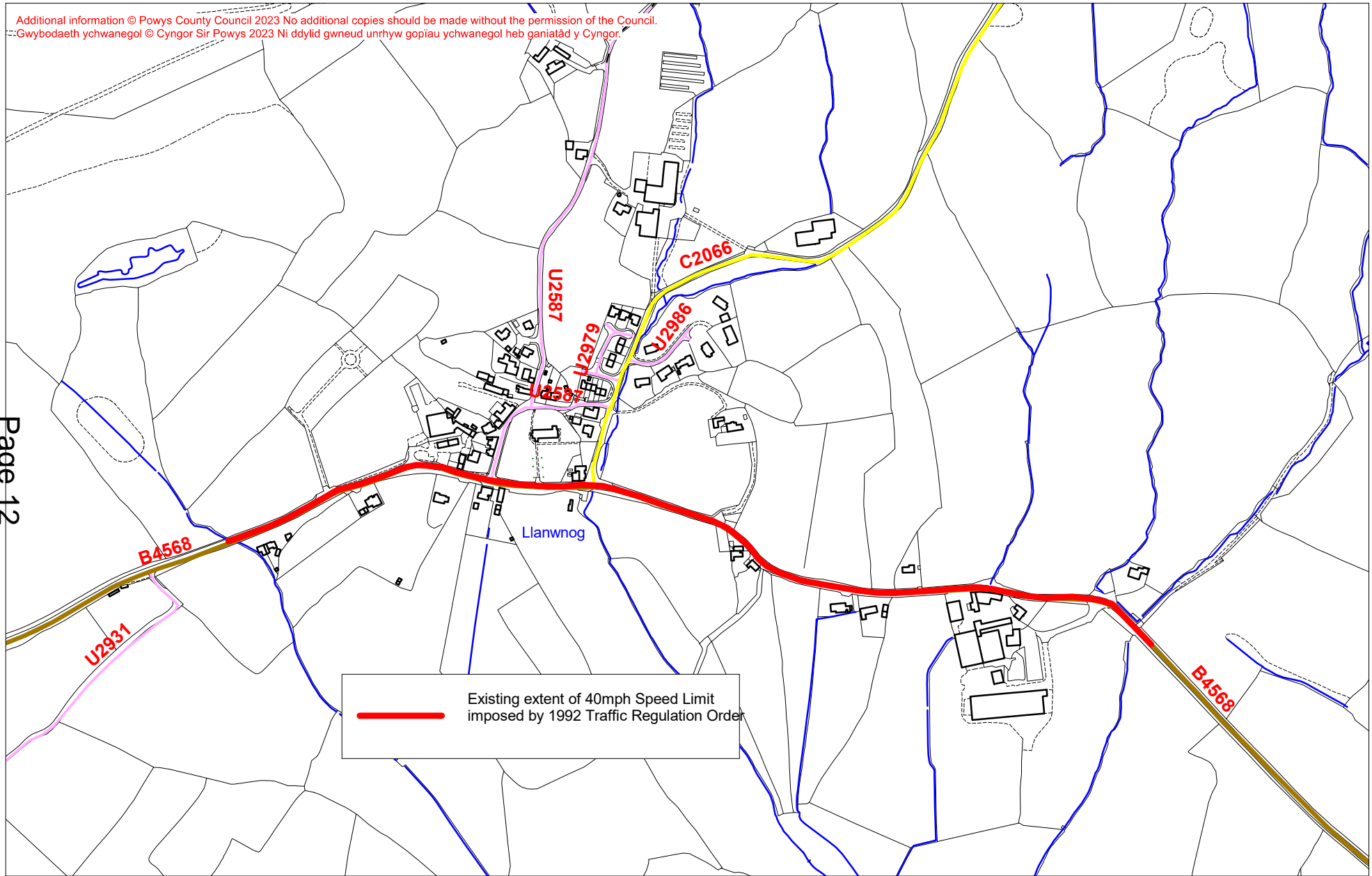
*[Handwritten Signature]*  
 County Solicitor

No. IN SEAL  
 REGISTER  
 5576



Existing extent of 40mph Speed Limit imposed by 1992 Traffic Regulation Order



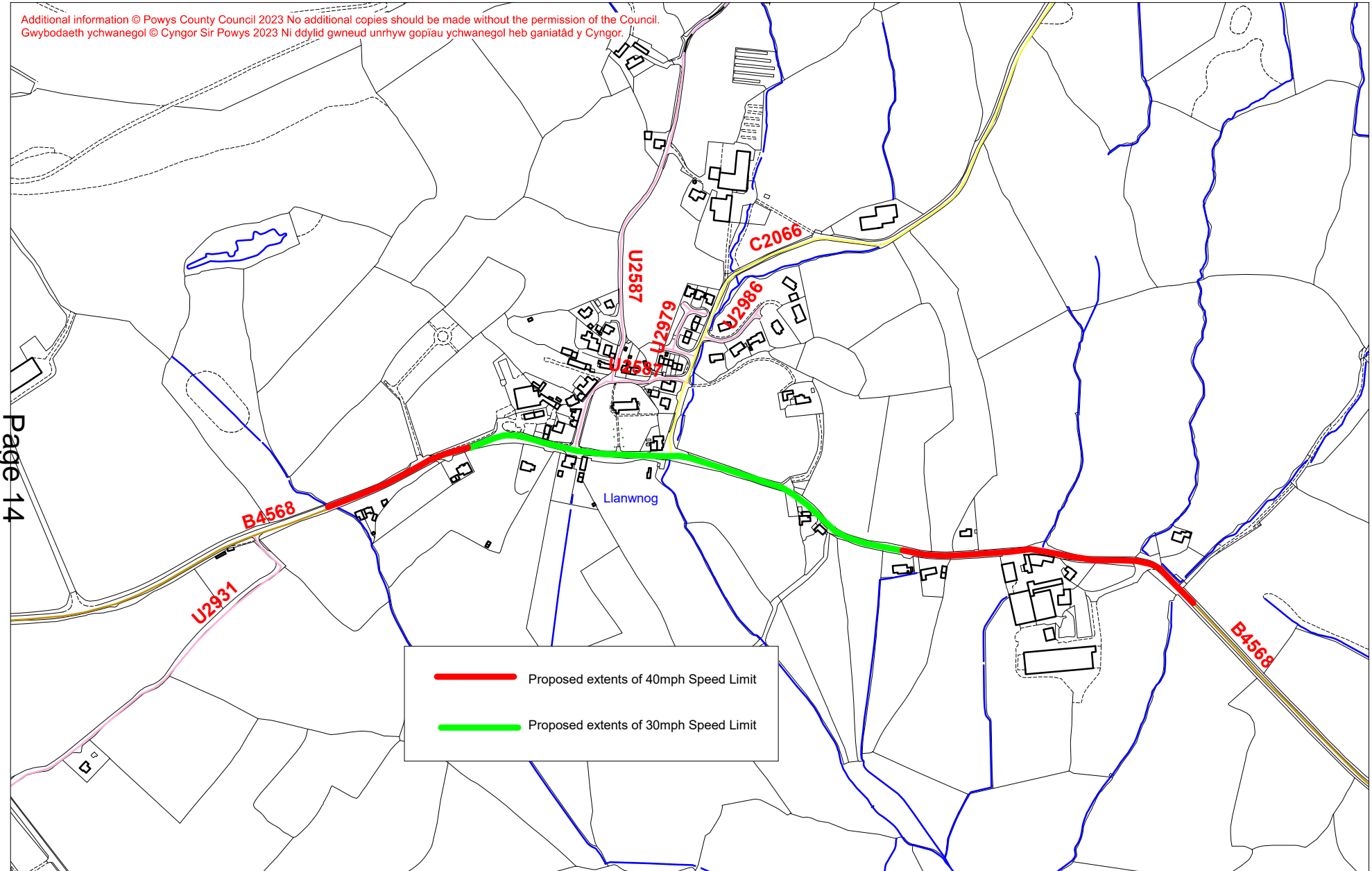


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Llys Cynon  
**Tregynon**

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**The County of Powys (Various Roads, Tregynon and Llanwnog)  
(40 MPH Speed Limit and 30 MPH Speed Limit) Order 2023**

**Statement of Reasons**

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