

EAST RENFREWSHIRE COUNCIL

CABINET

6 FEBRUARY 2025

Report by Director of Environment

THE EAST RENFREWSHIRE COUNCIL  
(DISABLED PERSONS' PARKING PLACES) (ON-STREET) ORDER 2020  
(AMENDMENT NO. 3)

**PURPOSE OF REPORT**

1. The purpose of this report is to seek approval of the Cabinet for the making and confirmation of "The East Renfrewshire Council (Disabled Persons' Parking Places) (On-Street) Order 2020 (Amendment No. 3)". ([See APPENDIX 1](#))

**RECOMMENDATIONS**

2. The Cabinet is asked to:
- a) Note the contents of this report and approve the making of "The East Renfrewshire Council (Disabled Persons' Parking Places) (On-Street) Order 2020 (Amendment No. 3)"; and
  - b) Delegate to the Director of Environment the implementation of the Order in accordance with the associated statutory procedures.

**BACKGROUND**

3. The Disabled Persons' Parking Places (Scotland) Act 2009 requires Local Authorities in Scotland to designate and control the use of all disabled persons' parking spaces.

4. East Renfrewshire Council have a duty under the Disabled Persons' Parking Places (Scotland) Act 2009 to promote the proper use of disabled persons parking places. 'Advisory' Disabled bays are no longer permitted. Instead, bays initially become temporary disabled persons' parking spaces while the statutory process to promote an order is being undertaken to make it a fineable offence to park in them without displaying a valid Disabled Persons Blue Badge. The Roads Service work with Corporate & Community Services in a joint working arrangement to undertake the Council's parking enforcement operations, which includes the misuse of Disabled Persons Parking Places.

**REPORT**

5. The proposed Order, 'The East Renfrewshire Council (Disabled Persons' Parking Places) (On-Street) Order 2020 (Amendment No. 3)' complies with the requirements of the 2009 Act.

6. Designated on-street parking places are intended for the exclusive use of any vehicle displaying, in an appropriate manner, a valid Disabled Persons Blue Badge.

7. Existing Disabled Persons' Parking Places (DPPP) installed on the public road which are covered by the current Order but are no longer required and new DPPP's installed since the current Order was made and therefore are not yet enforceable, are detailed in the Schedules 1 and 2 of the Order.

8. On-street DPPP's are not allocated to individual properties, drivers or vehicle owners. Any vehicle occupying a designated space and not displaying a valid Disabled Persons Blue Badge in accordance with the Blue Badge Scheme in Scotland, risks being issued with a Penalty Charge Notice.

9. 'The Local Authorities' Traffic Orders (Procedure) (Scotland) Regulations 1999' sets out the statutory requirements for consultation. The Council has met the procedural requirements.

## **FINANCE AND EFFICIENCY**

10. The financial implications of making the Traffic Regulation Order will be met from the Parking Account. This is an account held under the terms of the Road Traffic Regulation Act 1984 and it is a requirement under Section 55 of the Road Traffic Regulation Act that the Parking Account income and expenditure are reported annually to the Scottish Government.

11. There will be future financial and staffing implications resulting from normal maintenance costs associated with updating and promotion of new Traffic Regulation Orders to include any new Disabled Persons' Parking Place installed and for the removal of those no longer required. There will be a requirement to renew/refresh lining & signing of the bays on an ongoing basis. Therefore, based on the average number of approved applications for Disabled Persons' Parking Place installed and/or removed from previous years, it is estimated the costs could be in the region of £5,000 per annum. This will be met from the Parking Account.

## **CONSULTATION**

12. A statutory formal consultation on the proposed Order was carried out between 22 October 2024 and 17 November 2024 in compliance with "The Local Authorities' Traffic Orders (Procedure) Scotland Regulations 1999 (and subsequent amendments)".

13. No objections or representations on the proposals were received during the consultation period.

## **PARTNERSHIP WORKING**

14. The Roads Service work in partnership with the Health and Social Care Partnership who assess and determine all formal applications for Disabled Persons Parking Places received from their clients for the provision of a disabled bay close to their property.

## **IMPLICATIONS OF THE PROPOSALS**

15. The making of 'The East Renfrewshire Council (Disabled Persons' Parking Places) (On-Street) Order 2020 (Amendment No. 3)' will enable enforcement of all on-street Disabled Person Parking Places installed or proposed to be installed on the public road network since

the current Order was made in 2020 and will endorse the removal of those Disabled Person Parking Places identified as being no longer required.

16. There will be no property, IT or sustainability implications arising from the proposals. An [Equality, Fairness and Rights Impact Assessment](#) has been prepared in support of this paper, there will be a positive equality outcome in relation to these proposals.

## CONCLUSIONS

17. “The East Renfrewshire Council (Disabled Persons’ Parking Places) (On-Street) Order 2020 (Amendment No. 3)”, if approved and introduced, will:

- Meet the requirements of The Disabled Persons’ Parking Places (Scotland) Act 2009 which requires Local Authorities in Scotland to designate and control the use of all disabled persons’ parking places; and
- Help to prevent misuse of on-street parking places designated for the exclusive use of Disabled Blue Badge holders.

18. It is concluded that the Cabinet should confirm and approve the making of the Order.

## RECOMMENDATIONS

19. The Cabinet is asked to:

- a) Note the contents of this report and approve the making of “The East Renfrewshire Council (Disabled Persons’ Parking Places) (On-Street) Order 2020 (Amendment No. 3)”; and
- b) Delegate to the Director of Environment the implementation of the Order in accordance with the associated statutory procedures.

## REPORT AUTHOR

Director of Environment

For further information contact: John Marley, Principal Traffic Officer  
[John.Marley@eastrenfrewshire.gov.uk](mailto:John.Marley@eastrenfrewshire.gov.uk)

Report prepared by Pat Doherty, Senior Traffic Officer,  
Email address: [Patrick.Doherty@eastrenfrewshire.gov.uk](mailto:Patrick.Doherty@eastrenfrewshire.gov.uk).

January 2025

## BACKGROUND PAPERS

The Disabled Persons’ Parking Places (Scotland) Act 2009  
East Renfrewshire Council (Disabled Persons’ Parking Places) (On-Street) Order 2020  
East Renfrewshire Council (Disabled Persons’ Parking Places) (On-Street) Order 2020 (Amendment No. 2)  
East Renfrewshire Council Local Transport Strategy 2008-2011, Section 12.5

**THE EAST RENFREWSHIRE COUNCIL**  
**(DISABLED PERSONS' PARKING PLACES)**  
**(ON-STREET) ORDER 2020**  
**(AMENDMENT NO. 3)**

## APPENDIX 1

### THE EAST RENFREWSHIRE COUNCIL (DISABLED PERSONS' PARKING PLACES) (ON-STREET) ORDER 2020 (AMENDMENT NO. 3)

The East Renfrewshire Council ("The Council") in exercise of powers conferred on them by section 45 of the Road Traffic Regulation Act 1984 ("the said Act") and all other enabling powers and after consultation with the chief officer of police for the Council's area in accordance with paragraph 20 of Schedule 9 to the said Act, hereby make the following Order:

1. This Order may be cited as "The East Renfrewshire Council (Disabled Persons' Parking Places) (On-Street) Order 2020 (Amendment No. 3)" and shall come into operation on the *Date to be advised*.
2. The interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.
3. The disabled persons parking places listed in Schedule 1 of this Order shall be **removed** from Schedule 1 of "The East Renfrewshire Council (Disabled Persons' Parking Places) (On-Street) Order 2020"
4. The disabled persons parking places listed in Schedule 2 of this Order shall be **added** to Schedule 1 of "The East Renfrewshire Council (Disabled Persons' Parking Places) (On-Street) Order 2020"
5. Except in so far as varied by this Order; the provisions of "The East Renfrewshire Council (Disabled Persons' Parking Places) (On-Street) Order 2020" dated 6<sup>th</sup> March 2020 as previously varied shall remain in full force and effect.

This Order together with the Schedules annexed are sealed with the Common Seal of the said The East Renfrewshire Council and subscribed for them and on their behalf by Gerard James Mahon, Chief Officer (Legal and Procurement) and duly Authorised Signatory together at Giffnock on *Date to be advised*.

**THE EAST RENFREWSHIRE COUNCIL**  
**(DISABLED PERSONS' PARKING PLACES)**  
**(ON-STREET) ORDER 2020**  
**(AMENDMENT NO. 3)**

**SCHEDULE 1**

DISABLED PERSONS PARKING PLACES TO BE **REMOVED** FROM SCHEDULE 1 OF  
'THE EAST RENFREWSHIRE COUNCIL (DISABLED PERSONS' ON-STREET PARKING PLACES) ORDER 2020'  
as previously amended.

	TOWN	STREET	LOCATION DESCRIPTION	Ref. No.
1	Thornliebank	Main Street	Adjacent to or near 93 Main Street	ON20-210

**THE EAST RENFREWSHIRE COUNCIL**  
**(DISABLED PERSONS' PARKING PLACES)**  
**(ON-STREET) ORDER 2020**  
**(AMENDMENT NO. 3)**

**SCHEDULE 2**

**DISABLED PERSONS PARKING PLACES TO BE **ADDED** TO SCHEDULE 1 OF**

	TOWN	STREET	LOCATION DESCRIPTION	Ref. No.
1	Barrhead	Langton Crescent	Adjacent to or near No. 5 Langton Crescent	20-A3-01
2	Barrhead	Paisley Road	Adjacent to No. 94 Paisley Road	20-A3-02
3	Barrhead	Burnbank Drive	Adjacent to or near No. 40 Burnbank Drive	20-A3-03
4	Barrhead	Aurs Road	Adjacent to or near No. 84 Aurs Road	20-A3-04
5	Barrhead	Divernia Way	Adjacent to or near No. 60 Divernia Way	20-A3-05
6	Clarkston	Beechwood Avenue	Adjacent to or near No. 16 Beechwood Avenue	20-A3-06
7	Barrhead	Commercial Road	Adjacent to or near No. 13 Commercial Road	20-A3-07
8	Giffnock	Wellfield Avenue	Adjacent to or near No. 20 Wellfield Avenue	20-A3-08
9	Barrhead	Henry Street	Adjacent to or near No. 22 Henry Street	20-A3-09
10	Netherlee	Clarkston Road	Adjacent to or near No. 474 Clarkston Road	20-A3-10
11	Barrhead	Main Street	Adjacent to or near No. 234 Main Street	20-A3-11
12	Barrhead	Kelburn Street	Adjacent to or near No. 94 Kelburn Street	20-A3-12
13	Barrhead	Dalmeny Drive	Adjacent to or near No. 5 Dalmeny Drive	20-A3-13
14	Barrhead	Aurs Crescent	Adjacent to or near No. 62 Aurs Crescent	20-A3-14
15	Barrhead	Divernia Way	Adjacent to or near No. 25 Divernia Way	20-A3-15
16	Thornliebank	North Park Avenue	Adjacent to or near No. 10 North Park Avenue	20-A3-16
17	Barrhead	Kelburn Street	Adjacent to or near No. 35 Kelburn Street	20-A3-17
18	Barrhead	Gateside Crescent	Adjacent to or near No. 16 Gateside Crescent	20-A3-18
19	Giffnock	Robslee Road	Adjacent to or near No. 58 Robslee Road	20-A3-19
20	Barrhead	Divernia Way	Adjacent to or near No. 82 Divernia Way	20-A3-20