#### **Business Operations and Partnerships Department**

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TO: Councillors O O'Donnell (Chair); A Anderson (Vice Chair); D Devlin and K Pragnell.

#### CABINET

A meeting of the Cabinet will be held in the Council Chambers, East Renfrewshire Council Headquarters, Eastwood Park, Giffnock on <u>Thursday, 23 February 2023 at 10.00am.</u>

The agenda of business is as shown below.

# Louise Pringle

L PRINGLE DIRECTOR OF BUSINESS OPERATIONS & PARTNERSHIPS

#### AGENDA

- 1. Report apologies for absence.
- 2. Declarations of Interest.
- 3. Revised Risk Management Strategy 2023 2025 and Risk Management Framework 2023 – 2025 – Report by Chief Executive (copy attached, pages 3 -34).
- 4. Eastwood Changing Village: Update on Project Progress and Increased Costs – Report by Director of Environment (copy attached, pages 35 - 38).
- 5. The East Renfrewshire Council (Greenlaw Road, Newton Mearns)(On-Street Waiting) Order 2023 Report by Director of Environment (copy attached, pages 39 56).
- 6. The East Renfrewshire Council (Disabled Persons' Parking Places)(On-Street) Order 2020 (Amendment No.1) – Report by Director of Environment (copy attached, pages 57 - 102).
- 7. Addition to Charging for Services 2023/24 Outcome of Call-In Discussions Report by Director of Business Operations and Partnerships (copy to follow)

This document can be explained to you in other languages and can be provided in alternative formats such as large print and Braille. For further information, please contact Customer First on 0141 577 3001 or email <u>customerservices@eastrenfrewshire.gov.uk</u>

A recording of the meeting will also be available following the meeting on the Council's YouTube Channel <u>https://www.youtube.com/user/eastrenfrewshire/videos</u>

#### EAST RENFREWSHIRE COUNCIL

# CABINET

#### 23<sup>rd</sup> February 2023

#### Report by Chief Executive

#### REVISED RISK MANAGEMENT STRATEGY 2023 – 2025 AND RISK MANAGEMENT FRAMEWORK 2023 - 2025

#### PURPOSE OF REPORT

1. As part of the Corporate Governance arrangements the Council is required to have effective systems to manage risks. The revised Risk Management Strategy 2023 – 2025 (Appendix 1) and associated Risk Management Framework 2023 – 2025 (Appendix 2) enable the Council to deliver advanced risk practice by setting out our long term aims incorporating risk within service plans and everyday working and encouraging the use of joint risk registers where possible for projects and partnerships.

#### RECOMMENDATIONS

- 2. It is recommended that the Cabinet:
  - Discuss and agree if the risk appetite outlined in paragraph 8 of the Strategy reflects the current approach to risk for East Renfrewshire Council
  - Approve the Risk Management Strategy 2023 2025 and associated Risk Management Framework 2023 2025.

#### BACKGROUND

3. East Renfrewshire Council introduced its first strategy for addressing risk management in June 2004. Since then steady progress has been made in embedding risk management throughout the Council and risk management is now an integral part of our service planning process.

4. The previous Risk Management Strategy 2017 – 2020 was due to be reviewed and updated but this work was delayed due to Covid-19 and other associated priorities. The previous Strategy contained all the strategic priorities and the guidance in relation to managing risk in one document and was therefore considerably longer than the Risk Management Strategy 2023 – 2025 which contains only strategic information with the approach to risk management being outlined in the accompanying Risk Management Framework.

5. The Risk Management Strategy 2023 – 2025 and Risk Management Framework 2023 – 2025 were considered by the Audit and Scrutiny Committee on 19<sup>th</sup> January 2023 and these documents reflect suggestions made during the discussion at this time.

#### REPORT

6. The Risk Management Strategy 2023 – 2025 sets out a number of objectives as part of a long-term commitment and an inherent part of good management and governance

principles and has been revised to ensure that the approach to risk management within East Renfrewshire Council continues to meet our needs.

7. A key aspect of risk management is "risk appetite" which describes the attitude towards the amount of risk that the Council is prepared to accept in trying to achieve our outcomes. The attitude towards risk can differ across our services, from risk averse to risk taking. Risk appetite is all about taking well thought through risks where the long-term rewards are expected to be greater than any short-term losses.

8. East Renfrewshire Council's approach to date has been to minimise its exposure to reputational, compliance and financial risk where statutory requirements and regulations must be met, whilst accepting and encouraging an increased degree of risk in pursuit of innovation and improved outcomes providing that we have the ability, skills, knowledge and training to manage those risks well. It is recognised that its appetite for risk varies according to the activity undertaken, and that acceptance of risk is subject to ensuring that potential benefits and risks are fully understood before developments are authorised, that that appropriate measures to mitigate risk are established. Following discussion at the Audit and Scrutiny Committee additional information has been added to the Risk Management Framework to provide broad guidance around risk appetite in relation to the scale from 1 to 10 based on the probability and impact measures in Appendix 2 of the Risk Management Framework.

9. The Council's current appetite for risk across its activities is illustrated diagrammatically below:

	Una	ccepta	ble to t	ake					er willir risks	igness to
	1	2	3	4	5	6	7	8	9	10
Reputation										
Compliance										
Financial										
People and culture										
Operational Services										
Major change activities										
Environmental and social responsibility										

10. In addition a Risk Management Framework 2023 – 2025 has been developed which sets out in detail East Renfrewshire Council's approach to risk management and will support implementation of the Strategy in practical terms for anyone undertaken this work regardless of the area in which they work across the Council.

#### FINANCE AND EFFICIENCY

11. There are no specific finance and efficiency considerations for this Strategy and Framework although good risk management will seek to minimise the risk of financial loss.

#### CONSULTATION

**12.** The Risk Management Working Group have been invited to contribute to the review of both the Strategy and Framework and additional input was received from the Data Protection Officer and the Strategy and Partnerships Manager.

#### IMPLICATIONS OF THE PROPOSALS

13. An Equality, Fairness and Rights Impact Assessment was undertaken. The screening showed no relevance to Equality, Strategic social economic impact or the Rights of the Child, therefore an assessment is not required

14. A Climate Change Impact Assessment has been completed, and this Strategy has been found to have no relevant impacts, positive or negative.

# CONCLUSION

15. The new Risk Management Strategy 2023 – 2025 has been revised and updated to ensure that it continues to enable the Council to deliver advanced risk practice by setting out our long term aims incorporating risk within service plans and everyday working and encouraging the use of joint risk registers where possible for projects and partnerships.

#### RECOMMENDATIONS

16. It is recommended that the Cabinet:

- Discuss and agree if the risk appetite outlined in paragraph 8 of the Strategy reflects the current approach to risk for East Renfrewshire Council
- Approve the Risk Management Strategy 2023 2025 and associated Risk Management Framework 2023 2025.

#### **REPORT AUTHOR**

Lorraine McMillan, Chief Executive 0141 577 3009

Gill Darbyshire, Chief Executive's Business Manager, 07718 422 036

# Risk Management Strategy 2023 – 2025 APPENDIX 1

# INTRODUCTION

1. East Renfrewshire Council is a complex organisation, providing a diverse range of services to over 100,000 people living and working here. It works with other public, private and voluntary bodies to make East Renfrewshire a better place for people to live and work to achieve our agreed outcomes and priorities.

2. East Renfrewshire Council is committed to ensuring a proactive approach in recognising, identifying and managing the risks impacting on us and it is recognised that a certain amount of risk is inevitable to achieve our objectives.

3. The aim of risk management is to reduce the likelihood and/or impact of risk by identifying and controlling risks. Strong oversight at both a corporate and departmental level can ensure risks that are managed appropriately, offering an opportunity for innovation and effectiveness in our approach to service delivery and strategic outcomes.

4. The Council looks to ensure key risks are identified in all areas of the business, and are understood and managed proactively rather than avoided. Risk management therefore needs to be taken into the heart of the Council and our key partners.

5. This Strategy has been considered by the Audit and Scrutiny Committee and will be considered and approved by the Cabinet.

# CONTIRBUTION TO COMMUNITY PLANNING OUTCOMES

6. The Risk Management Strategy 2023 - 2025 supports the vision for East Renfrewshire set out in the Community Plan of "An attractive and thriving place to grow up, work, visit, raise a family and enjoy later life" by ensuring that the Council takes steps to ensure risks are identified, reviewed and addressed (mitigated) as appropriate.

# CONTEXT AND EVIDENCE BASE

7. East Renfrewshire Council introduced its first strategy for addressing risk management in June 2004. Since then steady progress has been made in embedding risk management throughout the Council and risk management is now an integral part of our service planning process.

8. The previous Risk Management Strategy 2017 – 2020 was due to be reviewed and updated but this work was delayed due to Covid-19 and other associated priorities. This Strategy is considerably shorter as the approach to risk management has been removed and incorporated into an associated Risk Management Framework 2023 – 2025.

9. The Risk Management Strategy is based on supporting the 5 capabilities: Prevention, Empowering Communities, Data, Modernisation and Digital to seek opportunities to address and mitigate risks where appropriate and support work across the Council services.

# WHAT WE WANT TO ACHIEVE AND HOW WE WILL DO IT

10. The Risk Management Strategy 2023 – 2025 objectives, outlined below, are a long-term commitment and an inherent part of good management and governance principles.

- Embed risk management approaches into how we run Council business/services which will help us to achieve our core purpose, priorities and outcomes
- Introduce a robust framework and procedures for identification, analysis, assessment and management of risk, and the reporting and recording of events, based on best practice.
- Support a culture of well-measured risk taking throughout the Council's businesses including strategic, programme, partnerships, project and operational.
- Ensure that the Council continues to meet all statutory and best practice requirements in relation to risk management
- Ensure risk management continues to be a key and effective element of our Corporate Governance arrangements.

11. These objectives will be achieved by:

- Maintaining a robust and consistent risk management approach that will –
   Identify and effectively manage strategic, operational and project risks
  - Focus on those key risks that, because of the likelihood and impact, make them priorities
- Ensuring accountabilities, roles and responsibilities for management risks are clearly defined and communicated
- Considering risk as an integral part of business planning, service delivery, key decision-making process and project and partnership governance
- Communicating risk information effectively through a clear reporting framework
- Increasing understanding and expertise in risk management through targeted training and the sharing of good practice

12. The term "risk appetite" describes our attitude towards the amount of risk that the Council is prepared to accept in trying to achieve our outcomes. The attitude towards risk can differ across our services, from risk averse to risk taking. Risk appetite is all about taking well thought through risks where the long-term rewards are expected to be greater than any short-term losses.

13. East Renfrewshire Council's approach is to minimise its exposure to reputational, compliance and financial risk where statutory requirements and regulations must be met, whilst accepting and encouraging an increased degree of risk in pursuit of innovation and

improved outcomes, providing we have the ability, skills, knowledge and training to manage those risks well. It is recognised that its appetite for risk varies according to the activity undertaken, and that acceptance of risk is subject to ensuring that potential benefits and risks are fully understood before developments are authorised and that the appropriate measures to mitigate risk are established.

14. The Council's appetite for risk across its activities is illustrated below. Guidance has been included in the Risk Management Framework around risk appetite in relation to the scale from 1 to 10 based on the probability and impact measures in Appendix 2 of the Risk Management Framework

	Una	Unacceptable to take							Higher willingness to take risks	
	1	2	3	4	5	6	7	8	9	10
Reputation										
Compliance										
Financial										
People and culture										
Operational Services										
Major change activities										
Environmental and social responsibility										

15. In addition, a Risk Management Framework 2023 – 2025 has been developed which sets out in detail East Renfrewshire Council's approach to risk management and will support implementation of this Strategy.

# ADDITIONAL INFORMATION

# **Consultation**

16. Input to this Strategy was sought from the Corporate Management Team, colleagues across the Council involved in risk management, the Data Protection Officer and the Strategy and Partnerships Manager.

# Environmental Sustainability, Equalities, Finance and Efficiency, Partnership Working

17. An Equalities Impact Assessment (EQIA) screening was undertaken and concluded that given the area of work of this strategy a full assessment was not required as it does not constitute a strategic direction, has no relevance in relation to protected characteristics, human rights or socio-economic inequalities and that any risks which may require an EQIA would be addressed by the Department/Service directly.

18. Following discussion with the Data Protection Officer there is no requirement to consider privacy in terms of this strategy as it is overarching and not directly related to processing activities.

19. A Climate Change Impact Assessment (CCIA) was completed on the assumption that any risks which could have a Climate Change Impact would be assessed and addressed by the Department/Service directly. The CCIA concluded that there were no climate impacts for this Strategy.

20. There are no specific considerations for the Risk Management Strategy in relation to finance, efficiency or partnership working although it is noted that some risks identified may be as a result of work in these areas and should be treated accordingly with appropriate measures undertaken by Departments/Services as required.

# <u>Risk</u>

21. The Risk Management Strategy seeks to support services to identify and respond appropriately to any risk associated with work being undertaken by East Renfrewshire Council. There are no specific risks identified in relation to the Strategy itself at this time.

#### PERFORMANCE MANAGEMENT ARRANGEMENTS

22. Risk Management should be thought of as an "ongoing" process and as such risks will be reviewed regularly to ensure that prompt and appropriate action is taken to reduce to likelihood and/or impact.

23. It is recommended that the frequency of risk reviews is undertaken as outlined below

Net Risk Level and Score	Frequency of Risk Reviews (applies to <u>all</u> risk registers)
High	There are significant risks, which may have a serious impact on the Council and the achievement of its objectives if not managed. Immediate management action needs to be taken to reduce the level of net risk. Any net red risks at business unit level will be included, alongside corporate risks, in the Organisational Health reports to members.
12-16	As a minimum review monthly.
Medium	Although usually accepted, these risks may require some additional mitigating to reduce likelihood if this can be done cost effectively. Reassess to ensure conditions remain the same and existing actions are operating effectively.
4-9	As a minimum review <u>quarterly</u>
Low	These risks are being effectively managed and any further action to reduce the risk would be inefficient in terms of time and resources. Ensure conditions remain the same and existing actions are operating effectively.
1-3	As a minimum review <u>6-monthly</u>

24. Regular reporting through the Council's reporting system enables senior managers and Elected Members to be more fully aware of the extent of the risk and progression being made to manage them.

25. The Strategic Risk Register is included on the weekly agenda for the Corporate Management Team for discussion and is then considered biannually by the Audit and Scrutiny Committee and annually by the Cabinet.

# SUPPORTING MATERIALS

26. Risk Management Framework 2023 – 2025

# **REPORT AUTHOR**

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# **East Renfrewshire Council**

# Risk Management Framework 2023 – 2025

# Contents

1.	Introduction	2
2.	Definitions	2
3.	East Renfrewshire Council's risk management objectives	2
4.	Risk Appetite	
5.	Our risk process	6
	Step1: Communication and Consultation Step 2: Establishing Context Step 3: Risk Assessment Step 4: Risk Treatment Step 5: Monitor and Review including reporting	7 8 10
6.	Risk Management roles and responsibilities	13
7.	Embedding Risk Management	15
8.	Culture	15
9.	Training and Awareness	16
10	. Further Information	16
Ар	pendices	17
1	Appendix 1 – Checklist for Risk Identification Appendix 2: Measures of Likelihood and Impact Appendix 3 – Management and Control of Risk Appendix 4: Standard Risk Register Template (East Renfrewshire Council)	19 21

# 1. Introduction

East Renfrewshire Council is a complex organisation, providing a diverse range of services to over 100,000 people living and working here. It works with other public, private and voluntary bodies to make East Renfrewshire a better place for people to live and work.

Risk is unavoidable. It is an important part of life that allows us all to move forward and develop. Successful risk management is about ensuring that we have the correct level of control in place to provide sufficient protection from harm, without stifling our development.

The Council's overriding attitude to risk is to operate in a culture of creativity and innovation, in which all key risks are identified in all areas of the business, are understood and managed proactively rather than avoided. Risk management therefore needs to be taken into the heart of the Council and our key partners.

We need to have the structures and processes in place to ensure the risks and opportunities of daily Council activities are identified, assessed and addressed in a standard way. We do not shy away from risk but instead seek to proactively manage it. This will allow us to not only meet the needs to the community today, but also to be prepared to meet future challenges.

# 2. Definitions

**Risk** can be defined as an uncertain event that, should it occur, will have an effect on the Council's objective and/or reputation. It is the combination of the probability of an event (likelihood) and its effect (impact). (Risk Standard ISO/IEC Guide 73).

**Risk Management** is the "systematic application of principles, approach and processes to the identification, assessment and monitoring of risks."

By managing our risk processes effectively we will be in a better position to safeguard against potential threats and exploit potential opportunities to improve services and provide better value for money.

# 3. East Renfrewshire Council's risk management objectives

- Adopt a strategic approach to risk management to make better informed decisions to enable successful transformational change
- Integrate risk management into how we run Council business/services which will help us to achieve our core purpose, priorities and outcomes
- Introduce a robust framework and procedures for identification, analysis, assessment and management of risk, and the reporting and recording of events, based on best practice.
- Support a culture of well-measured risk taking throughout the Council's businesses including strategic, programme, partnerships, project and operational.
- Ensure that the Council continues to meet all statutory and best practice requirements in relation to risk management

• Ensure risk management continues to be a key and effective element of our Corporate Governance arrangements.

These objectives will be achieved by

- Maintaining a robust and consistent risk management approach that will
  - o Identify and effectively manage strategic, operational and project risks
    - Focus on those key risks that, because of the likelihood and impact, make them priorities
- Ensuring accountabilities, roles and responsibilities for management risks are clearly defined and communicated
- Considering risk as an integral part of business planning, service delivery, key decision making process and project and partnership governance
- Communicating risk information effectively through a clear reporting framework
- Increasing understanding and expertise in risk management through targeted training and the sharing of good practice.

The Risk Management Framework 2023 – 2025 will be reviewed every 3 years alongside the Risk Management Strategy to take account of changing legislation, government initiatives, best practice and experience gained within the Council.

# 4. Risk Appetite

The term "risk appetite" describes our attitude towards the amount of risk that the Council is prepared to accept in trying to achieve our outcomes. The attitude towards risk can differ across our services, from risk averse to risk taking. Risk appetite is all about taking well thought through risks where the long-term rewards are expected to be greater than any short-term losses.

There are a number of potentially unavailable risks such as finance/compliance and reputation which all interact with one another (eg the impact of budget cuts) but if the Council is unnecessarily averse to risk we may miss good opportunities. However, in taking some risks it is important not to over extend into territory where the Council cannot afford the possible consequences. It is worth noting that the Accounts Commission supports well-managed risk taking, recognising that innovation and opportunities to improve public services requires risk taking, providing that we have the ability, skills, knowledge and training to manage those risks well.

East Renfrewshire Council's approach is to minimise its exposure to reputational, compliance and financial risk where statutory requirements and regulations must be met, whilst accepting and encouraging an increased degree of risk in pursuit of innovation and improved outcomes providing we have the ability, skills, knowledge and training to manage those risks well. It is recognised that its appetite for risk varies according to the activity undertaken, and that acceptance of risk is subject to ensuring that potential benefits and risks are fully understood before developments are authorised, that that appropriate measures to mitigate risk are established.

The risk appetite scale ranges from 1 (low risk appetite) to 10 (higher willingness to take risks). <u>Appendix 2: Measures of Likelihood and Impact</u> sets out guidance for Impact (low, medium, high and very high) and Likelihood (unlikely, possible, likely and very likely) over the key areas.

Using this information on a 4 x 4 matrix (impact 1 - 4 and likelihood 1 - 4) the scale for risk appetite based on this could be considered as follows:

- An overall risk score (impact x likelihood) of low impact and unlikely likelihood might equate to a risk appetite for that area of 8, 9 or 10 and a higher willingness to take risks
- An overall risk score (impact x likelihood) of medium/high impact and possible/likely likelihood might equate to a risk appetite for that area of between 4 to 7 and
- An overall risk score (impact x likelihood) of high/very high impact and likely/very likely likelihood might equate to a risk appetite for that area of between 1 to 3 and a view that it would be unacceptable to take risks.

The Council's appetite for risk broadly across its activities is illustrated diagrammatically below:

	Una	accepta	ble to t	ake					er willir risks	ngness to
	1	2	3	4	5	6	7	8	9	10
Reputation										
Compliance										
Financial										
People and culture										
Operational Services										
Major change activities										
Environmental and social responsibility										

*Reputation*: It is regarded as critical that the Council preserves its reputation. The Council therefore has low appetite for risk in the conduct of any of its activities that puts its reputation in jeopardy, could lead to undue adverse publicity, or could lead to loss of confidence by the Scottish Government and funders of its activities.

*Compliance:* The Council places great importance on compliance, and has no appetite for any breaches in statute, regulation, professional standards ethics, bribery or fraud.

*Financial:* The Council aims to maintain its long-term financial viability and its overall financial strength. Whilst targets for financial achievement will be higher, the Council will aim to manage its financial risk by not breaching the following criteria

- Unallocated general fund balance to be a minimum of around 2% but ideally 4% of the annual budgeted net revenue expenditure
- Nil qualifications on the accounts audited by External Audit
- Outturn net expenditure over 100% of approved revenue budget as revised by in year budget adjustments

*People and culture:* The Council aims to value, support, develop and utilise the full potential of our staff to enable a stimulating and safe place to work. It places importance on a culture of equality and diversity, dignity and respect, collegiality, annual performance reviews, the development of staff, and the health and safety of staff, visitors and residents. It has low appetite for any deviation from its standards in these areas. There is an appetite to modernise our services and this will involve developing the skills of our staff. This may include undertaking an Equality, Fairness and Rights Impact Assessment (EFRIA).

*Operational services*: With declining budgets and growing demand for most of our services, there is a need to develop as an organisation. Our focus has been on responding to and adapting around 5 key areas, prevention, empowering communities, use of data, modernising how we work and embracing digital. Changing the way which some operational services are delivered will bring increased risks but will allow us to maximise resources to deliver services in efficient and effective ways that meet the needs of residents.

*Major Change activities* (e.g. projects, collaborations): Major change activities are required periodically to develop the Council, and to adapt to changes in the regulatory and technological environment and in the nature and conduct of the Council's activities. Such changes will be managed according to best practice in project and change management and the Council has a low appetite for deviating from such standards.

*Environmental and social responsibility*: The Council aims to make a significant, sustainable, and socially responsible contribution to Scotland and the rest of the UK. It recognises that this should involve an increased degree of risk and is comfortable in accepting this risk subject always to ensuring that potential benefits and risks are fully understood before developments are authorised and that sensible measures to mitigate risk are established. This may include undertaking a Climate Change Impact Assessment (CCIA).

# 5. Our risk process

It is essential that a single risk management approach be utilised at all levels throughout the Council. By effectively managing our risks and opportunities, which is all part of good governance, we will be in a strong position to deliver our outcomes, provide improved services to the public, work better as a partner with other organisations and achieve value for money. This approach to risk management will inform the Council's business processes including –

- Strategic Planning
- Financial Planning
- Service Planning
- Policy making and review
- Performance Management
- Project Management
- Partnership Working

For those with responsibility for delivering a service, they must identify and assess risks and opportunities; develop and implement controls and review and report on progress. They should record this risk information within service plans which will be discussed at regular intervals as part of performance monitoring and good management. Practical guidance on how to identify, assess and treat risks, and monitor their progress is provided on the intranet and supported by training as required.

The risks associated with partnerships and projects should be captured and reviewed regularly. There should be continual discussions on risk and records kept so each partner is aware of their responsibilities. Joint risk registers should be encouraged, where possible, as opposed to each partner maintaining their own register. The risks should be shared with partners on a regular basis.

The Strategic Risk Register sets out the key strategic risks to be considered by East Renfrewshire Council and details the actions that management has put in place to manage these risks. The Corporate Management Team (CMT) provide updates on strategic risks which could prevent the Council from achieving its outcomes. Strategic risks are reviewed on a weekly basis at CMT. The strategic risk register is considered by the Audit and Scrutiny Committee on a 6 monthly basis and annually to Cabinet.

A diagram (from the ISO31000 risk management standard) showing the risk management process is displayed below.

Source ISO31000- risk management process



#### Step1: Communication and Consultation

The most important element of the process is ensuring effective communication and consultation around the risks and control measures required to deliver effective services and successful management of risk. These are not one-off standalone events but important factors at every point of the process and it is vital that employees at all levels across the organisation are involved if risk management is to be truly embedded and a useful management tool.

#### Step 2: Establishing Context

Before we can identify our risks we need to establish the context by looking at what we are trying to achieve and what our proposed outcomes are. Depending on the area under review, the relevant objectives and outcomes will usually be detailed in existing documents such as the Outcome Delivery Plan, Departmental Plans or Service Plans.

# Step 3: Risk Assessment

#### Identification of risks

There are a number of different types of risks that an organisation may face including financial loss, failure of service delivery, physical risks to people, and damage to the organisation's reputation.

To act as a prompt and ensure completeness, a checklist of risk categories around the acronym PERFORMANCE may be helpful -

- Political
- Economic
- Regulatory
- Financial
- Opportunities/Outcomes
- Reputation
- Management
- Assets
- New Partnerships/Projects/Contracts
- Customers
- Environment

Examples of risks from each category are detailed in the Risk Identification Checklist (Appendix 1: Checklist for Risk Identification)

It is important to consider that risks may be identified which require an Equality, Fairness and Rights Impact Assessment (EFRIA), (<u>EFRIA Overview & Information</u>) Data Protection Impact Assessment (DPIA) (<u>DPIA Overview & Information</u>) and/or a Climate Change Impact Assessment (CCIA) (<u>CCIA Overview & Information</u>) to be undertaken. It is assumed that the Department/Service will identify and undertake any necessary work in these areas.

Describing the risk is equally important to ensure that risks are fully understood, and to assist with the identification of actions, the cause and effect of each risk must also be detailed – Typical phrases used to do this include –

Description	Cause	Effect
Risk of Failure to Failure of Lack of Loss of Uncertainty of Delay in Inability to Inadequate Partnership with Development of Opportunity to Damage to	due to because	leads to results in

Once identified, all risks are recorded in a "**Risk Register**" (see <u>Appendix 1: Checklist for Risk</u> <u>Identification</u>). These are management tools and support the identification, assessment and monitoring of risk.

A **Risk Owner** must be allocated and recorded against each risk of the risk register. Such accountability helps to ensure "ownership" of the risk is documented and recognised. A Risk Owner is defined as a person with accountability and authority to effectively manage the risk.

At this stage there may be a long list of possible risks. The next step will help to prioritise these in order of importance.

# Analysis and Evaluation

To ensure resources are focused on the most significant risks, the Council's approach to risk management is to assess the risk identified in terms of both potential *likelihood* of the risk occurring, and if that risk was to occur, what the *impact* (ie consequences) on the organisation would be so that actions can be prioritised.

Likelihood is categorised on a scale of 1 to 4 with one being rare and four being almost certain. Impact will also be assessed on a scale of 1 to 4 with one being insignificant and 4 being severe. Likelihood and impact are multiplied together to obtain a total gross risk score as illustrated below.

The matrix uses a "traffic light" approach to show high (red), medium (amber) and low (green) risks.

For East Renfrewshire Council we have adopted a 4 x 4 scale for impact and likelihood as follows:

# East Renfrewshire Council's Risk Matrix

	Very High (4)	4	8	12	16	
IMPACT	High (3)	3	6	9	12	
MP/	Medium (2)	2	4	6	8	
_	Low (1)	1	2	3	4	
		Unlikely (1)	Possible (2)	Likely (3)	Very Likely (4)	
		LIKELIHOOD				

# Appendix 2: Measures of Likelihood and Impact

The risk management process requires each risk to be assessed twice – once when considering current mitigations in place and again if proposed mitigations were to be implemented.

To ensure that a consistent scoring mechanism is in place across the Council, risks are assessed using the agreed criteria for likelihood and impact detailed in <u>Appendix 2: Measures</u> of <u>Likelihood and Impact</u>. When assessing the risk, the highest measure identified in each table is the score taken to plot the risk level on the risk matrix.

#### Step 4: Risk Treatment

It is not possible to manage all risks all of the time and therefore having assessed and prioritised the identified risks, cost effective action needs to be taken to manage those that pose the most significant threat.

Approach	Description
Tolerate	Is the exposure tolerable without any further action being taken?
Treat	The greatest number of risks will be addressed in this way. While continuing the activity that gives risk to the risk, action is taken to limit the risk to an acceptable level.
Transfer	For some risks, the best response may be to transfer them.
Terminate	Some risks will only be treatable to acceptable levels by terminating the activity

Risk may be managed in one, or a combination of, the following ways:

Further details are provided in Appendix 3: Management and Control of Risk.

#### **Risk Mitigation**

These are the controls and actions put in place to reduce to likelihood of the risk occurring, or minimise the impact of the risk if it does occur. An internal control system incorporating policies, processes, business continuity arrangements and other aspects of East Renfrewshire Council's operations should, when taken together:

- Enable the organisation to respond appropriately to business risks
- Help ensure the quality of internal and external reporting. This requires the maintenance of proper records and processes that generate the flow of timely, relevant and reliable information and;
- Help ensure compliance with applicable laws and regulations, and also with internal policies.

The residual risk which remains after taking account of the relevant mitigations is the net risk.

#### **Risk Escalation**

This is a process which ensures that significant risks are escalated to the appropriate person or group. This is necessary to ensure the appropriate decisions and/or actions are implemented to mitigate the risk.

It is vital to the risk escalation process that the risk information is made available to the right people in a timely way. There is no restriction on what may be escalated for action.

It is the responsibility of the individual risk owners to raise risks which they believe require action by a higher authority.

#### Step 5: Monitor and Review including reporting

Risk management should be thought of as an "ongoing" process and as such risks need to be reviewed regularly to ensure that prompt and appropriate action is taken to reduce the likelihood and/or impact.

It is recommended that the frequency of risk reviews is undertaken as outlined below:

Net Risk Level and Score	Frequency of Risk Reviews (applies to <u>all</u> risk registers)
High	There are significant risks, which may have a serious impact on the Council and the achievement of its objectives if not managed. Immediate management action needs to be taken to reduce the level of net risk. Any net red risks at business unit level will be included, alongside corporate risks, in the Organisational Health reports to members.
12-16	As a minimum review monthly.
Medium	Although usually accepted, these risks may require some additional mitigating to reduce likelihood if this can be done cost effectively. Reassess to ensure conditions remain the same and existing actions are operating effectively.
4-9	As a minimum review <u>guarterly</u>
Low	These risks are being effectively managed and any further action to reduce the risk would be inefficient in terms of time and resources. Ensure conditions remain the same and existing actions are operating effectively.
1-3	As a minimum review <u>6-monthly</u>

# **Risk Reporting:**

Regular reporting through the organisation reporting system, enables senior managers and Elected Members to be more fully aware of the extent of the risks and progression being made to manage them. The table below sets out the broad agreed reviewing and reporting arrangements for East Renfrewshire Council.

Timeframe	Description	Involvement from	Reported to
As required	Corporate Management Team add/amend or remove risks	Corporate Management Team	Internally (live register of risks)
Biannually (May and November)	Risks related to service delivery (within Departmental or service plans)	Chief Executive and Directors	Chief Executive (meetings)
Biannually (April and September)	Review of the Strategic Risk Register and progress on risk management	Corporate Management Team/ Leadership Group and Corporate Risk Management Group	Audit and Scrutiny Committee
Annually (October)	Review of the Strategic Risk Register and progress on risk management	Corporate Management Team/ Leadership Group and Corporate Risk Management Group Audit & Scrutiny Committee	Cabinet
Every 3 years	Review of the Risk Management Strategy and associated framework to identify and agree major changes	Corporate Management Team/ Leadership Group and Corporate Risk Management Group	Audit and Scrutiny Committee



# 6. Risk Management roles and responsibilities

Responsibility for risk management should run throughout the Council. Everyone has a role to play in the risk management process to ensure this is effectively implemented.

Group	Role
Cabinet (Reporting Annually)	Oversee the effective management of risk throughout the council, and gain an understanding of its benefits.
Audit and Scrutiny Committee (Reporting 6 monthly)	Provide independent assurance of the risk management process and its benefits. To be informed of the key risks facing the Council and the control measures which have been put in place to mitigate those risks
Corporate Management Team (Reporting 6 monthly)	Oversee the implementation of the risk management strategy and agree any inputs and resources required supporting the work corporately. Support the development of the risk management process, review the strategic risk register regularly, share experience on risk, and aid/advise in the review of risk management issues
Corporate Risk Management Group (Reporting 6 monthly)	Champion the risk management process throughout the Council with both Members and officers ensuring the process is embedded and effective.
Service Managers	Raise awareness, manage and implement the risk management process effectively in their services areas, attend risk management training and recommend any necessary training for employees on risk management. To produce and review risks relating to the delivery of targets and activities within their service plans
Employees	Manage risk effectively in their jobs, liaising with their manager to assess areas of risk in their job. Identify new or changing risks in their job and feed these back to their line manager.

#### 7. Embedding Risk Management

For risk management to be effective and a meaningful management tool it must be an integral part of key management processes and day to day working. As such risks and the monitoring of associated actions should be considered as part of the Council's business processes including

- Corporate Decision Making significant risks, which are associated with policy or action to be taken when making key decisions, are including in appropriate Committee reports.
- Business/Budget Planning this annual process includes updating the individual business risk registers to reflect current risks/outcomes
- Project Management all significant projects should formally consider the risk to delivering the project outcomes before and throughout the project. This includes risks that could have an effect on service delivery, benefits realisation and engagement with key stakeholders (service users, third parties, partners etc)
- Partnership Working partnerships should establish procedures to record and monitor risks and opportunities that may impact the Council and/or the Partnership's aims and objectives.
- Procurement Contract Standing Orders clearly specify that all risks and actions associated with the purchase need to be identified and assessed, kept under review and amended as necessary during the procurement process.
- Contract Management all significant risks associated with all stags of contract management are identified and kept under review
- Information Governance risk assessment of the level of risk and compliance with regards to use of information
- Insurance consideration of insurable risks and self-insurance arrangements
- Health and Safety there are specific risk assessment policies and arrangements to be followed in relation to Health and Safety risk.

# 8. Culture

The Council's approach to risk management is reflected in the risk appetite as outlined above. This is intrinsically linked with culture and the approach taken by Elected Members and employees in undertaking any work. The risk appetite map will be kept under review as part of the regular Risk Management reporting to the Audit and Scrutiny Committee and Cabinet and may be revised as appropriate. The Council works to take an open and honest approach to the management of risks and will seek to avoid a "blame culture". Lessons from events that lead to loss or reputations damage will be shared as well as lessons from situations that went well.

# 9. Training and Awareness

Having a robust approach and established clear roles and responsibilities and reporting lines is important to provide Elected Members and employees with the knowledge and skills necessary to enable them to manage risk effectively.

Risk management information is available on the Intranet or Teams Site (for the Risk Management Working Group).

# **10. Further Information**

Information on risk management is available on the Teams Site or from the Chief Executive's Business Manager.

# Appendices

# Appendix 1 – Checklist for Risk Identification

# Effective risk management improves PERFORMANCE

Political	Change in Government policy Member support / approval Political personalities New political arrangements
Economic	Demographics Economic downturn - prosperity of local businesses / local communities
Regulatory	<ul> <li>Legislation and internal policies/regulations including: <ul> <li>Health &amp; Safety at Work Act</li> <li>Data Protection</li> <li>Freedom of Information</li> <li>Human Rights</li> <li>Equalities Act 2010 and Public Sector Equality Duty 2011</li> <li>Employment Law</li> <li>Environmental legislation etc.</li> </ul> </li> <li>Grant funding conditions</li> <li>Legal challenges, legal powers, judicial reviews or public interest reports</li> </ul>
Financial	Budgetary pressures Loss of/reduction in income/funding, increase in energy costs Cost of living, interest rates, inflation etc. Financial management arrangements Investment decisions, Sustainable economic growth Affordability models and financial checks Inadequate insurance cover System / procedure weaknesses that could lead to fraud
<b>O</b> pportunities/ Outcomes	Add value or improve customer experience/satisfaction Reduce waste and inefficiency Raising educational attainment and improving the lives of children, young people and families Maximising independence for older people with disabilities Developing sustainable places and communities Protecting the community and making Warwickshire a safer place to live
Reputation	Negative publicity (local and national) including social media, Increase in complaints A change in customer survey feedback
Management	Loss of key staff, recruitment and retention issues Training issues Lack of/or inadequate management support Poor communication/consultation Capacity issues - availability, sickness absence etc

	Emergency preparedness / Business continuity				
Assets	Property - land, buildings and equipment, Information – security, retention, timeliness, accuracy, intellectual property rights ICT – integrity, security, availability, e-government Environmental - landscape, countryside, historic environment open space				
New Partnerships/ Projects/ Contracts	New initiatives, new ways of working, new policies and procedures New relationships – accountability issues / unclear roles and responsibilities Monitoring arrangements Managing change				
Customers/ Citizens	Changing needs and expectations of customers - poor communication/consultation Poor quality / reduced service delivery - impact on vulnerable groups Crime and disorder, health inequalities, safeguarding issues				
Environment	Recycling, green issues, energy efficiency, land use and green belt issues, noise, contamination, pollution, increased waste or emissions, Impact of planning or transportation policies Climate change – hotter drier summers, milder wetter winters and more extreme events – heat waves, flooding, storms etc				

# Appendix 2: Measures of Likelihood and Impact



# Appendix 2: Measures of Likelihood and Impact

# Likelihood Measures

	Unlikely	Possible	Likely	Very Likely		
	1	2	3	4		
Probability	Less than 10%	10% to 40%	41% to 75%	More than 75%		
	chance of	chance of	chance of	chance of		
	circumstances	circumstances	circumstances	circumstances		
	arising	arising	arising	arising		
Timescale	Is <b>unlikely</b> to occur.	Possible in the	Likely to occur in	Occurred in the		
		next 3 or more	the next 1-2	past year or is very		
		years.	years.	likely to occur in		
				the <b>next year</b> .		

# Impact Measures

	Low 1	Medium 2	High 3	Very High 4		
People / Duty of Care	Low level of foreseeable minor injuries	High level of foreseeable minor injuries Low level of foreseeable serious injuries	High level of foreseeable severe injuries	Foreseeable long- term injury, illness or fatality		
Financial Impact	Up to £500k Less than 5% over project budget	Up to £2 million 5-10% over project budget	Up to £5 million 11-25% over project budget	Over £5 million More than 25% over project budget		
Legal Impact	Minor civil litigation	Major civil litigation and/or local public enquiry	Major civil litigation and/or national public enquiry	Legal action certain, government intervention or criminal charges		
Service Impact	Short term service disruption	Noticeable service disruption affecting customers	Significant service failure but not directly affecting vulnerable groups	Serious service failure directly affecting vulnerable groups		
Project Delivery	Minor delay to project	Significant delay to project	Project fails to deliver target impacting on the performance	Project fails to deliver target impacting on Council's performance		
Intervention Required	Intervention by Service Manager, Project Manager or equivalent	Intervention by Head of Service or equivalent.	Intervention by Corporate Board or equivalent	Intervention by Members		
Reputation Impact	Short term negative local media/social media attention and/or some customer complaints	Significant negative local media/social media attention and/or some customer complaints	Sustained negative local media/social media attention and/or significant national media attention, an impact on long term customer surveys and/or a high number of customer complaints	Sustained negative national media/social media attention, a sustained impact on customer surveys and/or a significant number of customer complaints		

# Appendix 3 – Management and Control of Risk

Tolerate	Is the exposure tolerable without any further action being taken? Even if it is not tolerable, the ability to do anything about the risk may be limited or the cost may not be proportionate to the potential benefit gained. This option may be supplemented by contingency planning for handling the impacts that will arise if the risk is realised.
Treat	The greatest number of risks will be addressed in this way. While continuing the activity that gives rise to the risk, action is taken to limit the risk to an acceptable level.Where the decision is to treat the risk, mitigating actions need to be defined. It is important that any additional action is proportionate to the risk. Apart from the most extreme
	undesirable outcome, it is normally sufficient to design controls to give a reasonable assurance of confining any loss to a level that is acceptable to the Council. Each control action has an associated cost and it is important that the control action offers value for money in relation to the risk that it is controlling.
Transfer	For some risks, the best response may be to transfer them. This might be done by insurance or by paying a third party to take the risk in another way. This may be considered appropriate as it reduces the risk to the organisation or because another organisation is more capable of managing the risk.
Terminate	Some risks will only be treatable to acceptable levels by terminating the activity. There may be limited opportunities for the Council as the activity is driven by legislative requirements.

	Risk Register											
		Assessment of Risk (As it is currently)		Assessment of Risk (As it is currently)				Assessment of Residual Risk (with proposed control measures implemented)				
Risk Status S/C/N (Same, Changed, New)		/ Opportunity	Measures (Mitigations)	Likelihood (Probability) (L)	Impact (Severity) (I)	Risk Score (L x I )	Proposed Risk Control Measures (Mitigations)	Date for completion of proposed risk control	Re-scored Likelihood	Re-scored Impact (Severity) (I)	Re-scored Risk Score (L x I)	Risk Owner/Resp onsible Officer

# Appendix 4: Standard Risk Register Template (East Renfrewshire Council)

#### EAST RENFREWSHIRE COUNCIL

#### <u>CABINET</u>

#### 23 February 2023

#### Report by Director of Environment

#### EASTWOOD CHANGING VILLAGE – UPDATE ON PROJECT PROGRESS AND INCREASED COSTS

#### PURPOSE OF REPORT

1. The purpose of this report is to update the Cabinet on the Eastwood High School Changing Village project which is funded via the General Fund Capital Programme and seek approval for additional funds to be allocated to the project to meet unanticipated costs and support project completion.

#### RECOMMENDATIONS

2. The Cabinet is asked to:

- a) note the update provided on the improvements to Eastwood High School Changing Village project;
- b) approve variation of the contract under section 14 of contract standing orders; and
- c) note the revised date for project completion.

#### BACKGROUND

3. This project comprises internal alteration and refurbishment to improve poolside changing facilities situated in Eastwood High School. The project will provide a modern changing village layout similar to other Leisure Trust public pools. The project was deemed essential as the current changing facilities were inadequate in terms of disability access.

4. The project was originally approved for delivery in financial year 2020/21 but was deferred to financial year 2021/22 as reported to Cabinet on 27 August 2020 and confirmed to the Cabinet on 4 March 2021 with an initial budget of £452,000. The project tender returned at £749,307.14. Including internal fees and third party costs this resulted in an overall projected cost of £854,000. In order to allow acceptance of the lowest tender and to allow the works to progress as planned, additional funds were identified and approved. As has been noted in previous reports construction costs are rising faster than general inflation due to shortages of materials and labour and bidders are factoring in additional risk in their pricing. Across Scotland, many authorities are reporting costs increases of 20% to 50% on some projects.

5 The project tender was accepted on 23 May 2022 and work commenced on 3rd August 2022.

# REPORT

6. The project has encountered a number of delaying factors, detailed below, which have impacted on project cost to an extent that the project contingency funds (£54,277.24, or about 7.5% of the project tender sum) cannot mitigate. Additional capital funding of £250,000 is now required to allow completion of the planned works. The need for this additional funding has been notified to the Head of Accountancy who will update the capital plan accordingly and notify Council.

7. If the additional funding is approved, the project is expected to re-open for swimming lessons after the Easter Break.

8. The pool chamber wall was discovered to be a lightweight porous rather than solid blockwork which necessitated a different, more expensive and labour-intensive solution finishing the pool hall. In addition the drainage required a significant area of reinforced concrete floor to be uplifted and then replaced to locate and tie into the extant drainage installation.

9. The project team have explored various technical options over the last three months, looking for ways to mitigate the effect of the variations, and established that the quantifiable implications, (both in terms of time to complete, and estimated cost) are such that the project's final contact value will require cabinet approval, as per Standing Orders Relating to Contracts, order 14 – Contract Value Variation. This clause states:

Contract value may exceptionally be extended by a sum in excess of the 10 and 15% thresholds provided the appropriate authorisation route as outlined below is complied with.

For any contract above quick quote value:-

Any desired variation in excess of the 10% or 15% limits must be referred to the Chief Officer – Legal and Procurement for consideration of its legal implications. If sanctioned by the Chief Officer Legal and Procurement the proposed variation must be reported to Cabinet for approval prior to the variation being instructed. If the variation is urgently required, approval may be given by two members of Cabinet. In that case, the variation should be reported to full Cabinet as soon as practicable after such approval.

10. The proposed budget value would be increased from £854,000 to £1,104,000. The proposed contract value would be increased from £749,307 to £934,307. The Chief Officer (Legal and Procurement) has sanctioned the proposed variation and cabinet approval is now sought.

11 None of the additional works could have been anticipated without carrying out destructive investigative work that would have necessitated the closure of the pool and changing areas prior to works being tendered. Not obtaining this funding would put the pool and changing areas out of action indefinitely.

# FINANCE AND EFFICIENCY

12. Funding of £75,000 from existing budgets (£25,000 from the General Building Improvement Fund 22/23, and the £50,000 from Education's Schools Major Maintenance Fund 23/24) has been identified through the reprioritization of planned works. Additional funding of £175,000 is therefore required to allow the project to be completed. The Head of
Accountancy has confirmed that this can be met within the total General Capital Grant available to the Council in 2022/23.

## CONSULTATION AND PARTNERSHIP WORKING

13. Consultation has taken place with a range of key stakeholders including the Council's Property and Technical Services, Education, and ERC Leisure Trust partners. Legal Services, the Chief Procurement Officer and finance partners have also been consulted to ensure financial provision is available and adherence to Contract Standing Orders is maintained.

### IMPLICATIONS OF THE PROPOSALS

14. There are no equalities, environmental, IT or staffing implications associated with this report.

#### CONCLUSIONS

15. The increased allocation of capital funding will allow this project to be completed in late March. The project will deliver an improved asset to be enjoyed by a wide section of the community.

#### RECOMMENDATIONS

16. The Cabinet is asked to:

- a) note the update provided on the improvements to Eastwood High School Changing Village project;
- b) approve variation of the contract under section 14 of contract standing orders; and
- c) note the revised date for project completion.

Director of Environment

For further Information contact: Phil Daws, Head of Strategic Services, phil.daws@Eastrenfrewshire.gov.uk

Convener contact details

Councillor Danny Devlin (Convener for Environment and Housing) Home: 0141 580 0288 Office: 0141 577 3107/8

February 2023



## EAST RENFREWSHIRE COUNCIL

## <u>CABINET</u>

## 23 FEBRUARY 2023

## Report by Director of Environment

## THE EAST RENFREWSHIRE COUNCIL (GREENLAW ROAD, NEWTON MEARNS) (ON-STREET WAITING) ORDER 2023

### PURPOSE OF REPORT

1. To seek Cabinet approval of a Traffic Order - 'The East Renfrewshire Council (Greenlaw Road, Newton Mearns) (On-Street Waiting) Order 2023'.

### RECOMMENDATIONS

2. The Cabinet is asked to approve the making of 'The East Renfrewshire Council (Greenlaw Road, Newton Mearns) (On-Street Waiting) Order 2023'.

### BACKGROUND

3. The Council introduced Decriminalised Parking Enforcement (DPE) in April 2013 and became the Parking Authority for East Renfrewshire.

4. Following road safety improvements made to the junction of Greenlaw Road with Crookfur Road, which included widening of the footways and the reconfiguration of the traffic signal controls in order to better manage vehicle movements in and out of the junction, it has been recognised that parking taking place on Greenlaw Road close to the junction is severely impacting the efficient and safe use of the junction by vehicular traffic.

## REPORT

5. A review of the existing waiting restrictions on Greenlaw Road was undertaken to assess their suitability taking into consideration road safety improvements made at the junction of Greenlaw Road with Crookfur Road.

6. The existing waiting restrictions on Greenlaw Road are included in 'The East Renfrewshire Council (Newton Mearns Area – Phase 1) (On-Street) (Waiting and Loading) Order 2018'.

7. To address the parking problem that now exists as a result of the safety improvements and road layout changes made, it is proposed to extend the existing No Waiting at Any Time restrictions on Greenlaw Road by a further 29 metres south eastwards on both sides of the carriageway.

8. The proposals, if implemented, will improve access and the safe use of Greenlaw Road for all vehicles at all times when entering or exiting via Crookfur Road.

## FINANCE AND EFFICIENCY

9. 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.

10. There will be a requirement to install additional road markings associated with the extended restrictions. There will also be the standard maintenance costs associated with occasional refreshing of the road markings as and when required, which is estimated to be in the region of approximately £100 every 8-10 years. This cost will be met from the annual lining maintenance budget.

## CONSULTATION

11. A statutory consultation was carried out on the proposals between 16 December 2020 and 24 January 2021 in compliance with "The Local Authorities' Traffic Orders (Procedure) Scotland Regulations 1999 (and subsequent amendments)". A Public Notice was published in the Evening Times newspaper, the Tell Me Scotland website and the Council's website informing of the consultation and advising where drawings showing the proposals could be viewed and where any representations or objections should be sent. Police Scotland, emergency services and other organisations including Elected Members for the Ward were notified of the consultation by email.

12. Two objections to the proposals were received, both relating to the loss of on-street parking space and appropriate amendments were subsequently made to address the concerns raised.

13. Following details of the proposed amendments being sent to the two objectors and a request that they confirmed whether they wish to withdraw or maintain their objection, no confirmation or further communication was received from either.

14. Appendix 1 of this report gives a summary of all objections received, comments by the Roads Service on the objections and the proposed resolution for each.

15. In accordance with the statutory procedures, none of the objections require the Council to hold a Hearing by an Independent Reporter.

## PARTNERSHIP WORKING

16. The Council's parking enforcement operations is a joint working arrangement between the Environment Department (Roads & Transportation Services) and the Business Operations & Partnerships Department (Corporate & Community Services).

## IMPLICATIONS OF THE PROPOSALS

17. The making of 'The East Renfrewshire Council (Greenlaw Road, Newton Mearns) (On-Street Waiting) Order 2023' will improve access and the safe use of Greenlaw Road for all vehicles at all times when entering or exiting to or from Crookfur Road.

18. There will be no property, IT or sustainability implications arising from the proposals. There will be a positive equality outcome in relation to these proposals.

## CONCLUSIONS

- 19. 'The East Renfrewshire Council (Greenlaw Road, Newton Mearns) (On-Street Waiting) Order 2023', if approved and introduced, will:
  - Extend the existing on-street waiting restriction on Greenlaw Road to address
    access and road safety concerns for vehicle movements in and out of its junction
    with Crookfur Road.
- 20. It is concluded that the Cabinet should confirm and approve the making of the Order.

## RECOMMENDATIONS

21. The Cabinet is asked to approve the making of 'The East Renfrewshire Council (Greenlaw Road, Newton Mearns) (On-Street Waiting) Order 2023'.

Director of Environment

Further information can be obtained from Patrick Doherty, Senior Traffic Officer, Tel: 0141 577 3417, e-mail address: <a href="mailto:patrick.doherty@eastrenfrewshire.gov.uk">patrick.doherty@eastrenfrewshire.gov.uk</a>.

Convener contact details

Councillor Danny Devlin (Convener for Environment and Housing) Home: 0141 580 0288 Office: 0141 577 3107/8

February 2023

## BACKGROUND PAPERS

The East Renfrewshire Council (Newton Mearns Area – Phase 1) (On-Street) (Waiting and Loading) Order 2018

East Renfrewshire Council Local Transport Strategy 2008-2011, Section 12.5



## **APPENDIX 1**

43

#### SUMMARY OF REPRESENTATIONS/ OBJECTIONS

#### THE EAST RENFREWSHIRE COUNCIL (GREENLAW ROAD) (ON-STREET WAITING) ORDER 2023

<u>TYPE</u>	Summary of Objections received	Roads Services comments	Proposed Resolution	OBJECTION STATUS Following notification of proposed resolution
Objection	4 cars at address, care for elderly mother and 16 month baby, parking further from their home would be extremely inconvenient	Following road safety improvements made to the junction of Greenlaw Road with Crookfur Road, which included widening of the footways and the reconfiguration of the traffic signal controls in order to better manage vehicle	The extent of the proposed restrictions	Outstanding*
Objection	<ol> <li>Will move problem further up the street</li> <li>No real parking issue, residents and their visitors are within reason to park outside their property and if they end up moving further up the street it will cause tension with neighbours</li> <li>Issue at narrowed lane not caused by residents but by other drivers</li> </ol>	movements in and out of the junction, it was recognised that parking taking place on Greenlaw Road close to the junction severely impacts the efficient and safe use of the junction by vehicular traffic both entering and exiting Greenlaw Road. The restrictions proposed are considered necessary to facilitate unrestricted access and the safe use of the junction at all times for vehicles entering and exiting Greenlaw Road, especially larger vehicles including bin lorries, delivery lorries and emergency service vehicles such as ambulances and fire trucks.	have been reduced by 14 metres on both sides of the road, along the frontage of property No 8 and No 3 on the opposite side of the road, thus retaining unrestricted parking space over this section of road.	Outstanding*

Outstanding \* Objector has not confirmed whether they wish to withdraw or maintain their objection after being sent a request to do so with an explanation for the restrictions proposed and subsequent amendments being made to the proposals taking into account all representations/objections received during the Consultation period.



## **APPENDIX 2**





# THE EAST RENFREWSHIRE COUNCIL

# (GREENLAW ROAD, NEWTON MEARNS)

# (ON-STREET WAITING)

**ORDER 2023** 



## THE EAST RENFREWSHIRE COUNCIL (GREENLAW ROAD, NEWTON MEARNS) (ON-STREET WAITING) ORDER 2023

<u>Contents</u>			<u>Page</u>
Preamble and I	Definit	ions	1
Section	1	No Waiting at Any Time	3
Schedule	1	No Waiting at Any Time	5



## THE EAST RENFREWSHIRE COUNCIL (GREENLAW ROAD, NEWTON MEARNS) (ON-STREET WAITING) ORDER 2023

The East Renfrewshire Council in exercise of the powers conferred on them by Sections 1(1) and 2(1) to (3) of the Road Traffic Regulation Act 1984 ("the Act") and of all other enabling powers and after consultation with the Chief Constable of Police Scotland in accordance with Part III of Schedule 9 to the Act, hereby make the following Order:-

- This Order may be cited as 'The East Renfrewshire Council (Greenlaw Road, Newton Mearns) (On-Street Waiting) Order 2023' and shall come into operation on *(date to be advised)*.
- 2. In this order the following expressions have the meanings hereby assigned to them:-

"ambulance" means an emergency vehicle which is used by the ambulance services and is constructed or adapted for the purpose of the carriage of the sick, injured or disabled people to and from welfare centres or places where medical or dental treatment is given and is readily identifiable as a vehicle used for the carriage of such people by being marked "ambulance";

"Council" means the East Renfrewshire Council;

"disabled person's badge" has the same meaning as in the Local Authorities Traffic Orders (Exemptions for Disabled Persons) (Scotland) Regulations 2002;

"disabled person's vehicle" means a vehicle lawfully displaying a disabled person's badge in the relevant position;

"emergency service vehicle" means a vehicle being used by the police, fire brigade or ambulance services;

"load" means to wait for the purpose of placing or removing any object of any description into or from a vehicle;

"local authority" means East Renfrewshire Council;

"parking attendant" has the same meaning as in Section 63A of the Road Traffic Regulation Act 1984;

"relevant position" has the same meaning as in Regulation 3 of the Local Authorities Traffic Orders (Exemptions for Disabled Person's) (Scotland) Regulations 2002;

"taxi" has the same meaning as in Section 23(1) of the Civic Government (Scotland) Act 1982;

"universal postal service provider" has the same meaning as in Part 3 of the Postal Services Act 2011;

"universal postal service" shall be construed in accordance with Part 3 of the Postal Services Act 2011;

"vehicle", unless the context otherwise requires, means a vehicle of any description and includes a machine or implement of any kind drawn or propelled along roads whether or not by mechanical power;

Note:

(i) All words importing the singular also include the plural and vice versa where the context requires.

(ii) Except where the context otherwise requires, references to any enactment include any such enactment as amended, extended or applied by or under any other enactment. Enactment means orders, rules, regulations, directions, bylaws and other instruments made or to be made, issued or given under any Act or deriving validity therefrom.

(iii) All signs, carriageway markings etc. shall comply with the Traffic Signs Regulations and General Directions 2016.

(iv) The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament

#### Section 1: No Waiting at Any Time

#### For the lengths of road listed in Schedule 1 there is no waiting at any time.

- 1/01 Save as provided in Articles 1/02, 1/03 and 1/04 of this Order no person shall, except upon the direction or with the permission of a police constable in uniform or a parking attendant in uniform, cause or permit any vehicle to wait at any time in any of the lengths of road specified in Schedule 1 to this Order and indicated by double orange lines and marked "Schedule1" on the Plan.
- 1/02 Nothing in Article 1/01 of this Order shall:
  - (a) prevent any person from causing or permitting a vehicle to wait in any of the lengths of road referred to in these Articles :-
    - (i) for so long as may be necessary to enable a person together with his/her personal luggage to board or alight from the vehicle;
    - (ii) for so long as may be necessary to enable the vehicle if it cannot be conveniently used for such purposes in any other road, to be used in connection with any building operation or demolition, the removal of any obstruction to traffic, the maintenance, improvement or reconstruction of any of the length of the road so referred to, or the laying, erection, alteration or repair in or near to any of the said length of the road, of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity, or of any telecommunications apparatus, as defined in the Telecommunications Act, 1984;
    - (iii) to enable the vehicle, if it cannot conveniently be used for such purpose in any other road, to be used in pursuance of statutory powers and duties and in particular, but without prejudice to the generality of the foregoing, to enable the vehicle to be used in connection with police, fire brigade and ambulance purposes;
    - (iv) if the vehicle is waiting owing to the driver being prevented from proceeding by circumstances beyond his/her control or to such waiting being necessary in order to avoid an accident;
    - (v) If the vehicle bearing the livery of a universal service provider is in the service of or employed by a universal service provider in the course of the provision of a universal postal service and is stationary only for so long as may be reasonably necessary for postal packets to be collected or delivered to or from adjacent premises or posting boxes;
    - (vi) for the purpose of loading or unloading the vehicle while the vehicle is standing at the kerb and is in actual use in connection with the removal of furniture from one office or dwelling house to another or the removal of furniture from such premises to a depository or to such premises from a depository;
    - (vii) to enable the vehicle to be used wholly and necessarily by the principal participants in connection with funeral operations and weddings.

- (c) apply to an emergency service vehicle.
- 1/03 Nothing in Article 1/01 of this Order shall apply to any disabled person's vehicle which is not causing an obstruction and which displays in the relevant position a disabled person's badge.

54

- 1/04 Nothing in Articles 1/01 of this Order shall prevent any person from causing or permitting a vehicle to wait in the roads specified:
  - (a) for as long as may be necessary for the purpose of delivering or collecting goods or merchandise or loading or unloading the vehicle at premises adjoining that road provided that no vehicle engaged in delivering or collecting goods or merchandise or loading or unloading shall wait:
    - (i) for longer than a period of 10 minutes in the same place without goods being physically loaded onto or unloaded from the vehicle;
    - (ii) for a longer period than thirty minutes in the same place; and
  - (b) notwithstanding anything in paragraph (a) of this Article the driver of a vehicle waiting for the purpose of delivering or collecting goods or merchandise or loading or unloading the vehicle shall move the same on the instruction of a police constable in uniform or a parking attendant in uniform whenever such moving may be reasonably necessary for the purpose of preventing an obstruction.

Given under the seal of The East Renfrewshire Council and signed for them and on their behalf by Gerard James Mahon, Chief Officer (Legal and Procurement) and duly Authorised Signatory together at Giffnock on the *(date to be advised)*.

# SCHEDULE 1

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# No Waiting at Any Time

	Roads in East Renfrewshire							
	Principal	Secondary	Lengths of Road in East	Side of Road to which				
	Reference Road	Reference	Renfrewshire	Restrictions Apply				
1	Greenlaw Road							
1/1			From a point 17 metres or thereby south east of the extended southern kerbline of Crookfur Road, south eastwards for a distance of 29 metres or thereby.	Northeast				
1/2		Crookfur Road	From a point 17 metres or thereby south east of the extended southern kerbline of Crookfur Road, south eastwards for a distance of 11 metres or thereby.	Southwest				
1/3			From a point 41 metres or thereby south east of the extended southern kerbline of Crookfur Road, south eastwards for a distance of 5 metres or thereby.	Southwest				



## EAST RENFREWSHIRE COUNCIL

## <u>CABINET</u>

## 23 FEBRUARY 2023

### Report by Director of Environment

### THE EAST RENFREWSHIRE COUNCIL (DISABLED PERSONS' PARKING PLACES) (ON-STREET) ORDER 2020 (AMENDMENT NO. 1)

### PURPOSE OF REPORT

1. To submit for approval of the Cabinet the making and confirmation of "The East Renfrewshire Council (Disabled Persons' Parking Places) (On-Street) Order 2020 (Amendment No. 1)".

### RECOMMENDATIONS

2. The Cabinet is asked to approve the making of "The East Renfrewshire Council (Disabled Persons' Parking Places) (On-Street) Order 2020 (Amendment No.1)" and 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.

## REPORT

5. The proposed Order, 'The East Renfrewshire Council (Disabled Persons' Parking Places) (On-Street) Order 2020 (Amendment No. 1)' 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. The Disabled Persons' Parking Places proposed or that have been removed or added from the public road network since the previous Disabled Person Parking Places (On Street) Order was made in 2020, are detailed in <u>Appendix 1</u>.

8. On-street disabled persons parking places 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. A statutory formal consultation on the proposed Order was carried out between 2 December 2022 and 8 January 2023 in compliance with "The Local Authorities' Traffic Orders (Procedure) Scotland Regulations 1999 (and subsequent amendments)".

10. One objection on the proposals was received, relating to the proposed installation of two disabled bays on Fenwick Road adjacent to the row of Giffnock Village shop outlets. A reply acknowledging receipt of the objection was issued. Appendix 2 of this Report gives a summary of the objection received, comments by the Roads Service on the objections and the proposed resolution.

## FINANCE AND EFFICIENCY

11. 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.

12. 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

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

14. A statutory formal consultation on the proposed Order was carried out between 2 December 2022 and 8 January 2023. A Public Notice informing of the proposals was published in the 'Glasgow Evening Times' newspaper and on the Tell Me Scotland website advising where drawings showing the proposals could be viewed and where representations or objections to the proposals should be sent. The emergency services, Elected Members and other organisations/ persons likely to be affected by any provision in the Order were notified of the proposals.

15. At the end of the statutory consultation period only one objection had been received on the proposals, from the chair of the Giffnock Business Improvement District in relation to two new disabled bays proposed for installation adjacent to the row of Giffnock Village shop outlets.

16. The two bays had been included in the proposals following a previous request from the Giffnock Community Council.

17. Taking into account the strong case put forward in the objection received, including the availability of 14 existing disabled bays in the vicinity exclusively for use by Disabled Persons Blue Badge holders, a decision was made to withdraw the two disabled bays on Fenwick Road adjacent to the row of Giffnock Village shop outlets from the Order proposals.

## PARTNERSHIP WORKING

18. 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.

19. The Roads Service work in partnership 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.

## IMPLICATIONS OF THE PROPOSALS

20. The making of 'The East Renfrewshire Council (Disabled Persons' Parking Places) (On-Street) Order 2020 (Amendment No. 1)' 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 Disabled Person Parking Places identified as being no longer required.

21. There will be no property, IT or sustainability implications arising from the proposals. There will be a positive equality outcome in relation to these proposals.

## CONCLUSIONS

22. "The East Renfrewshire Council (Disabled Persons' Parking Places) (On-Street) Order 2020 (Amendment No. 1)", 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.
- Help to prevent misuse of on-street parking places designated for the exclusive use of Disabled Blue Badge holders.
- 23. It is concluded that the Cabinet should confirm and approve the making of the Order.

## RECOMMENDATIONS

24. The Cabinet is asked to approve the making of "The East Renfrewshire Council (Disabled Persons' Parking Places) (On-Street) Order 2020 (Amendment No.1)" and delegate to the Director of Environment the implementation of the Order in accordance with the associated statutory procedures.

Director of Environment

Further information can be obtained from Patrick Doherty, Senior Traffic Officer, Tel: 0141 577 3417, e-mail address: <a href="mailto:patrick.doherty@eastrenfrewshire.gov.uk">patrick.doherty@eastrenfrewshire.gov.uk</a>

Convener contact details

Councillor Danny Devlin (Convener for Environment and Housing) Home: 0141 580 0288 Office: 0141 577 3107/8

February 2023

### **BACKGROUND PAPERS**

The Disabled Persons' Parking Places (Scotland) Act 2009

East Renfrewshire Council (Disabled Persons' Parking Places) (On-Street) Order 2020

East Renfrewshire Council Local Transport Strategy 2008-2011, Section 12.5

# 61 APPENDIX 1

## THE EAST RENFREWSHIRE COUNCIL (DISABLED PERSONS' PARKING PLACES) (ON-STREET) ORDER 2020 (AMENDMENT NO. 1)

#### SCHEDULE 1

## DISABLED PERSONS PARKING PLACES TO BE REMOVED FROM

## THE EAST RENFREWSHIRE COUNCIL (DISABLED PERSONS' ON-STREET PARKING PLACES) ORDER 2020

TOWN	ROAD	LOCATION DESCRIPTION	REF. No.
Barrhead	Fenwick Drive	South side of road, approximately 208 metres or thereby north west from the extended kerbline of Oakbank Drive, extending for a distance of 6.6 metres or thereby. (Adjacent to or near 128 Fenwick Drive)	ON20-33
Barrhead	Main Street	Southeast side of road, approximately 50 metres north east of the extended kerbline of Millview, extending for a distance of 6.6 metres or thereby. (Adjacent to or near 242 Main Street)	ON20-64
Barrhead	Rowanpark Drive	Northeast side of road, approximately 38 metres or thereby south east from the extended kerbline of Brownside Avenue, extending for a distance of 6.6 metres or thereby. (Adjacent to or near 26 Rowan Park Drive)	ON20-72
Clarkston	Randolph Drive	East side of road, approximately 37 metres or thereby from the extended kerbline of Randolph Avenue, extending for a distance of 6.6 metres or thereby. Adjacent to or near No 107 Randolph Avenue)	ON20-99
Eaglesham	Bonnyton Drive	Southeast side of the road, approximately 12 metres or thereby southwest from the extended southern kerbline of the cul-de-sac serving property No's 209-327 Bonnyton Drive, extending for a distance of 6.6 metres or thereby. (Adjacent to or near 327 Bonnyton Drive)	ON20-105
Eaglesham	Polnoon Street	Northwest side of road, approximately 18 metres or thereby north east from the extended kerbline of Glendinning Place, extending for a distance of 6.6 metres or thereby. (Adjacent to or near 26 Polnoon Street)	ON20-115
Giffnock	Carrick Crescent	Northeast side of road, approximately 66 metres or thereby south west from the south eastern kerbline of Eastwoodmains Road then approximately 14 metres or thereby north west, extending for a distance of 6.6 metres or thereby. (Adjacent to or near 13 Carrick Crescent)	ON20-116
Giffnock	Carrick Crescent	Southwest side of road, approximately 66 metres or thereby south west from the south eastern kerbline of Eastwoodmains Road then approximately 27 metres or thereby north west, extending for a distance of 6.6 metres or thereby. (Adjacent to or near 24 Carrick Crescent)	ON20-117
Giffnock	Giffnock Park Avenue	West side of road, approximately 15 metres or thereby south from the extended kerbline of Merryton Avenue, extending for a distance of 6.6 metres or thereby. (Adjacent to or near 36 Giffnock Park Avenue)	ON20-128

TOWN	ROAD	LOCATION DESCRIPTION	REF. No.
Giffnock	Braidholm Crescent	Southwest side of road, approximately 40 metres or thereby north west from the extended kerbline of Braidholm Road on Braidholm Crescent, extending for a distance of 6.6 metres or thereby. (Adjacent to or near 6 Braidholm Crescent)	ON20-129
Netherlee	First Avenue	North side of road, approximately 170 metres or thereby east from the extended kerbline of Clarkston Road, extending for a distance of 6.6 metres or thereby. (Adjacent to or near 31 First Avenue)	ON20-162
Netherlee	Ormonde Avenue	West side of road, approximately 65 metres north from the extended kerbline of Deanwood Road, extending for a distance of 6.6 metres or thereby. (Adjacent to or near 6 Ormonde Avenue)	ON20-164
Newton Mearns	Moorhill Crescent	East side of road, approximately 65 metres north from the extended northern kerbline of Hill Avenue, extending for a distance of 6.6 metres or thereby. (Adjacent to or near 37 Moorhill Crescent)	ON20-184
Thornliebank	Kennishead Road	Northeast side of road, approximately 7 metres northwest from the extended north western kerbline of Summerlea Road, extending for a distance of 6.6 metres or thereby. (Adjacent to or near 26 Kennishead Road)	ON20-203

## THE EAST RENFREWSHIRE COUNCIL (DISABLED PERSONS' PARKING PLACES) (ON-STREET) ORDER 2020 (AMENDMENT NO. 1)

## SCHEDULE 2

#### DISABLED PERSONS PARKING PLACES TO BE **ADDED** TO THE EAST RENFREWSHIRE COUNCIL (DISABLED PERSONS' ON-STREET PARKING PLACES) ORDER 2020

TOWN	ROAD	LOCATION DESCRIPTION	REF. No.
Barrhead	Craighead Street	Located in Craighead Street, Adjacent to or near No. 1 Craighead Way	22-25
Barrhead	Dealston Road	Located in Dealston Road, Adjacent to or near No 78 Paisley Road	22-17
Barrhead	Divernia Way	Adjacent to or near 58 Divernia Way	22-13
Barrhead	George Street	Adjacent to or near 4 George Street	22-11
Barrhead	Graham Street	Adjacent to or near 47 Graham Street	22-09
Barrhead	Henry Street	Adjacent to or near 20 Henry Street	22-22
Barrhead	Kelburn Street	Adjacent to or near 92 Kelburn Street	22-03
Barrhead	Langton Crescent	Adjacent to or near 6 Langton Crescent	22-14
Barrhead	Levern Crescent	Adjacent to or near 9 Levern Crescent	22-21
Barrhead	Levern Crescent	Adjacent to or near 96 Levern Crescent	22-10
Barrhead	Main Street	Adjacent to or near 248 Main Street	22-18
Barrhead	Oakbank Drive	Adjacent to or near No 32 Oakbank Drive	22-26
Barrhead	Arthurlie Street	Adjacent to or near No 28 Arthurlie Street	22-29
Barrhead	Divernia Way	Adjacent to or near No 74 Divernia Way	22-30
Barrhead	Carnock Crescent	Adjacent to or near No 64 Carnock Crescent	22-39
Barrhead	Moorhouse Street	Adjacent to or near No 27 Moorhouse Street	22-40
Barrhead	Carnock Crescent	Adjacent to or near No 62 Carnock Crescent	22-41
Barrhead	Glasgow Road	Adjacent to or near No 127 Glasgow Road	22-44
Barrhead	Braeside Crescent	Adjacent to or near No. 14 Braeside Crescent	22-47

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TOWN	ROAD	LOCATION DESCRIPTION	REF. No.
Barrhead	Aurs Drive	Adjacent to or near No 10 Aurs Drive	22-49
Barrhead	George Street	Adjacent to or near No 11 George Street	22-50
Clarkston	Busby Road	Adjacent to or near No 2 The Toll, Busby Road	22-32
Clarkston	Busby Road	Adjacent to or near No 18 The Toll, Busby Road	22-33
Clarkston	Busby Road	Adjacent to or near No 60 Busby Road, Busby Road	22-34
Clarkston	Randolph Avenue	Adjacent to or near No 6 Randolph Avenue	22-37
Eaglesham	Bonnyton Drive	Adjacent to or near No 158 Bonnyton Drive within layby on main carriageway	22-02
Eaglesham	Montgomery Square	Adjacent to or near No 5 Montgomery Square	22-12
Eaglesham	Polnoon Street	Adjacent to or near No 3 Polnoon Street	22-07
Giffnock	Braidholm Crescent	Adjacent to or near No 3 Braidholm Crescent	22-04
Giffnock	Elliot Drive	Adjacent to or near No 4 Elliot Drive	22-19
Neilston	Craighall Quadrant	Adjacent to or near 22 Craighall Quadrant	22-31
Neilston	Harelaw Avenue	Adjacent to or near No 27 Harelaw Avenue	22-05
Neilston	Main Street	Adjacent to or near No 141 Main Street	22-23
Neilston	Main Street	Adjacent to or near No 55 Main Street	22-35
Neilston	Main Street	Adjacent to or near No 89 Main Street	22-36
Netherlee	First Avenue	Adjacent to or near No 24 First Avenue	22-01
Netherlee	Ormonde Court	Adjacent to or near No 3 Ormonde Court	22-20
Newton Mearns	Fairweather Place	Adjacent to or near No 9 Fairweather Place	22-28
Newton Mearns	Kings Drive	Adjacent to or near No 2 Kings Drive	22-15
Newton Mearns	Castle Road	Adjacent to or near No 40 Castle Road	22-24
Newton Mearns	Kings Gardens	Adjacent to or near No 3 Kings Gardens	22-16
Newton Mearns	William Mann Drive	Adjacent to or near No 12 William Mann Drive	22-08

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TOWN	ROAD	LOCATION DESCRIPTION	REF. No.
Newton Mearns	Moorhill Road	Adjacent to or near No 41 Moorhill Road	22-43
Thornliebank	Crosslees Drive	Adjacent to or near No 41 Crosslees Drive	22-06
Thornliebank	Crosslees Drive	Adjacent to or near No 1 Crosslees Drive	22-27
Thornliebank	North Park Avenue	Adjacent to or near No 22 North Park Avenue	22-38
Thornliebank	Lochiel Road	Adjacent to or near No 4 Lochiel Road	22-42
Thornliebank	Inglestone Avenue	Adjacent to or near No 69 Inglestone Avenue	22-48

### **APPENDIX 2**

## THE EAST RENFREWSHIRE COUNCIL (DISABLED PERSONS' PARKING PLACES)(ON-STREET) ORDER 2020 (AMENDMENT NO. 1)

### SUMMARY OF OBJECTION

Objection	Roads Services comments	Proposed Resolution	OBJECTION STATUS
CONSULTATION RESPONSE "Giffnock Bid formally protests in the strongest possible terms about the proposal to introduce 2 On- Street Disabled Persons Parking Bays on Fenwick Road Giffnock. We would plead that ERC urgently needs to consider the reality of the future of the Giffnock Village shop outlets fighting for their very survival in the current serious economic downturn situation. They are already fighting horrendous unsustainable cost increases including inflation, energy, supplies, staff, lease uplifts etc. etc. with others looming on a daily basis including rates / utility services etc. coupled with reduced footfall / customer spending etc. arising from serious income restraints. While we continually endeavour to maintain Giffnock Village as an attractive focus for the community, we are totally dependent on our peripatetic customer base having ready access to our outlets, and car parking provision is crucial – we urgently require more not less. The prospect therefore of having 2 invaluable existing scarce parking places so restricted (albeit to facilitate disabled) has been received with 'horror and despair' especially by the outlets in the immediate vicinity, some of whom have indicated that this would be the final nail in the coffin' for them and result in the early closure of their business. While trying hard to be circumspect in examining any case for this proposal, we have identified / and are of the firm view that with the existing 7 disabled person spaces situated in the Station Carpark, also the 4 spaces at street level together with the additional 3 spaces overhead situated at the LIDL outlet i.e a total of 14 disabled car parking spaces within a distance of less than 100m that the Fenwick Road shopping area has sufficient existing provision to meet perceived needs, and that this proposal should be dropped. We therefore respectfully yet strongly request that this response and the proposal is carefully and fully reconsidered in all aspects."	Parking on all public roads and car parks in East Renfrewshire is free and available to all motorists with the exception of marked disabled bays which are exclusively for use only by those vehicles displaying a valid disabled persons blue badge. Blue Badge holders are exempt from waiting restrictions when correctly displaying a valid disabled persons blue badge in their vehicle.	It was deemed appropriate to withdraw the proposal to install the 2 disabled bays on Fenwick Road adjacent to the row of Giffnock Village shop outlets.	WITHDRAWN

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Drawing Info.	EAST RENFREWSHIRE COUNCIL - ENVIRONMENT DEPARTMENT					
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## THE EAST RENFREWSHIRE COUNCIL (DISABLED PERSONS' PARKING PLACES) (ON-STREET) ORDER 2020 (AMENDMENT NO. 1)

97

The East Renfrewshire Council ("The Council") in exercise of powers conferred on them by section 45 and 124 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(1) of Schedule 9 to the said Act, hereby make the following Order:

- This Order may be cited as "The East Renfrewshire Council (Disabled Persons' Parking Places) (On-Street) Order 2020 (Amendment No. 1)" 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 bay locations listed in Schedule 1 of this Order shall be **deleted** from Schedule 1 of "The East Renfrewshire Council (Disabled Persons' Parking Places) (On-Street) Order 2020".
- 4. The disabled bay locations 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"
- Except in so far as amended 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 shall remain in full force and effect.

This Order together with the Schedules annexed and signed as relative hereto are given under the seal of the East Renfrewshire Council and signed for them and on their behalf by Joseph George Abrami, Principal Solicitor and duly authorised signatory together at Giffnock on *(Date to be advised)*.

### 98

# THE EAST RENFREWSHIRE COUNCIL (DISABLED PERSONS' PARKING PLACES) (ON-STREET) ORDER 2020 (AMENDMENT NO. 1)

#### SCHEDULE 1

#### DISABLED BAYS TO BE DELETED FROM

### THE EAST RENFREWSHIRE COUNCIL (DISABLED PERSONS' ON-STREET PARKING PLACES) ORDER 2020

TOWN	STREET	LOCATION DESCRIPTION	Ref. No.
Barrhead	Fenwick Drive	South side of road, approximately 208 metres or thereby north west from the extended kerbline of Oakbank Drive, extending for a distance of 6.6 metres or thereby. (Adjacent to or near 128 Fenwick Drive)	ON20-33
Barrhead	Main Street	Southeast side of road, approximately 50 metres north east of the extended kerbline of Millview, extending for a distance of 6.6 metres or thereby. (Adjacent to or near 242 Main Street)	ON20-64
Barrhead	Rowanpark Drive	Northeast side of road, approximately 38 metres or thereby south east from the extended kerbline of Brownside Avenue, extending for a distance of 6.6 metres or thereby. (Adjacent to or near 26 Rowan Park Drive)	ON20-72
Clarkston	Randolph Drive	East side of road, approximately 37 metres or thereby from the extended kerbline of Randolph Avenue, extending for a distance of 6.6 metres or thereby. Adjacent to or near No 107 Randolph Avenue)	ON20-99
Eaglesham	Bonnyton Drive	Southeast side of the road, approximately 12 metres or thereby southwest from the extended southern kerbline of the cul-de-sac serving property No's 209-327 Bonnyton Drive, extending for a distance of 6.6 metres or thereby. (Adjacent to or near 327 Bonnyton Drive)	ON20-105
Eaglesham	Polnoon Street	Northwest side of road, approximately 18 metres or thereby north east from the extended kerbline of Glendinning Place, extending for a distance of 6.6 metres or thereby. (Adjacent to or near 26 Polnoon Street)	ON20-115
Giffnock	Carrick Crescent	Northeast side of road, approximately 66 metres or thereby south west from the south eastern kerbline of Eastwoodmains Road then approximately 14 metres or thereby north west, extending for a distance of 6.6 metres or thereby. (Adjacent to or near 13 Carrick Crescent)	ON20-116
Giffnock	Carrick Crescent	Southwest side of road, approximately 66 metres or thereby south west from the south eastern kerbline of Eastwoodmains Road then approximately 27 metres or thereby north west, extending for a distance of 6.6 metres or thereby. (Adjacent to or near 24 Carrick Crescent)	ON20-117
Giffnock	Giffnock Park Avenue	West side of road, approximately 15 metres or thereby south from the extended kerbline of Merryton Avenue, extending for a distance of 6.6 metres or thereby. (Adjacent to or near 36 Giffnock Park Avenue)	ON20-128

TOWN	STREET	LOCATION DESCRIPTION	Ref. No.
Giffnock	Braidholm Crescent	Southwest side of road, approximately 40 metres or thereby north west from the extended kerbline of Braidholm Road on Braidholm Crescent, extending for a distance of 6.6 metres or thereby. (Adjacent to or near 6 Braidholm Crescent)	ON20-129
Netherlee	First Avenue	North side of road, approximately 170 metres or thereby east from the extended kerbline of Clarkston Road, extending for a distance of 6.6 metres or thereby. (Adjacent to or near 31 First Avenue)	ON20-162
Netherlee	Ormonde Avenue	West side of road, approximately 65 metres north from the extended kerbline of Deanwood Road, extending for a distance of 6.6 metres or thereby. (Adjacent to or near 6 Ormonde Avenue)	ON20-164
Newton Mearns	Moorhill Crescent	East side of road, approximately 65 metres north from the extended northern kerbline of Hill Avenue, extending for a distance of 6.6 metres or thereby. (Adjacent to or near 37 Moorhill Crescent)	ON20-184
Thornliebank	Kennishead Road	Northeast side of road, approximately 7 metres northwest from the extended north western kerbline of Summerlea Road, extending for a distance of 6.6 metres or thereby. (Adjacent to or near 26 Kennishead Road)	ON20-203

# 100

### THE EAST RENFREWSHIRE COUNCIL (DISABLED PERSONS' PARKING PLACES) (ON-STREET) ORDER 2020 (AMENDMENT NO. 1)

#### SCHEDULE 2

#### DISABLED BAYS TO BE ADDED TO

### THE EAST RENFREWSHIRE COUNCIL (DISABLED PERSONS' ON-STREET PARKING PLACES) ORDER 2020

TOWN	STREET	LOCATION DESCRIPTION	Ref. No.
Barrhead	Craighead Street	Located in Craighead Street, Adjacent to or near No. 1 Craighead Way	22-25
Barrhead	Dealston Road	Located in Dealston Road, Adjacent to or near No 78 Paisley Road	22-17
Barrhead	Divernia Way	Adjacent to or near 58 Divernia Way	22-13
Barrhead	George Street	Adjacent to or near 4 George Street	22-11
Barrhead	Graham Street	Adjacent to or near 47 Graham Street	22-09
Barrhead	Henry Street	Adjacent to or near 20 Henry Street	22-22
Barrhead	Kelburn Street	Adjacent to or near 92 Kelburn Street	22-03
Barrhead	Langton Crescent	Adjacent to or near 6 Langton Crescent	22-14
Barrhead	Levern Crescent	Adjacent to or near 9 Levern Crescent	22-21
Barrhead	Levern Crescent	Adjacent to or near 96 Levern Crescent	22-10
Barrhead	Main Street	Adjacent to or near 248 Main Street	22-18
Barrhead	Oakbank Drive	Adjacent to or near No 32 Oakbank Drive	22-26
Barrhead	Arthurlie Street	Adjacent to or near No 28 Arthurlie Street	22-29
Barrhead	Divernia Way	Adjacent to or near No 74 Divernia Way	22-30
Barrhead	Carnock Crescent	Adjacent to or near No 64 Carnock Crescent	22-39
Barrhead	Moorhouse Street	Adjacent to or near No 27 Moorhouse Street	22-40
Barrhead	Carnock Crescent	Adjacent to or near No 62 Carnock Crescent	22-41
Barrhead	Glasgow Road	Adjacent to or near No 127 Glasgow Road	22-44
Barrhead	Braeside Crescent	Adjacent to or near No. 14 Braeside Crescent	22-47

TOWN	STREET	LOCATION DESCRIPTION	Ref. No.
Barrhead	Aurs Drive	Adjacent to or near No 10 Aurs Drive	22-49
Barrhead	George Street	Adjacent to or near No 11 George Street	22-50
Clarkston	Busby Road	Adjacent to or near No 2 The Toll, Busby Road	22-32
Clarkston	Busby Road	Adjacent to or near No 18 The Toll, Busby Road	22-33
Clarkston	Busby Road	Adjacent to or near No 60 Busby Road, Busby Road	22-34
Clarkston	Randolph Avenue	Adjacent to or near No 6 Randolph Avenue	22-37
Eaglesham	Bonnyton Drive	Adjacent to or near No 158 Bonnyton Drive within layby on main carriageway	22-02
Eaglesham	Montgomery Square	Adjacent to or near No 5 Montgomery Square	22-12
Eaglesham	Polnoon Street	Adjacent to or near No 3 Polnoon Street	22-07
Giffnock	Braidholm Crescent	Adjacent to or near No 3 Braidholm Crescent	22-04
Giffnock	Elliot Drive	Adjacent to or near No 4 Elliot Drive	22-19
Giffnock	Fenwick Road	Adjacent to or near 168 Fenwick Road	22-45
Giffnock	Fenwick Road	Adjacent to or near 154 Fenwick Road	22-46
Neilston	Craighall Quadrant	Adjacent to or near 22 Craighall Quadrant	22-31
Neilston	Harelaw Avenue	Adjacent to or near No 27 Harelaw Avenue	22-05
Neilston	Main Street	Adjacent to or near No 141 Main Street	22-23
Neilston	Main Street	Adjacent to or near No 55 Main Street	22-35
Neilston	Main Street	Adjacent to or near No 89 Main Street	22-36
Netherlee	First Avenue	Adjacent to or near No 24 First Avenue	22-01
Netherlee	Ormonde Court	Adjacent to or near No 3 Ormonde Court	22-20
Newton Mearns	Fairweather Place	Adjacent to or near No 9 Fairweather Place	22-28
Newton Mearns	Kings Drive	Adjacent to or near No 2 Kings Drive	22-15
Newton Mearns	Castle Road	Adjacent to or near No 40 Castle Road	22-24

# 102

TOWN	STREET	LOCATION DESCRIPTION	Ref. No.
Newton Mearns	Kings Gardens	Adjacent to or near No 3 Kings Gardens	22-16
Newton Mearns	William Mann Drive	Adjacent to or near No 12 William Mann Drive	22-08
Newton Mearns	Moorhill Road	Adjacent to or near No 41 Moorhill Road	22-43
Thornliebank	Crosslees Drive	Adjacent to or near No 41 Crosslees Drive	22-06
Thornliebank	Crosslees Drive	Adjacent to or near No 1 Crosslees Drive	22-27
Thornliebank	North Park Avenue	Adjacent to or near No 22 North Park Avenue	22-38
Thornliebank	Lochiel Road	Adjacent to or near No 4 Lochiel Road	22-42
Thornliebank	Inglestone Avenue	Adjacent to or near No 69 Inglestone Avenue	22-48