

EAST RENFREWSHIRE COUNCILCABINET1 June 2023Report by Director of EnvironmentTHE EAST RENFREWSHIRE COUNCIL OAKBANK DRIVE, BARRHEAD
(REDETERMINATION OF MEANS OF EXERCISE OF PUBLIC RIGHT OF PASSAGE)
ORDER 2023**PURPOSE OF REPORT**

1. The purpose of the report is to recommend the Cabinet approve the making and confirmation of “The East Renfrewshire Council, (Oakbank Drive, Barrhead) (Redetermination of Means of Exercise of Public Right of Passage) Order 2023”.

RECOMMENDATIONS

2. It is recommended that the Cabinet approve the making and confirmation of “The East Renfrewshire Council, (Oakbank Drive, Barrhead) (Redetermination of Means of Exercise of Public Right of Passage) Order 2023” which will authorise the redetermination of a section of the road from carriageway to road verge, the right of passage being exercisable by foot only, and delegate to the Director of Environment the implementation of the Order in accordance with the associated statutory procedures.

BACKGROUND

3. Following recent improvements to the road layout at the junction of Springfield Road with Aurs Road, which included the installation of traffic signals to manage the flow of traffic through the junction, it is considered appropriate to make the above Order in the interests of road safety for all road users in the immediate vicinity.

4. The effect of the Order will be such that the section of Oakbank Drive, detailed below and shown in [Appendix 1](#), which at present forms part of the carriageway and will become road verge, the right of passage being exercisable on foot only and will restrict vehicular access over that section of Oakbank Drive in the interests of road safety.

- That section of Oakbank Drive located between the extended south eastern kerbline of the main carriageway of Oakbank Drive and the extended north western kerbline of the main carriageway of Springfield Road, a distance of 4 metres or thereby and extending for a distance of 17 metres or thereby from a point 26 metres or thereby southwest of the extended western kerbline of Aurs Road, as shown by saw tooth hatching on the plan accompanying the order.

REPORT

5. The Council has a duty under the Road Traffic Regulation Act 1984 to secure the safe movement of traffic on the local road network.

6. Recent improvements to the road layout at the junction of Springfield Road with Aurs Road were introduced as a consequence of the projected increase in volume of vehicular and pedestrian traffic through this junction associated with the construction of new residential housing developments in this area of Barrhead.

7. In order to facilitate the amended road junction layout, which was upgraded to a signalised junction, redetermination of the central gap between Oakbank Drive and Springfield Road is necessary to accommodate queuing traffic waiting at the stop line for the traffic signals prior to joining Aurs Road. The stop line associated with the new traffic signals is positioned directly adjacent to the former central gap and corresponds with the mandatory positioning relative to the traffic signal head. Redetermination of the gap, thus preventing vehicular access over this section of road, will facilitate the safe and efficient operation of the new signalised junction.

8. A summary of objections received, comments by the Roads Service and the proposed resolution are shown in [Appendix 2](#).

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

FINANCE AND EFFICIENCY

10. There will be no financial implications to the Council as a result of approving and making this Traffic Regulation Order.

11. Alterations to the road layout to form a verge between Oakbank Drive and Springfield Road and all associated costs will be borne by the developer constructing the nearby residential neighbourhoods.

12. There will be no requirement to install additional signage associated with the new restriction.

CONSULTATION

13. A formal consultation was carried out on the proposed Order between 14 April and 20 May 2022 in compliance with "The Local Authorities' Traffic Orders (Procedure) Scotland Regulations 1999 (and subsequent amendments)". Public Notices were posted on light columns and sign poles located nearby advising of the consultation, where drawings showing the proposals could be viewed and where any representations or objections could be sent. Police Scotland, emergency services and other organisations / persons likely to be affected by any provision in the order were notified by email of the proposals. A Public Notice informing of the public consultation on the proposals was also published in the Glasgow Times newspaper, the Tell Me Scotland website and the Councils website.

14. A total of 2 objections to the proposals were received and a reply acknowledging receipt of each objection was issued.

15. Both objectors made reference to previous road works in the area which resulted in the temporary closure of this same section that is now proposed to be closed off permanently. It was claimed that difficulties were encountered by diverted traffic attempting to access Springfield Road from its junction with Divernia Way and also with the next closest alternative route via Springfield Drive to Braeside Drive where it then joins Aurs Road. It was stated that "both junctions were gridlocked at peak times due to the volume of traffic & parked cars."

16. The Roads Service have advised that they will continue to monitor the situation and consider potential remedial measure, if required.

PARTNERSHIP WORKING

17. The proposed introduction of this Traffic Regulation Order did not involve partnership working other than seeking advanced approval of the proposal from Police Scotland.

IMPLICATIONS OF THE PROPOSALS

18. There will be no staffing, property, legal, IT, subsidy control, equalities, sustainability or climate change implications arising from the proposals.

CONCLUSIONS

19. “The East Renfrewshire Council, (Oakbank Drive, Barrhead) (Redetermination of Means of Exercise of Public right of Passage) Order 2023” (see Appendix 3), will restrict vehicular access over the section of Oakbank Drive located between the extended south eastern kerbline of the main carriageway of Oakbank Drive and the extended north western kerbline of the main carriageway of Springfield Road, to safely accommodate traffic on the newly upgraded traffic signalled controlled junction at Springfield Road / Aurs Road.

RECOMMENDATIONS

20. It is recommended that the Cabinet approve the making and confirmation of “The East Renfrewshire Council, (Oakbank Drive, Barrhead) (Redetermination of Means of Exercise of Public Right of Passage) Order 2023” which will authorise the redetermination of a section of the road from carriageway to road verge, the right of passage being exercisable by foot only, and delegate to the Director of Environment the implementation of the Order in accordance with the associated statutory procedures.

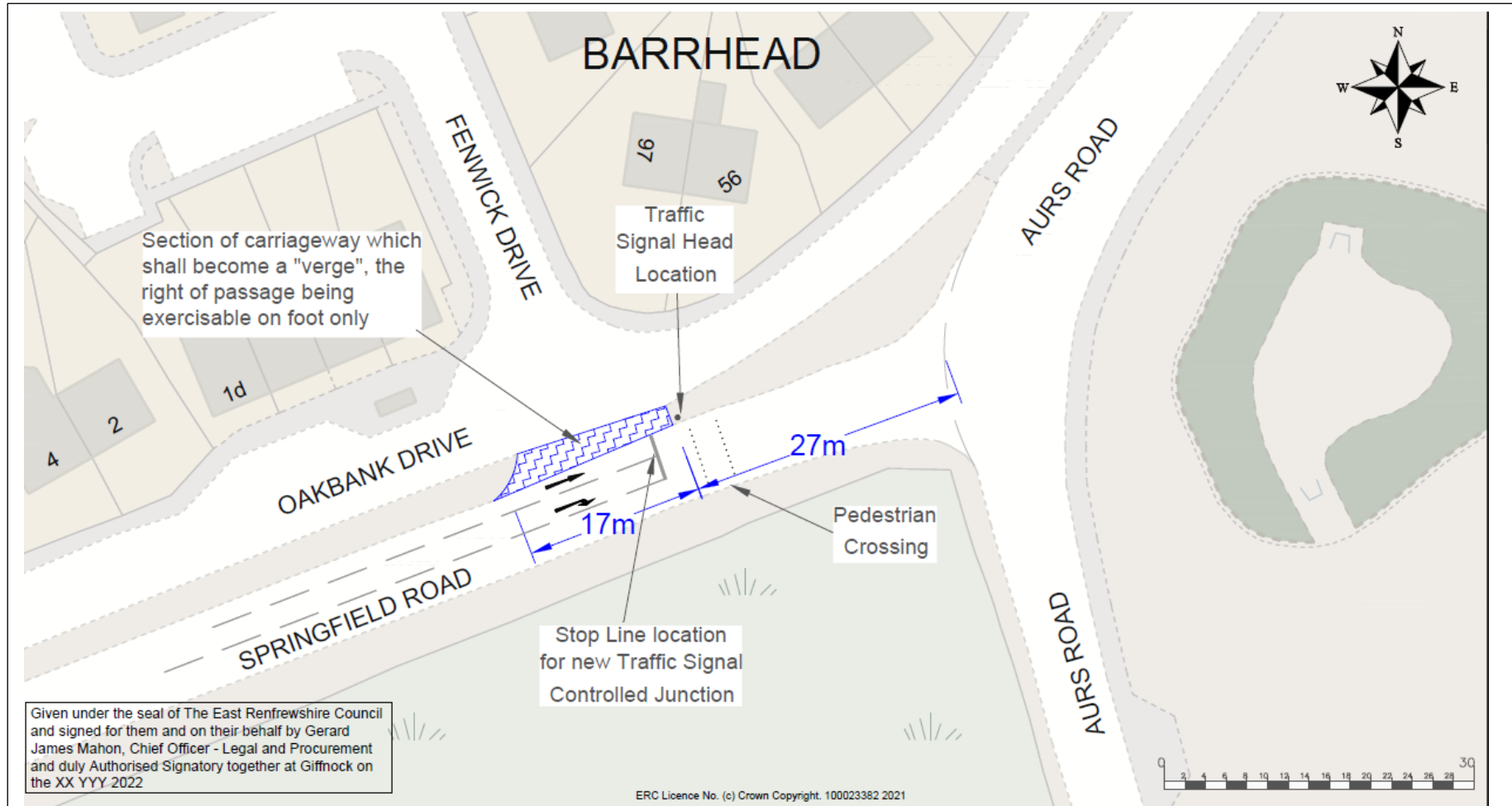
Director of Environment

For further information contact: John Marley, Principal Traffic Officer, Roads Service. Tel: 0141-577-3497 or E-mail: roads@eastrenfrewshire.gov.uk

May 2023

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APPENDIX 1



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 XX YYY 2022

Drawing Info.

 Road over which the public right of passage is to be redetermined

EAST RENFREWSHIRE COUNCIL - ENVIRONMENT DEPARTMENT Roads Service - 2 Spiersbridge Way, Spiersbridge Business Park, Thornliebank, G46 8NG Head of Service - G. McCamey		
<u>Drawing Title</u> The East Renfrewshire Council Oakbank Drive, Barrhead (Redetermination of Means of Exercise of Right of Passage) Order 2022		<u>Date</u> Feb 2022
		<u>Scale</u> N.T.S.
<u>Dwg No.</u> EN-58-40-344-RDO1	<u>Dwg By</u> DAL	<u>Checked By</u>
<u>Revision</u>	<u>File Ref.</u> EN-58-40-344	

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APPENDIX 2
SUMMARY OF OBJECTIONS

Objection	Summary of Objection	Roads Service comments	Proposed Resolution	Status
1	<p><u>Objector stated:</u> All traffic will have only 2 alternative points to merge onto the main roads, either the gap at Divernia Way joining onto Springfield Rd or going all the way round Springfield Drive to eventually merge onto Aurs Rd at Braeside Drive.</p> <p>Previous works in the area which have resulted in the temporary closure of this same section of road that is now proposed to be closed off permanently has resulted in gridlock at peak times at the other alternative routes due to the volume of traffic & parked cars which is not normally a big issue when the gap is open.</p> <p>I also walk to the Dams on a regular basis crossing this road and do not see the benefits to closing this off, particularly when there are traffic lights going in at the main junction of Aurs & Springfield.</p>	<p>The upgraded Aurs Road/Springfield Road junction is now signalised resulting the requisite Stop line, for eastbound traffic on Springfield Road, being located directly adjacent to the gap in the central reservation between Oakbank Drive and Springfield Road.</p> <p>Given this, it is necessary for the gap to be redetermined and converted to verge in order to prevent vehicular access to Springfield Road at this location thus facilitating the safe and efficient operation of the signalised junction.</p>	<p>No amendments to the redetermination of right of access over this section of Oakbank Drive are proposed.</p> <p>However, the Roads Service have confirmed that consideration will be given to introducing suitable measures to address the concerns raised by the objectors with regards the alternative routes for affected traffic once a full assessment on the impact the redetermination order on the nearby roads is carried out.</p>	MAINTAINED
2	<p><u>Objector stated:</u> All traffic will have only 2 alternative points to merge onto the main roads, either the gap at Divernia Way joining onto Springfield Rd or going all the way round Springfield Drive to eventually merge onto Aurs Rd at Braeside Drive.</p> <p>Previous works in the area which have resulted in the temporary closure of this same section of road that is now proposed to be closed off permanently has resulted in gridlock at peak times at the other alternative routes due to the volume of traffic & parked cars which is not normally a big issue when the gap is open.</p>	<p>The inclusion of a pedestrian phase within the new signalised junction will facilitate the safe movement of pedestrians from Fenwick Drive and Oakbank Drive to the Dams.</p>		OUTSTANDING*

Outstanding * - Objector has not confirmed whether they wish to withdraw or maintain their objection after being requested to do so.

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ROADS (SCOTLAND) ACT 1984

**THE EAST RENFREWSHIRE COUNCIL
(OAKBANK DRIVE, BARRHEAD)
(REDETERMINATION OF MEANS OF EXERCISE
OF PUBLIC RIGHT OF PASSAGE)
ORDER 2023**

The East Renfrewshire Council, in exercise of the powers conferred on them by section 1(1) and 152(2) of the Roads (Scotland) Act 1984, and of all powers enabling them in that behalf, hereby make and confirm the following order:-

1. This order may be cited as “The East Renfrewshire Council, (Oakbank Drive, Barrhead) (Redetermination of Means of Exercise of Public right of Passage) Order 2023” and shall come into operation on *(Date to be confirmed)*.
2. The section of road in the area of Auchenback, Barrhead, specified in the Schedule to this order, which at present forms part of the Oakbank Drive carriageway, shall become a section of road verge the right of passage being exercisable on foot only.

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 confirmed)*. Two Thousand and Twenty Three.

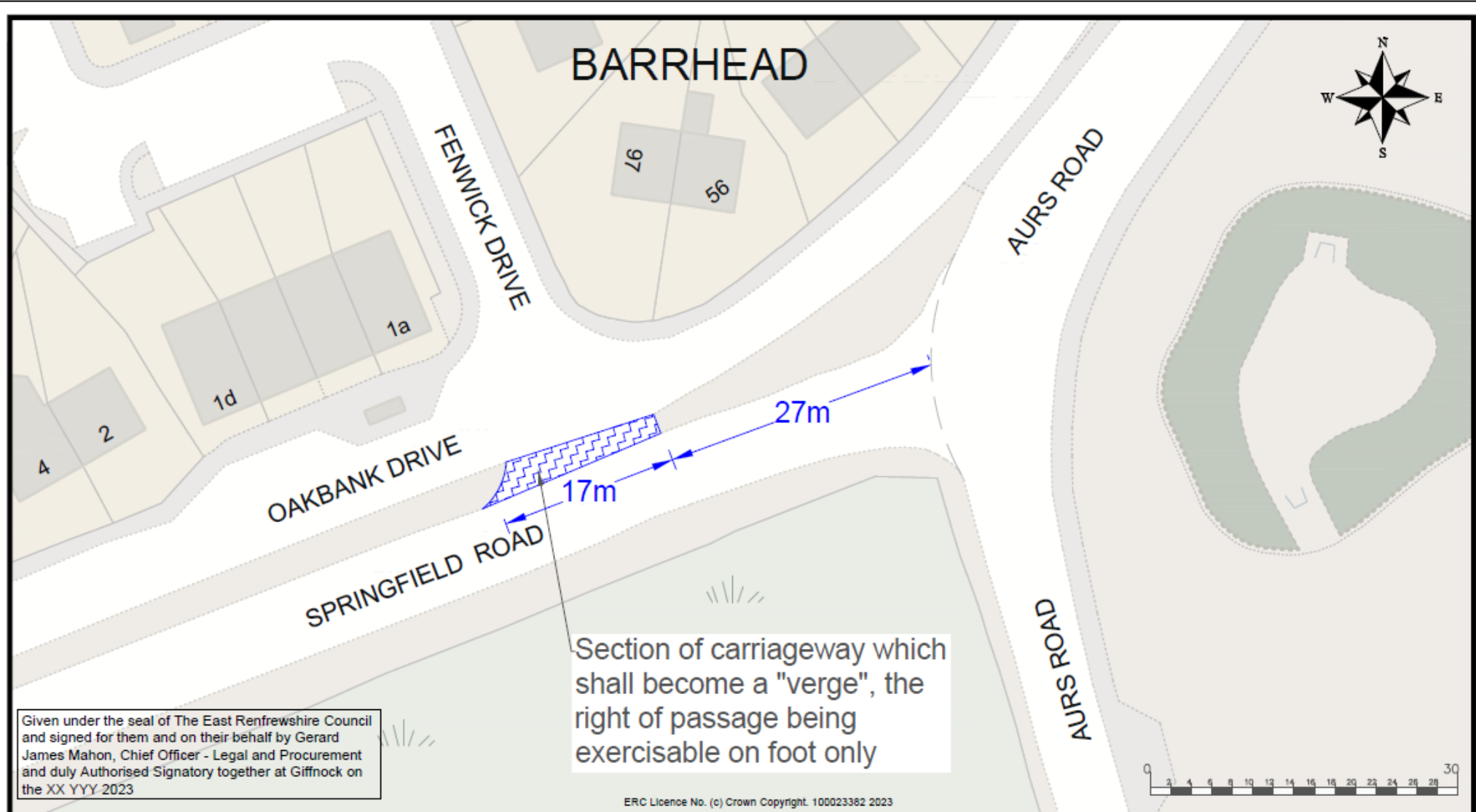
SCHEDULE

**ROAD OVER WHICH MEANS OF EXERCISE OF PUBLIC RIGHT OF PASSAGE IS
TO BE REDETERMINED**

- Oakbank Drive, Barrhead:

That section of Oakbank Drive located between the extended south eastern kerblineline of the main carriageway of Oakbank Drive and the extended north western kerblineline of the main carriageway of Springfield Road, a distance of 4 metres or thereby and extending for a distance of 17 metres or thereby from a point 26 metres or thereby southwest of the extended western kerblineline of Aurs Road, as shown by saw tooth hatching on the plan accompanying the order.

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Drawing Info.

Road over which the public right of passage is to be redetermined

EAST RENFREWSHIRE COUNCIL - ENVIRONMENT DEPARTMENT
 Roads Service - 2 Splersbridge Way, Splersbridge Business Park, Thornliebank, G46 8NG
 Head of Service - G. McCarney

Drawing Title
 The East Renfrewshire Council
 Oakbank Drive, Barrhead
 (Redetermination of Means of Exercise of Right of Passage)
 Order 2023

Date
 Feb 2022
Scale
 1:500

Dwg No. EN-58-40-344-RD01

Dwg By DAL

Checked By

Revision

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