

Statement of Reasons

South Gloucestershire Moving Traffic Enforcement Adoption of Powers

Background

Most moving traffic offences before May 2022 could only be enforced by the police in areas outside of London and Wales. There is now the opportunity for powers of enforcement to also be held by other local authorities for certain restrictions on moving traffic. This change applies to restrictions such as banned turns; one-way streets; yellow box junctions; and some access prohibitions.

Traditionally enforcement in those cases could only be undertaken by the Police who could issue fixed penalty notices (FPN) and pursue criminal prosecutions resulting in driving license endorsements. It is increasingly apparent that undertaking this presents a resourcing issue for the police to manage alongside other duties and priorities.

The Department for Transport (DfT) announced earlier this year that local authorities outside of London and Wales may apply to adopt moving traffic enforcement powers (MTE) under [Part 6 of the Traffic Management Act 2004](#). Offences could be enforced by the Council using certified approved camera devices. A full list of the restrictions that are included within these powers are included within Appendix SGMTE to this report. New powers do not extend to speed enforcement.

South Gloucestershire Council is proposing to adopt powers to help improve road safety, tackle congestion and support both public transport and active travel by enforcement of moving traffic contraventions.

Once the Council has obtained the powers from the Department of Transport (DfT) it will not need to reapply to implement MTE at other locations; however, future locations where it is proposed will need to be subject to a public consultation of at least six weeks.

The use of existing civil enforcement processes already in place for parking and bus lanes offences, will allow the Council to undertake a more proactive approach to increase compliance with these additional types of restrictions, and help ensure our approach remains clear; accountable; proportionate; and consistent. Civil enforcement action by the Council will be in line with our approach to bus lanes using Automatic Number Plate Recognition (ANPR) cameras. Each recorded contravention will be subject to further human review to ensure that action taken is proportionate and not automatically generated.

Purpose of Scheme

We consider that the key benefits of acquiring moving traffic enforcement powers will be:

- Reduced network congestion.
- Increased numbers of motorists complying with the rules of the road.
- Improved road safety for all road users.
- Improved journey times for public transport.
- Improved air quality, reduction in transport related emissions contributing to carbon net zero targets.

Proposed Scheme

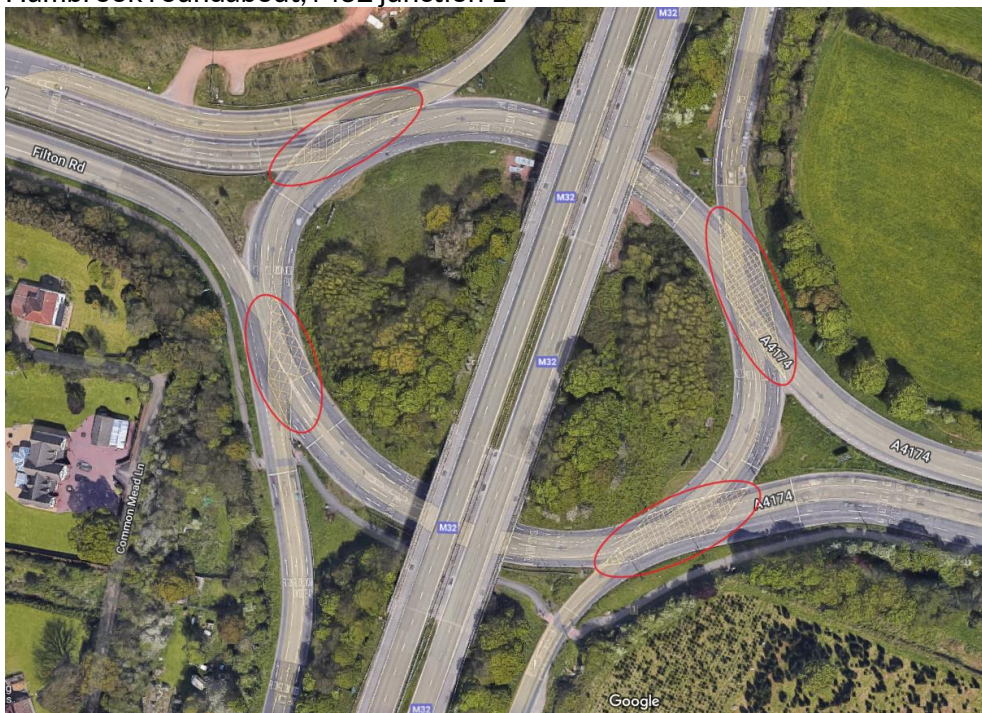
We are asking you to give your views on our plans to apply these powers for initial use at yellow box junctions in the following locations:

1. Filton roundabout A38 Gloucester Road North junction with B4056 Southmead Road and A4174 Link Road (ring road)



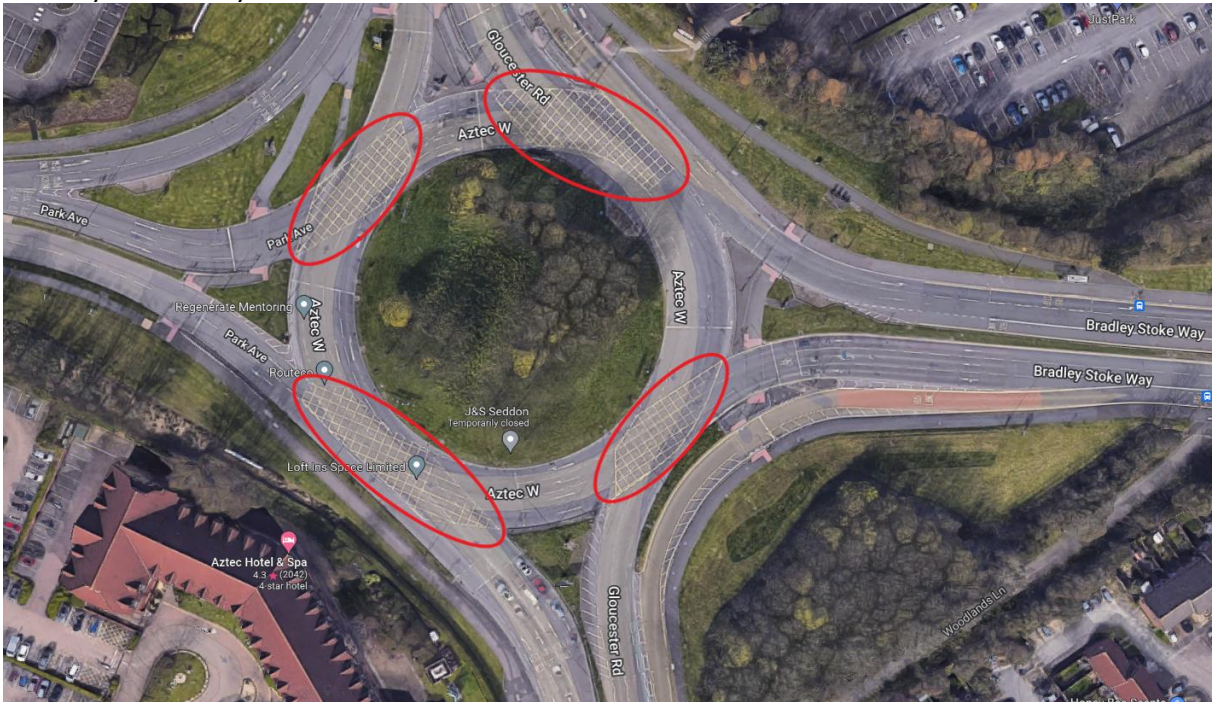
Credit : Google

2. Hambrook roundabout, M32 junction 1



Credit : Google

3. Aztec West roundabout, the A38 Gloucester Road junction with Park Avenue and Bradley Stoke Way



Credit : Google

We are also asking you to give your views on our plans to also apply these powers of enforcement at Kenmore Drive junction where it joins Kenmore Crescent in Filton which has a part-time no entry restriction, Monday to Friday between the hours of 3:45 and 5:30 pm:

4. Kenmore Drive



Credit : Google

This restriction has been in place for many years with recent surveys confirming a high level of abuse as drivers avoid the more appropriate B4056 Southmead Road.

There are no proposals for new moving traffic restrictions at this time. Drivers that continue to comply with restrictions will not be at risk of enforcement action.

If we apply these powers at the sites mentioned above, this will also allow us to monitor the number of contraventions at these locations. In doing so, we can then evaluate whether the current road markings and enforcement measures are fair, proportionate and effective.

Purpose of this consultation

This consultation is about Council use of these potential civil enforcement powers at specific locations with existing restrictions. You are invited to indicate whether you support, or object to, the use of these powers at the locations proposed.

Timescale

Depending upon the outcome of this public consultation and any subsequent application to the DfT, it is hoped that the proposed adoption of powers will be granted during 2023 with ANPR camera installation thereafter. Each site will also be reviewed and if necessary refurbished before any enforcement commences by the council's civil enforcement team. For the time being contraventions continue to be enforced by the police where necessary and resource permitting.

The police will retain authority to enforce against any and all moving traffic contraventions whether or not civil enforcement powers are also granted to the Council at these specific sites.

Further information

Please refer to the document Appendix SGMTE where you can find a full list of the restrictions that are included within these new civil enforcement powers.

You can view [Part 6 of the Traffic Management Act 2004](#) for more information regarding the legislation that allows this change.

A frequently asked questions (FAQ) document has been prepared and should be read in conjunction with this document.