
**STATUTORY
CONSULTATION
UNDER THE 1984
ROAD TRAFFIC
REGULATIONS ACT
AND SECTION 105
OF THE HOUSING
ACT 1985**

ALL ESTATES WHERE
A TRAFFIC
MANAGEMENT ORDER
CONSULTATION HAS
BEEN COMPLETED

Dear Resident,

The Council has previously completed a statutory consultation in your area and following resident feedback decided to introduce parking enforcement using Traffic Management Orders. In Wapping and some areas of Shadwell and Whitechapel the scheme has already been implemented whilst other areas such as Weavers, Spitalfields and Banglatown and Stepney East are awaiting works to begin.

The Council is aware that though feedback from residents was generally favourable towards improving parking enforcement, many representations were received expressing concerns about the removal of individual bays and the introduction of Courtyard permits.

We have revisited legal advice received by the previous administration and now propose that in certain circumstances (see below) individually numbered bays may be provided.

- For off-street car parking, an individually numbered bay may be provided. Most residents fall within this category.
- Individually numbered bays cannot be provided for parking on a road. Although very few estates are affected by this, there are a small number of areas where generic or Courtyard permits must continue to be provided.
- Signs will make it clear to residents and other drivers which rules apply to each parking space.

As a result of this, the Council is now consulting under Section 105 of the Housing Act 1985, as to whether residents would like to see the reinstatement of individually numbered bays on estates where it is possible to do this.

Proposed Changes in the Management of Parking on Estates where a Traffic Management Order consultation has been completed

Should this proposal be favoured by residents, every existing permit holder will be allocated a numbered bay in an off-street parking bay.

Nobody will lose their permit because of these changes but will have the security of being allocated a numbered off-street parking bay.

Residents will only be allowed to park only in their own bay and may receive parking tickets if they park elsewhere. The Council cannot always guarantee parking if a bay is being used by an inconsiderate driver.

Generic permits allowing parking on the road will continue to be issued on a small number of estates where parking takes place on a road. These permits will not be for individual numbered parking bays. In total, it is anticipated that this will affect less than 200 permit holders some of whom are non-residents.

If you wish to comment on any aspect of this proposal, please email tmo.project@thh.org.uk or return by post to TMO consultation, Tower Hamlets Homes, 2nd Floor, Tower Hamlets Town Hall, 160 Whitechapel Road E1 1BJ.

This consultation will finish on Friday 11th August 2023. Please make sure we have received your comments by this date.

All comments and feedback made in response to this consultation exercise received within the above dates will be considered before making a final decision on this matter.

Should this proposal be accepted there will be a period of time before these changes are implemented on schemes with a working Traffic Management Order. This is because priority will initially be given to introducing parking enforcement in areas without any current controls.

A Frequently Asked Questions sheet is attached which will hopefully answer any queries you may have.

If you have any questions about this letter, please make contact on 0207 364 5015 or at tmo.project@thh.org.uk

Yours faithfully



Beverley Greenidge
Acting Director of Neighbourhoods

Comments on proposed changes to Parking Control on LBTH Estates

Please make any comments that you wish to make in the box provided below.

NAME.....

ADDRESS.....

Please return to tmo.project@thh.org.uk

or by post to:

TMO Consultation
Tower Hamlets Homes, 2nd Floor
Tower Hamlets Town Hall
160 Whitechapel Road
London E1 1BJ

Frequently Asked Questions

Why did the Council introduce Traffic Management Orders?

The Government has provided guidance to Councils that they must use Traffic Management Orders (TMO's) to enforce parking on off-street housing land. Like many Local Authorities, the London Borough of Tower Hamlets had relied upon contract law as a means of enforcement. This has now been derecognised by the DVLA, who no longer provide vehicle owner details meaning that it is no longer possible to identify those responsible for illegal parking.

How does the Council propose to ensure that residents with permits can park on Council estates?

In most of its housing estates, the Council can use TMOs to provide off-street parking places under sections 32 and 35 of the Road Traffic Regulation Act 1984.

Adopting the use of this legislation will allow the Council to legally enforce parking control on your estate and will maximise opportunities for nominated users (mainly tenants and leaseholders) to park on this land. It also prevents those who have street parking permits from parking on your estate and allows the maintenance of the current system of numbered bays.

In a very small number of areas where it is evident that the estate road is effectively "a highway" and regarded as "on-street", the management of this land is governed by Section 45 of the Road Traffic Regulation Act 1984. This means on a very limited number of these roads; the Council must provide generic parking permits in the same way as it does on the highways. It is anticipated that very few Council residents will be impacted by this as every effort will be made to ensure that they are prioritised for a numbered bay on Council estates.

What if you already have a Traffic Management Order on your estate?

The Council is asking you to comment on a proposal that individually numbered bays are re-introduced. This will be offered to all estates except those which have a road that is classed as a highway. Those who have a permit will maintain their right to park under this proposal but will have an individually numbered bay.

What if you have been consulted but the scheme is not yet implemented

Again, those who live in off street estates will have the chance to have an individually numbered bay. The Council are asking you to comment on this proposal.

Who will receive priority for parking permits?

Residents who live on an estate and have an existing permit will always be treated as a priority when allocating bays.

Following this, any estate residents who does not have a bay or whose family require a second permit will be considered.

Only after this will non-residents be considered if there is still any availability.

What about visitors?

We will continue to maintain visitor bays on our estates and Council housing residents can purchase parking vouchers for their visitors to do this. Residents with permits will not be able to park in these bays.

What if you are disabled?

Disabled tenants will continue to receive the highest priority when a car space is available. As each new scheme is delivered, those with a serious health condition will be assessed for a Personalised Disabled Bay and those with a blue badge may qualify for a free permit.

Where a resident is reliant on Carer's, a Carers Permit will be issued subject to an Occupational Therapist assessment.

What if you rent a garage?

Garages will not be affected by these changes.

What Next?

Following this exercise, the Council will consider the results and whether to reintroduce individually numbered bays or not.