

**AREA PANEL FOUR – UPDATE REPORT**

**FOR 19 JANUARY 2005**

**SILVERHILL PRIMARY SCHOOL, DRAYCOTT DRIVE, MICKLEOVER**

**Area and Neighbourhood Unit**

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**1. Ref: 402030 - Redevelopment of University of Derby Mickleover campus, Mickleover – raised 27.11.02**

Issue

This issue was raised in November 2002 asking for assurances from the Council that the quality of life for local residents would be taken into account during the future redevelopment.

Action reported at the meeting on 17 November 2004

It was reported that the University is still waiting for the outcome of the report of the Inspector who conducted the City of Derby Local Plan Review. Until they have the outcome of the report the Council cannot make any decisions on the proposals.

At the meeting in July 2004 a resident requested an assurance that an equal number – or even more – new, high quality pitches will be created before the use of existing pitches is lost and that an update on how this objectives is to be achieved.

In response, it was reported that part of the Campus is proposed for residential development in the Council's emerging City of Derby Local Plan Review. These proposals have been objected to and these objections are currently being considered by an independent Inspector who recently held a public inquiry into the draft plan. His report, which makes recommendations to the Council is expected by April 2005, although it might be received earlier than this. The Council would not encourage an application for planning permission on this site until the housing allocation has been confirmed by the Inspector. The CDLP Review sets out the Council's policy for the development of this site, should the Inspector agree with the housing allocation. He may also recommend changes to the policy. We will therefore need to await this report and consider it before any firm progress, such as making decisions on sports pitches, can be made.

The current football pitches on both sides of the beck. Those on the southern side fall within the development site proposed in the draft CDLP Review. Current policy would therefore permit their development. However the draft plan also requires their replacement on the other side of the beck on land that it is envisaged would be dedicated and laid out as public open space. Early discussions with the Sports Council suggest that the replacement might be best achieved through the provision of a multiuse pitch, Astro turf or similar. The draft plan indicates this. However, the precise nature of this replacement will be subject to further discussions and it is also envisaged that public consultation will take place on any proposals. Policy L7 of the emerging plan, which deals with sports pitches, requires replacement pitches to be provided before commencement of development.

The Council has no powers to require the University to replace pitches it no longer needs at its Mickleover Campus if it simply closed this facility. It is the proposed residential development on part of the site that actually creates the opportunity to secure the replacement pitches. However, it also offers the opportunity to secure the open land to the north of the beck as public open space, including the retention of the pitches on this part of the Campus.'

The Planning Inspectorate has now informed us that we can expect the Inspector's report in April 2005. However, the Inspector has informally indicated he may be able to get it to us by January or February.

Public response at the meeting on 17 November 2004

None.

Council response at the meeting on 17 November 2004

It was confirmed the Inspectors report is still awaited.

Actions agreed at the meeting on 17 November 2004
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Update on progress of Inspectors report.

Updates on agreed actions to feedback at the meeting on 19 January 2005
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The official date for receipt of the Inspector's report is still April 2005. However, indications from the Planning Inspectorate suggest that we will receive it in January 2005.

Responsibility
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Andrew Waterhouse, Team Leader – Plans and Policies, Development and Cultural Services,  
telephone 255023

Richard Smail, Area Panel Manager, Policy Directorate, telephone 258505

## 2. Ref: 402036 - Replacement of Vicarage Road Park Pavilion, Mickleover – raised 27.11.02

### Issue

This issue was raised in November 2002 asking about the Council proposals to bid for funding to replace the pavilion on the Vicarage Road Park.

### Action reported at the meeting on 17 November 2004

Following the failure of the Community Lottery and Football Foundation Bids, the Council has agreed to contribute £339,000 from the capital programme to build a new pavilion that includes community facilities and two changing rooms. This is subject to residents in Mickleover setting up a community management group and developing an agreed business plan to manage the pavilion. The estimated capital cost of the new pavilion is £448,000 and this includes fitting out, gas central heating and modifications to the car park. The remaining £109,000 will be provided from existing Council funds including the original insurance money.

Regular meetings have been held with Mickleover Action Group – MAG, Council officers and local ward councillors. On 7 September, Council Cabinet agreed to proceed with the Pavilion as MAG and residents in Mickleover had met the conditions set by the Council. It is proposed that subject to approval of the business plan and formation of the management group, the building will be completed and ready for use in 2005.

The planning application was considered at Planning Control Committee in October and it was agreed to defer the application to 25 November pending a site visit by Members of Planning Control Committee. The detail design is progressing. We are now looking at a traditional build rather than prefabricated building as this will provide a higher quality and more robust building. This will delay the start on site by about 6 to 8 weeks because this route will require more design work before tendering. We aim to start on site in March 2005 and complete by July 2005.

A Steering Group is being constituted to oversee the formation of the Management Group to be formally constituted in early 2005. Please contact MAG for more information on 519406 after 12 noon.

### Public response at the meeting on 17 November 2004

A resident asked if there would be a sprinkler system included.

A member of MAG confirmed that on 9 November the constitution was agreed and 12 residents are now members of the Pavilion Management committee.

### Council response at the meeting on 17 November 2004

It was confirmed that the pavilion is now going to be a traditional build rather than prefabricated building and this meant a sprinkler system would not be fitted.

### Actions agreed at the meeting on 17 November 2004

Update on progress.

### Updates on agreed actions to feedback at the meeting on 19 January 2005

Planning Permission has now been granted.

### Responsibility

David Finn, Head of Youth Services, Education Services, telephone 716956

Andrew Morgan, Landscape and Development Officer, Commercial Services, telephone 715547

**3. Ref: 403040 – Adoption of Roads and Open Space in Heatherton, Littleover – received 3.12.03**

Issue

This issue was raised on 3 December 2003 by a member of the public who was concerned about the lack of progress on adopting the roads and open space in Heatherton especially along Hollybrook Way. Rubbish is not being cleared up, signs have been damaged and there are no litter bins.

Action reported at the meeting on 17 November 2004

It was reported that the following roads have now been adopted, the remaining part of Callow Hill Way, Hollybrook Way, Squires Way, Portico Road, Malham Road, Woodale Close, Hebden Close, Kilnsey Court, and the footpath from Woodale Close to Hollybrook Way, Cranhill Close, Meadow Brook Close

Public response at the meeting on 17 November 2004

None

Council response at the meeting on 17 November 2004

None

Actions agreed at the meeting on 17 November 2004

Update on adoption of public open space and roads

Updates on agreed actions to feedback at the meeting on 19. January 2005

Regarding road adoptions the developer is continuing with remedial works for Heatherton.

We are having regular meetings with Millers regarding adoption of Public Open Space in Heatherton. Millers, the main developer, are keen to get all the open space adopted but in the meantime the Council has agreed to maintain most of the unadopted land prior to its official adoption. The extension to King George V playing fields is still to be adopted as is some of the land along Hellbrook Walk.

Responsibility

Dave Hansell, Development Control Engineer, Development and Cultural Services, telephone 715135

Ken Richardson, Parks Officer, Commercial Services, telephone 716646

#### 4. Ref: 404010 – Alcohol Free Zone, Mickleover – received 25.03.04

##### Issue

A member of the public asked if an Alcohol Free Zone could be introduced around Vicarage Park and Bramblebrook Park.

##### Action reported at the meeting on 17 November 2004

It was reported that the Chief Legal Officer has reminded Derbyshire Police that we are waiting for a report including their formal views on the proposal to designate this area as an Alcohol Free Zone – AFZ and for details of the number of alcohol related incidents in the area.

Richard Smail informed the meeting that he had received a further update from the police that stated in addition to Mickleover, there were a number of other areas in the city being considered as Alcohol Free Zones. The areas are being put in order of priority and this is likely to be – Normanton/city centre, Mickleover, and then part of the West End of Derby off Kedleston Road. The Police have confirmed that the process has started, and updates will be given at future meetings.

The Police provided their priority list for additional AFZ's on 23 September. The list in order of priority is:

1. Normanton
2. City Centre Area
3. Mickleover
4. West End/Darley

The Council has started to progress the Normanton designation. The first stage involves asking the Police to:

- comment on the extent of the AFZ
- provide details of recorded incidents in the area.
- Provide a written assessment of the need for an AFZ in the area

It usually takes at least six months to designate an AFZ and the Council can only deal with one designation at a time because of staff resources. Mickleover is third on the list and therefore we are unlikely to start the process of designation for Mickleover before summer 2005. It is also dependant on funds being available as part of the 2005/06 budget process.

##### Public response at the meeting on 17 November 2004

A resident asked if the Council could use its new responsibility for issuing alcohol licences under the Licensing Act 2003 to refuse to issue alcohol licenses in areas that are proposed for Alcohol Free Zones.

A Mickleover resident was disappointed that the introduction of an AFZ in Mickleover had to wait so long because of the limited capacity within the Council. He asked the panel to consider increasing the funding available to the process.

##### Council response at the meeting on 17 November 2004

The panel agreed to pass on the suggestion about linking the new Licensing role with designating Alcohol Free Zones.

##### Actions agreed at the meeting on 17 November 2004

To respond to the idea to link the new Licensing role with designating AFZs and to allocate more resources designating AFZs

Updates on agreed actions to feedback at the meeting on 19 January 2005
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The Licensing Act 2003 cannot be used to designate AFZ's nor can it be used to refuse a licence because it is in an AFZ. However, any 'interested parties', such as local residents and businesses, will be able to make representations to the Council when new applications or variations to existing licences are made, including those in an AFZ. Notification of these applications will be made in the local press and in notices displayed on the premises concerned. Applicants must demonstrate how they intend to meet four 'licensing objectives'. These are preventing crime & disorder, protecting public safety, preventing public nuisance and protecting children from harm. Any representations made must relate to one or more of these objectives.

On receipt of any representations, a licensing panel hearing made up of Councillors must take place. Interested parties will be able to put their views to the panel before it makes their decision on the application.

We reported at the previous area panel meeting that the process to start the designation of an AFZ in Mickleover in summer 2005 was dependant on funding being made available. Unfortunately, our bid for AFZ funding for 2005/06 was unsuccessful and therefore there is now a doubt as to whether we can start the designation of the Mickleover AFZ in 2005/06 as originally anticipated.

Responsibility
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Stuart Leslie, Chief Legal Officer, Corporate Services, telephone 255450

Mike Kay, Group Leader – Health and Safety, Environmental Health and Trading Standards, telephone 716340



**5. Ref: 404021– Speeding, Blagreaves Lane / Stenson Road, Blagreaves – received 19.05.04**

Issue

A member of the public asked about speeding on Blagreaves Lane and Stenson Road, and suggested that 30mph signs are painted on the roads, stating that this is an effective way to slow down traffic.

Action reported at the meeting on 17 November 2004

It was reported that each year the Council prepare a programme of engineering based casualty reduction schemes. By their very nature collisions are rare and random. Consequently we focus on those sites with high numbers of casualties and in particular sites where people have been seriously injured or killed, typically over a three year period. By examining police files we would identify whether or not there were any collision trends or common factors. Further site studies and investigations would identify engineering solutions and their cost effectiveness. These would then go forward into future programmes subject to approval by the Council's Cabinet.

In addition to engineering measures we carry out road safety education, training and publicity campaigns with other partners such as the health trust and police. These aim to change the behaviour of road users. During September we are carrying out our annual speed awareness campaign to target speeding and inappropriate driving. This includes erecting high visibility roadside posters throughout Derby and Derbyshire coupled with local radio messages. Posters have been erected on The Hollow and Blagreaves Lane.

We are also working with local schools, parents and residents to improve routes to schools. A key issue of this programme is to improve accessibility, particularly for pedestrians and cyclists. As part of the drainage and maintenance work at The Hollow we have installed the missing footway linking to Blagreaves Lane. Works are also well underway at Ridgeway, Gayton and St George's Schools and we are looking to carry further improvements later in the year and next year.

In response to concerns from the local community and the recent tragic fatality on Blagreaves Lane the Council's Accident Investigation Team has completed its review of road injury collisions on Blagreaves Lane and The Hollow from Hillsway to Stenson Road.

During the latest available three year period from August 2001 to July 2004 there were 27 reported Road collisions over a 1.9km length of road. This excludes the recent fatality, which is still under investigation by the police. Of these, six involved serious injuries and the remainder resulted in slight injuries. An analysis of casualty information shows that:

- 15 pedestrians were hurt
- four cyclists and one motorcyclist were hurt
- ten children were hurt whilst walking or riding their bicycles
- three elderly pedestrians were hurt.

The collisions were generally spread over the length of road mostly occurring at junctions. An analysis of the collisions does not identify any single dominant factor at a particular location. Recent speed readings have been commissioned but are not yet available.

Without traffic speed data it is felt inappropriate to make any further recommendations at this time. We will report back to the panel when our investigations are fully complete.

Work is however taking place at local schools to help develop school travel plans. Travel plans Consider journeys to and from school and look at ways to encourage more sustainable transport

choice. As part of this programme, changes are planned on school routes to improve safety and remove barriers to movement.

We are looking at providing new pedestrian crossings close to the three locations on Blagreaves Lane and The Hollow where school crossing patrols operate. This would help provide pedestrian facilities throughout the day and help pedestrians gain precedence over traffic at busy times. Design work is at an early stage but subject to funding and consultation, works could commence early in the new financial year.

Public response at the meeting on 17 November 2004
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A resident asked if speed cameras would be included in the package of measures to improve safety on Blagreaves Lane.

Council response at the meeting on 17 November 2004
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It was confirmed that we will report back to the panel when all the investigations are complete and that this will include the solutions.

Actions agreed at the meeting on 17 November 2004
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To update on the investigation and its recommendations, the pedestrian crossings and whether there will be speed cameras.

Updates on agreed actions to feedback at the meeting on 19 January 2005
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The Derbyshire Safety Camera partnership have completed traffic speed surveys over four days at three locations on The Hollow and Blagreaves Lane. The surveys show that on average 5,000 drivers exceeded the speed limit each day. Of these over 600 drivers exceeded 40mph and a small number exceeded 50mph.

We have spoken to the Police about carrying out additional enforcement on the route. They have agreed to target this area in the near future and we will erect "police speed check area" signs for a temporary period. In the longer term it is felt that safety cameras would help to reduce traffic speeds and tackle road injuries on the route.

The proposed pedestrian crossing improvements would also be beneficial and a scheme is being drawn up for the next financial year subject to approval by the Council's Cabinet. We will consult with local members and residents prior to any works taking place.

Responsibility
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Tony Gascoigne, Traffic Control Engineer, Development and Cultural Services, telephone 715019.  
Nicola Jagers, Traffic Manager – Traffic Management Schemes, Development and Cultural Services, telephone 716074.

**6. Ref: 404025 – Planning Application at East Midlands Airport, all wards – received 19.05.04**

Issue

A resident asked if the Council would be responding to the East Midlands Airport runway expansion planning application and whether the Council will have a permanent watching brief over future developments. He stated that the airport have said the extension would not make any difference to the volume of air traffic.

Action reported at the meeting on 17 November 2004

The Airport's planning application for a runway extension was originally submitted to North West Leicestershire DC- NWLDC, in 2000. The City Council was consulted on a supplementary report to the Environmental Statement supporting that application. The City Council submitted a response to the Environmental Statement to NWLDC on 20 May 2004. Officers at the District Council have indicated that they are seeking more information from the applicants and that it is likely to be some time before the application is determined. The District Council has been asked to keep the City Council informed regarding progress. Airport development generally can be monitored through the Council's membership of the Airport Strategic Development forum.

The Council was asked to send further representations to Nottingham East Midlands Airport regarding the operational changes to the west side of Derby to reduce noise impact, especially at night. Some notes were supplied to back up the argument.

In response it was reported that the Council recently received a copy of the consultation document on Controlled Airspace proposals and Julian DeMowbray will coordinate the Council's response. This is part of the extended consultation exercise because a number of organisations, including Derby City Council, were omitted from giving a response first time round.

The notes provided by the resident will be considered when the Council responds to the Controlled Airspace proposals. However, the Council encourages all residents to respond directly to Nottingham East Midlands Airport with their own views about the proposals. The deadline for responses is 10 January 2005 and a copy of the response will be available from Julian DeMowbray after 10 January.

There is nothing new to report on the planning application and are waiting for updates from NWLDC.

Public response at the meeting on 17 November 2004

A number of questions were raised with Neil Robinson, in response to his presentation. One resident specifically asked why the airport had refused the Council membership of the East Midlands Airport Independent Consultative Forum - EMAICF.

David Purdy, a local resident gave a presentation called 'A residents perspective' in response to the issues around aircraft noise affecting south west Derby and the proposed extension to controlled airspace.

Council response at the meeting on 17 November 2004

Neil Robinson, from Nottingham East Midlands Airport, gave a presentation about the plans for the airport, the extension to controlled airspace proposals and issues about aircraft noise. He outlined how the airport was developing rapidly, how it was changing its services and working with communities.

He reported that it was not the airport that had refused the Council membership of the EMAICF but the Forum itself had made the decision as an independent group. He explained that it has a very

large membership and that the forum felt if one local authority becomes a member it would mean many more would become members and make the forum too large.

He confirmed that the consultation period will close on 10 January 2005 and that he was making another presentation on 16 December in Spondon. He encouraged residents to take copies of the consultation document.

<b>Actions agreed at the meeting on 17 November 2004</b>
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None

<b>Updates on agreed actions to feedback at the meeting on 19 January 2005</b>
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North West Leicestershire District Council have informed us that the additional information they were seeking to help determine the application has now been obtained and agreed. However, there is at present no target date for the application to go to their Committee – February or March 2005 seems the earliest likely date.

The consultation period for the airport's controlled airspace proposals ends on 10 Jan 2005 and Julian DeMowbray - Environmental Health has reported to the Council's Policy Coordination Group and, based on its recommendations, a reply has been sent to Nottingham East Midlands Airport. In summary, the council has not objected in principle to the proposals, since revised departure flight paths and continuous descent approaches should result in marginally reduced noise levels for Derby residents. However, the Council's reply also raises concerns about night-time noise from freight aircraft movements and requests consideration be given to increasing the release height for all westerly departing aircraft to 5000 ft, to further reduce noise levels.

<b>Responsibility</b>
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Rob Salmon, Head of Plans and Policies, Development and Cultural Services, telephone 255020  
Julian DeMowbray, Group Leader Pollution Control, Environmental Health, telephone 715228

**7. Ref: 404031 – High Kerb on City Hospital Island, A516, Littleover – received 21.07.04**

Issue

A resident was concerned about the way part of the City Hospital roundabout was reconfigured during the improvements last year. He explained that many people had complained about the dangerous feature towards a corner of the island, as you head out of town to Mickleton. He had complained to the Highways Agency but nine months later the feature is still there and many vehicles have been damaged. He asked the panel to resolve the problem before serious injury occurs.

Action reported at the meeting on 17 November 2004

It was reported that the Council had contacted the Highways Agency by letter in March 2004, by e-mail in August and several times by telephone but with no response to the complaints about the kerb.

However, on 16 September an officer spoke to the Highways Agency and they agreed to arrange a site meeting. This meeting will establish when the remedial works will be completed.

Councillor Allen clarified the difference between the Highways Agency and the Council's Highways Department and confirmed it is the Highways Agency who are responsible for resolving this issue.

Carol Davies from the Highways Agency has informed the Council that South Derbyshire Acute Hospitals NHS Trust - SDAHNT - have instructed their consultants Waterman Burrow Cropper to prepare sketches for a number of outstanding works around the traffic island. Once these have been finalised SDAHNT will arrange for their contractors to complete the work before Christmas 2004. They will keep us informed of progress.

Public response at the meeting on 17 November 2004

None.

Council response at the meeting on 17 November 2004

None.

Actions agreed at the meeting on 17 November 2004

Update on progress to complete the work.

Updates on agreed actions to feedback at the meeting on 19 January 2005

The Highways Agency has confirmed that they had anticipated that the SDAHNT would have completed the repairs by Christmas 2004. They wrote to SDAHNT on 3 December 2004 reminding them of their responsibility to complete all the outstanding repairs on the traffic island including the high kerb. The Highways Agency informed the SDAHNT that unless the Trust completes the work then the Highways Agency could employ new contractors to complete the work and charge the SDAHNT. The Highways Agency anticipates that the work will now be completed by March 2005. The contact at the Highways Agency is Simon Skinner on 0121 678 8584.

The Council has nothing further to report from SDAHNT. We are continuing to chase up the outstanding work that is needed before we can adopt the roads and take on the future maintenance responsibility.

Responsibility

Simon Skinner, Highways Agency, telephone 0121 678 8584.

**8. Ref: 402035 – Building Development, Mickleover Royal British Legion, Station Road, Mickleover – raised 29.09.04**

Issue

The Acting Group Scout leader for the 124 Derby, Mickleover Scout Group, raised concern on behalf of the Guide and Scout Groups associated with the Royal British Legion on Western Road, Mickleover.

They asked the Council, as representatives, to organise a public meeting with the British Legion Club and their developers to which all interested parties could put their questions forward. He also requested the Panel's view on this development.

Action reported at the meeting on 17 November 2004

It was confirmed that a petition signed by 800 plus people, would be presented at the next meeting.

A resident confirmed that the British Legion had not approached any youth organisations about this development, and he asked the panel if somebody could approach the British Legion and act on their behalf. He was concerned that the conditions being imposed on them could not be accommodated and would result in the scout hut closing.

He informed Councillor Allen that the builders had requested that the scout leader attend a meeting. He also mentioned that at a previous meeting the plans were presented, but were not up for discussion. This was backed up by another resident, who stated that there had been very little opportunity for open discussion with the people of Mickleover.

Another resident supported the Scout Group, stating that this area was one of the only open spaces in Mickleover, enjoyed by large numbers of people participating in youth group activities. She commented that no youth groups had been assured that they would be provided with like for like accommodation in the new building. She was worried that they would have to look for new premises.

She commented that the development would affect the infrastructure of Mickleover including Western Road becoming busier, an increase in the number of children wishing to attend local schools, and would add further strain on already busy doctors practices. A written report expressing concerns was submitted to the Panel.

Councillor Hird confirmed that she had attended a meeting arranged by the British Legion Club.

Councillor Allen reported that the Council cannot determine what the owners do with the site, although he agreed that it was not good for relationships to treat people like this.

Councillor Care stated that it was likely that the owners have actually negotiated a deal about the land. She explained that is likely the detailed application would come in from the builders and so would recommend talking to the builders. She advised the scout leader that it would be helpful to have knowledge of what is included in the local plan, and local plan review, as both documents will give statements about community facilities. She also encouraged him to speak to the Planning Officers.

No planning application has been submitted to the Council as at 2 November 2004. We need an application to be submitted before we can accommodate objections. People need to view the details of the application and the mitigating comments that are likely to be made on behalf of the application before making objections to the Council.

Public response at the meeting on 17 November 2004

Andrew Templar explained that the petition had not been handed in yet, but it would be at the next meeting.

Council response at the meeting on 17 November 2004

Richard Smail confirmed that a petition can be submitted at any time and does not have to be submitted at an area panel meeting

Actions agreed at the meeting on 17 November 2004

Update on whether an application has been submitted.

Updates on agreed actions to feedback at the meeting on 19 January 2005

As at 6 January no planning application had been received. Therefore the previous advice provided, that we need an application to be submitted before we can accommodate objections, still applies. People need to view the details of the application and the mitigating comments that are likely to be made on behalf of the application before making objections to the Council.

Responsibility

Paul Clarke, Group Leader – Development Control and Land Searches, Development and Cultural Services, telephone 255935.

**9. Ref: 402038 – Bus Services, Arriva, Blagreaves and Littleover – raised 29.09.04**

Issue

A written question was submitted by a resident asking what the Council intends to do about the poor service and state of buses provided by Arriva.

Action reported at the meeting on 17 November 2004

Derby City Council has no direct control over the operation of Arriva buses in the Derby area. The Traffic Commissioner for this area oversees all local bus operations. Any resident with a concern about a specific example of poor service can contact the Traffic Commissioner directly at:

The Clerk to the Traffic Commissioner  
Hillcrest House  
386 Harehills Lane  
LEEDS  
LS9 6NF

We have written to the resident who raised the issue.

Public response at the meeting on 17 November 2004

A resident commented that it appears the Council has no influence over the bus operators and does not communicate with them.

Council response at the meeting on 17 November 2004

Councillor Care reported that officers and Councillors meet regularly with the bus companies to discuss their services.

Actions agreed at the meeting on 17 November 2004

To investigate how the Council influence the bus companies.

Updates on agreed actions to feedback at the meeting on 19 January 2005

We hold regular formal meetings with the bus operators, including Arriva, every three months. At these meetings, we discuss issues with them, but cannot influence commercial decisions that are usually taken at the group head office - Middlesbrough in the case of Arriva.

Arriva are well aware of our views regarding the age and condition of large parts of their fleet. Although, in their defence, it should be pointed out that they have begun to put new vehicles on the road. These are being operated in the Nottingham Road area.

Residents can contact Arriva directly on their Customer Service telephone number 0870 1201088

Responsibility

Chris Niblock, Public Transport Co-ordinator, Development and Cultural Services, telephone 715045.



**10. Ref: 402039 – Pavements and Kerbs, West Drive, Mickleover – raised 29.09.04**

Issue

A written question was submitted by a resident who was concerned about the state of the pavements and kerbs along West Drive. He stated that at several places along West Drive, the kerbs are at or below the level of the road surface. The pavements are also very uneven and have been badly repaired. A great deal of elderly people live on West Drive, and some of them now walk on the road to avoid the uneven pavements.

Action reported at the meeting on 17 November 2004

West Drive, Mickleover has been nominated by Councillor Hilary Jones through the Councillors consultation programme for consideration for one of next year's footway maintenance reconstruction schemes. We will be investigating all the Councillors suggestions with all the other nominated sites shortly to draw up the programme for next year.

In the meantime arrangements have been made for the Highway Inspector for the area to visit the site to make sure there are no safety defects.

Public response at the meeting on 17 November 2004

None.

Council response at the meeting on 17 November 2004

None.

Actions agreed at the meeting on 17 November 2004

To confirm whether the site has been visited.

Updates on agreed actions to feedback at the meeting on 19 January 2005

West Drive is on the list of potential schemes for next year. It is not one of the high priority schemes however and we cannot confirm this scheme will be carried out next year until the budget allocation is set.

In the meantime the street will continue to be inspected on a routine safety inspection basis.

Responsibility

John Edgar, Maintenance Manager, Development and Cultural Services, telephone 715067.

**11. Ref: 402040 – Signpost Centre, Blagreaves – raised 29.09.04**

**Issue**

A written question was submitted by a resident asking what was to happen to the old 'Signpost centre' on Oaklands Avenue. She stated that it was now derelict, and could be used as a centre for local young people. The premises are getting more derelict and do not help the appearance of the area.

**Action reported at the meeting on 17 November 2004**

Sure Start have been the tenant of this property for some time - however we are unable to resume occupation until the premises have been appropriately refurbished to meet the need of our programme.

We are planning to use this as a secondary base, our main site is Homelands in Browning Street, this base will be used to provide advice and information, run small community groups for families with children under four, such as play and stay, child health clinic, toy library, parent action group and other groups/activities as identified by the local community.

We hope that this base will improve the access to Sure Start by those families not living closer to Homelands.

We are aware there are issues regards to current state of the property and lack of occupancy, however there have been delays to the refurbishment initially due to tight deadlines and delays involved with the refurbishment of Homelands.

An exact start date for the project is not yet known, an update will be provided when further information is known.

**Public response at the meeting on 17 November 2004**

A resident was concerned that the site was still empty and asked who was paying the rent because if SureStart is in partnership with the Council is the Council paying. She asked the panel to make efforts to speed up the process.

**Council response at the meeting on 17 November 2004**

Councillor Allen confirmed that SureStart is a partnership with the Council.

**Actions agreed at the meeting on 17 November 2004**

Update on progress and who is paying the rent while the property is empty.

**Updates on agreed actions to feedback at the meeting on 19 January 2005**

No written update received, a verbal update will be provided at the meeting.

**Responsibility**

Christine Smith-Read, Programme Manager, SureStart, telephone 718841

**12. Ref: 402041 – Speed Limits, Pastures Hill, Littleover – raised 29.09.04**

Issue

A written question was submitted by a resident asking who was responsible for setting speed limits. He asked why the speed limit on Pastures Hill is 40mph, when it goes through a residential area and past three schools. He asked if there was any possibility that the speed restriction be reduced on Ryknield Road / Pastures Hill to 30 mph.

Action reported at the meeting on 17 November 2004

As part of the five year Local Transport Plan we have identified the need to carry out improvements on the Pastures Hill/Ryknield Road/Burton Road transport route. This includes the need to improve safety, review speed limits, promote walking, cycling and public transport use as alternatives to the car, improve routes to schools and manage congestion.

We are currently studying the options together with comments made by local residents at previous consultation exercises. Once we have developed the issues further we will talk to local residents and interested parties so that a programme of improvements can be developed.

Public response at the meeting on 17 November 2004

A resident commented that the speed and traffic issues that are affecting Havenbault Lane are also relevant for Pastures Hill.

Council response at the meeting on 17 November 2004

Richard Smail confirmed that the Council was aware of the traffic issues on Pastures Hill and drew residents attention to the five year Local Transport Plan that the Council has identified to carry out improvements on the Pastures Hill/Ryknield Road/Burton Road transport route. This includes the need to improve safety, review speed limits, promote walking, cycling and public transport use as alternatives to the car, improve routes to schools and manage congestion.

Actions agreed at the meeting on 17 November 2004

Update on timescale to deliver the options and improvements

Updates on agreed actions to feedback at the meeting on 19 January 2005

The Pastures Hill improvements will be looked at as part of a more strategic study along the entire Burton Road corridor. This is being done as part of the review of our Local Transport Plan. Government requires us to develop a broad five-year programme of improvements, and any changes to Pastures Hill will be funded at some stage during this period. We cannot be more precise at this stage, because we need to appraise the value for money of strategic schemes against the Plan's overall priorities. The provisional Local Transport Plan, to be published in July 2005, will contain a broad programme with timescales.

Responsibility

Tony Gascoigne, Traffic Control Engineer, Development and Cultural Services, telephone 715019.

**13. Ref: 402042 – Excess Water, Field Rise, Blagreaves – raised 29.09.04**

Issue

A written question was submitted by a resident raising concern about the excess water that will freeze across Field Rise. He stated that it was surface water, which runs down from the Radleigh development in Rowley Lane. He informed the Council that the two bollards by No 56 have now been removed, and he is concerned that it will now be used as a thoroughfare. This has been raised with Dennis O'Neill who is investigating, and Councillor Lucy Care is also aware of the problems.

Action reported at the meeting on 17 November 2004

This complaint was directed to highways maintenance as it appears to be relating to water flowing onto the highway from private land - the private land in question is not part of any new development and therefore Highways are not directly responsible. It may be that the water originates from other private land which borders the land which abuts the highway and this means that we have no way of controlling the initial discharge and can only chase the owner of the land abutting the highway.

We are checking the ownership of the bollards that have been removed and Maintenance have been asked that if they are within the highway, then they will take action.

Public response at the meeting on 17 November 2004

None

Council response at the meeting on 17 November 2004

None

Actions agreed at the meeting on 17 November 2004

Update on ownership and action taken

Updates on agreed actions to feedback at the meeting on 19 January 2005

The land and the bollards that have been removed are privately owned. We do not have any jurisdiction and cannot take any action.

Responsibility

Dennis O'Neill, Head of Engineering Design, Development and Cultural Services, telephone 715150.

#### 14. Ref: 402046 – Area Panel Agenda papers, all wards – raised 17.11.04

##### Issue

A resident raised a concern about the new procedure to stop sending the area panel papers to residents free of charge and why the change had been made. She mentioned that the issue had been raised at other area panel meetings and they had agreed to ask for the procedure to be changed back.

##### Action reported at the meeting on 17 November 2004

New item.

##### Public response at the meeting on 17 November 2004

Some residents commented that they do not use the internet so they cannot see the papers on line and some residents commented that the papers were difficult to find on the website.

A resident considered that the process to introduce the changes had not been well planned.

##### Council response at the meeting on 17 November 2004

Councillor Carr confirmed that the issue had been raised elsewhere and that a motion was being submitted to the full Council meeting on 24 November to reconsider the decision. It was explained that the increasing cost of sending papers out by post was the reason for introducing the change. It now brought area panel papers in line with charging for other Council papers

Councillor Care explained that the papers are now available on the Council website and she asked if residents use the website.

Richard Smail drew the meetings attention to the Area Panel bulletin that provided a step by step guide to finding the papers on the Council website.

##### Actions agreed at the meeting on 17 November 2004

To update on the decision made by Council

##### Updates on agreed actions to feedback at the meeting on 19 January 2005

A motion was considered by Council on November 24 to reintroduce the original process for the distribution of agenda papers. Council agreed to an amendment to make 40 copies of each agenda available free of charge at the Council House to anyone who collected it. One copy for each person. Anyone attending the area panel meeting will receive a copy if the allocated 40 sets have not all been distributed.

Improvements have been made to the front page of the agenda to include the title of all community issues in the Update report and the name of each funding application.

Copies of the area panel papers can be viewed and downloaded from the Council website from the Wednesday before the meeting takes place. Go to [www.derby.gov.uk](http://www.derby.gov.uk). Click on Your Council/Council meetings/CMIS/Cmis logo and then select the meeting you want details about.

##### Responsibility

Richard Smail, Area Panel Manager, Policy Directorate, telephone, 258505

**15. Ref: 402047 – Traffic Speed and Traffic Quantity on Old Hall Road and the Hollow, Littleover and Blagreaves – raised 17.11.04**

Issue

A resident raised a concern about the amount and density of traffic using the Hollow and Old Hall Lane area. He felt that the approved development of more flats in the area would make the problems worse. He asked that the Council look at traffic management options for the area. The problems are made worse by lack of parking for the school and only one pavement on Old Hall Road and the Hollow.

Action reported at the meeting on 17 November 2004

New item.

Public response at the meeting on 17 November 2004

A resident from Thornhill Road commented that there are also problems with cars cutting through Thornhill Road, parking on pavements by the bank and a car was written off in an accident last week.

Council response at the meeting on 17 November 2004

Councillor Care reported that work on Safer Routes to Schools was already taking place in the area with all the feeder schools for Derby Community School.

Actions agreed at the meeting on 17 November 2004

Respond to the request to develop traffic management options.

Updates on agreed actions to feedback at the meeting on 19 January 2005

The investigation work has yet to be completed and will not be done in time for the Area Panel meeting on 19 January 2005.

Responsibility

Tony Gascoigne, Traffic Control Engineer, Development and Cultural Services, telephone 715019.

**16. Ref: 402048 – Fence Repairs by Trent Drive/Maple Drive, Blagreaves – raised 17.11.04**

Issue

A resident raised concerns about the condition of a Council fence that surrounds a garage between Blagreaves Lane and Trent Drive. She explained that it had been identified during an Estate Walkabout with Derby Homes but no action has been taken yet.

Action reported at the meeting on 17 November 2004

New item.

Public response at the meeting on 17 November 2004

None.

Council response at the meeting on 17 November 2004

Julie Eyre from Derby Homes explained the Estate Walkabout process where issues identified during the walkabout will be put forward by the Littleover Community Panel to be included in next years City Housing Improvement Plan. She explained that Derby Homes needs to identify who is responsible for the fence. The decision about what will be included for 2005/6 has not yet been made.

Actions agreed at the meeting on 17 November 2004

Derby Homes to update on progress to repair the fence.

Updates on agreed actions to feedback at the meeting on 19 January 2005

Derby Homes contacted the Estates Section to determine whether the fencing was on housing land. Estates confirmed the fencing is right on the edge of the housing land and garage boundary. Derby Homes visited the site and priced up an estimated cost of £771 to replace several panels and remove redundant wire mesh fencing. Following the visit, Derby Homes contacted Estates again to establish ownership.

Their records show that Derby Homes is likely to be responsible for the boundary because when we sold the garages the records don't show that we passed on the boundary responsibility. However it is not a boundary Derby Homes would usually keep and Estates have suggested a discussion with the garage owners. Estates will continue to investigate the original transfer details to see if there is further information available.

Derby Homes is awaiting their response and will visit the garages concerned.

Responsibility

Pam Stretton, Local Manager, Derby Homes, telephone 716578

**17. Ref: 402049 – New Benches for Sunnydale Park, Blagreaves – raised 17.11.04**

Issue

A resident asked when the benches, that the area panel had funded, would be installed on Sunnydale Park.

Action reported at the meeting on 17 November 2004

New item.

Public response at the meeting on 17 November 2004

None.

Council response at the meeting on 17 November 2004

Richard Smail confirmed that consultation about the re location had been included as part of other work on the park.

Actions agreed at the meeting on 17 November 2004

To update on progress to install the benches.

Updates on agreed actions to feedback at the meeting on 19 January 2005

We intended that consultation on the benches would be included as part of a wider consultation exercise for the Sunnydale Park local nature reserve - unfortunately this was delayed and progress on the benches was caught up with this delay. We are now installing the two benches as a separate item of work and will be installed by the end of January 2005.

Responsibility

Ken Richardson, Parks Manager, Commercial Services, telephone 716646



**18. Ref: 402050 – Fly tipping at Blagreaves Lane Recycling Site, Blagreaves – raised 17.11.04**

Issue

A resident was concerned about the amount of fly tipping around the recycling site on Blagreaves Lane near to Kegworth Avenue.

Action reported at the meeting on 17 November 2004

New item

Public response at the meeting on 17 November 2004

None

Council response at the meeting on 17 November 2004

None

Actions agreed at the meeting on 17 November 2004

To investigate the site and take necessary action

Updates on agreed actions to feedback at the meeting on 19 January 2005

The site is cleaned once a week. There has been a bit of dumping such as the odd bin bag, but nothing to warrant major concern. The officer did a site visit and found no dumping. This area is on our recycling scheme and we have two or three visits a week to the area. No issues have been reported previously.

Responsibility

Neil Haslam, Development and Cultural Services, Waste Management Officer, telephone 716351

**19. Ref: 402051 – Stenson Road Roadworks, Blagreaves – raised 17.11.04**

Issue

A resident raised a concern about the continual major road works along Stenson Road and wondered if they will ever be completed. She believes that currently some work is being done by Seven Trent Water. The road works have made travelling in and out of Derby very difficult.

Action reported at the meeting on 17 November 2004

New item.

Public response at the meeting on 17 November 2004

None.

Council response at the meeting on 17 November 2004

Councillor Care referred to proposed new Government legislation and regulations that relate to giving Councils the right to charge public utility companies if they do not finish their work on time.

Actions agreed at the meeting on 17 November 2004

To investigate when the road works on Stenson Road are due for completion.  
To report back on the proposed changes to regulations that will allow charges to be made.

Updates on agreed actions to feedback at the meeting on 19 January 2005

Over the last 12 months Transco has been carrying out a large scheme of work to replace the gas mains and connections to domestic properties along the whole length of Stenson Road. The Health and Safety Executive has instructed Transco to carry out this work as part of a national programme to renew old style cast iron mains and services.

The work on Stenson Road has been split into a series of sections. The remaining section is from Sunny Hill Avenue to Village Street, this should have been completed this year, however Transco have fallen behind schedule.

From January to July 2005 Severn Trent Water will be working on a flood alleviation scheme that extends across the Stenson Road and Sinfin area. Part of the scheme will require extensive work in Stenson Road between Oaklands Avenue and Nicola Gardens. To accommodate these works safely, Stenson Road will be closed to through traffic for approximately 8 weeks. During this period Transco will also be working within the closed section of road.

1. The City Council also needs to carry out essential maintenance to Stenson Road to reconstruct the carriageway between Sunnyhill Avenue and Blagreaves Lane and also to reconstruct the footways between Sunnyhill Avenue and Village Street. This work was identified to be done this year, but has been delayed due to the on-going utility works. The footway reconstruction scheme cannot take place until Transco has finished their works. Unfortunately, because Transco has fallen behind their programme they will have to wait until Severn Trent Water has completed before being able to finish the gas scheme. This means that the maintenance of the carriageway and footways will be delayed again, although the condition of sections of the existing carriageway may mean that essential works may have to be carried out, even though this will lead to levels of disruption higher than we would normally accept.

It is clear from the list of works that there will be continuing works in Stenson Road through much of 2005. All of the work is essential to maintain services to properties, provide a solution to local flooding problems and to provide essential maintenance to roads and footways. There will be disruption to the traveling public and to residents, however we will aim to work with the works undertakers to reduce the level of disruption and to achieve a coordinated approach to all of the planned works.

Stenson Road closures start on Monday 10 January for about 3 months, from Oaklands Avenue to Nicola Gardens. All buses are re routed and full consultation has taken place.

2. The City Council already has powers under the New Roads and Street Works Act 1991 section 74 to apply charges to works undertakers where works are un-necessarily prolonged. The current system is technical and difficult to apply and there are several simple ways in which works undertakers can avoid being liable for charges.

In October 2004 the Traffic Management Act was passed. This is a wide-ranging piece of legislation, and includes a revision of the way in which works in the highway are planned and managed. Although the primary legislation has been passed, we are still waiting for the details of new powers to be published. It is expected that the necessary secondary legislation and government guidance will be available early in 2005.

It is likely that the current system of charging will be retained, although it will be reformed to make the system less bureaucratic. The charges are also likely to be increased. It is also almost certain that charges will apply to local authority road works and to works undertaken by utility companies, at present only the latter are subject to charges.

It is expected that the full regulations on charging mechanisms and the levels of charges will be published in early 2005.

Responsibility
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John Edgar, Maintenance Manager, Development and Cultural Services, telephone 715067

**20. Ref: 402052 – Motorbikes Using Bus Lanes, all wards – raised 17.11.04**

Issue

A resident asked about the new regulations that will allow motorbikes to use bus lanes and asked if they will allow motorbikes to use Victoria Street because this would make travelling to the Littleover area more convenient.

Action reported at the meeting on 17 November 2004

New item

Public response at the meeting on 17 November 2004

None

Council response at the meeting on 17 November 2004

None

Actions agreed at the meeting on 17 November 2004

To investigate the new regulations regarding bus lanes and motorbikes and report back.

Updates on agreed actions to feedback at the meeting on 19 January 2005

We are currently undergoing consultation at the moment and hope to introduce an experimental order in March/April 2005. The bus lanes in question are Uttoxeter Road and Nottingham Road at both the cemetery and at Pentagon Island. We will be conducting before, after and during monitoring to observe issues and concerns relating to:

- the impact on bus journey times
- the safety of other road users, including pedestrians and cyclists
- the safety of motorcyclists
- other issues, for example, speed and accident statistics

The trial will run for 18 months. Victoria Street will not be part of the order and motorcycles will not be able to use the bus lanes.

Responsibility

Tony Gascoigne, Traffic Control Engineer, Development and Cultural Services, telephone 715019.

**21. Ref: 402053 – Charnwood Avenue Kerb Repairs, Blagreaves – raised 17.11.04**

Issue

A resident asked when the kerbs would be repaired on Charnwood Avenue.

Action reported at the meeting on 17 November 2004

New item

Public response at the meeting on 17 November 2004

None.

Council response at the meeting on 17 November 2004

Councillor Care reported that the work would be completed in this financial year and before April 2005.

Actions agreed at the meeting on 17 November 2004

Report back on progress

Updates on agreed actions to feedback at the meeting on 19 January 2005

An officer attended a site meeting with the contractor on 25 November. The expected start date for the footway and kerbing works will be 6 December 2004. However, this date is dependent on another contract finishing. If there is a delay we expect work to commence on 13 December 2004. The works are due to be completed by 19 January 2005.

Responsibility

John Edgar, Maintenance Manager, Development and Cultural Services, telephone 715067

**22. Ref: 404028 – Petition– Skateboard Park Request, Littleover - received 21.07.04**

Issue

A petition was handed in to the panel with 50 signatures requesting a skateboard park in the Littleover area. They require a small outdoor skate park, which was available to the whole community in Littleover.

Action reported at the meeting on 17 November 2004

Officers have welcomed the submission of the petition and recognise the importance of completing a thorough investigation of the request. The investigation will involve work to identify potential sites, consider possible sources for funding and include consultation. It is anticipated that this work will take between 12 and 18 months. The request is linked to other recent requests for information about facilities on open spaces in the Area Panel 4 area and it is proposed that a presentation to draw together these issues is made to the Area Panel 4 meeting on 17 November.

A member of the public asked whether the estimated time was for the investigative work or to build the skateboard park. She thought that this was a very long time to wait, particularly for the young people who want the facilities now. It was confirmed that it would take 12 to 18 months for the investigation work, and that there was no allocation of time for the actual build.

Councillor Allen agreed with the residents, but explained that the Council have to go through many processes including, identifying land, funding and gaining planning permission. He went on to explain that if Council Officers identify council owned land, then the process would be much quicker, but it still needs to include consultation with members of the public.

A presentation was confirmed as part of the agenda at the Area Panel meeting on 17 November. It will include an update on progress with the skateboard park request and a proposal that Parks will look at the provision of wheeled sports facilities as part of the strategic provision of outdoor youth facilities in the City.

Public response at the meeting on 17 November 2004

A resident asked if there is any funding available for a skateboard park in Littleover and how long will it take to build one.

A resident suggested building the skateboard park by the Millennium wood and encouraging a private company to build a leisure facility that includes a skatepark which people have to pay for.

Council response at the meeting on 17 November 2004

Andy Morgan explained that this request is one of many similar requests being received from across the city. He recognises the need for parks like this and the value they have. He explained that over the past year many schemes for youth facilities have been met with opposition from local residents which has led to confrontation and young people missing out on new facilities. He explained that Derby Parks want to change this process and aim to produce guidelines about how new youth facilities are selected bearing in mind need, size, space available and impact. He aims to have the guidelines adopted by the Council early in 2005.

When the guidelines have been adopted the request for a Littleover skateboard park will be considered. He reported there is no funding currently available for a skateboard park and it is estimated to take about two years to attract funding and build a park. He confirmed there are many similar requests across the city.

Actions agreed at the meeting on 17 November 2004
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Update on the proposals to introduce guidelines on providing youth facilities.

Updates on agreed actions to feedback at the meeting on 19 January 2005
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The guidelines on providing youth facilities are being developed.

Responsibility
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David Finn, Head of Youth Services, Education Services, telephone 716956

Andrew Morgan, Landscape and Development Officer, Commercial Services, telephone 715547

**23. Ref: 402015 – Petition- Bendall Green Play Area, Blagreaves – raised 26.06.02. Petition received on 7.04.04 and second petition received on 21.07.04**

**Issue**

This issue was first raised in June 2002 highlighting the poor state of repair of the Bendall Green play area and requested a programme of improvements. A petition signed by 114 residents was received on 7 April 2004 against any proposals to install a youth shelter on Bendall Green. A further petition was received on 21 July 2004 containing 211 signatures, stating that local residents do not want a sports wall, just goal posts.

**Action reported at the meeting on 17 November 2004**

Bendall Green Play Area was identified by the Council as one of the priority play areas for refurbishment in 2004/05 and capital funding has been approved. The funding will act as match funding to secure funding from Living Spaces, Landfill Tax Credit and other sources.

The initial proposed programme was:

April 2004	Submit Planning Application and bid for funding from Living Spaces and Landfill Tax
June 2004	Planning Permission for scheme
Nov 2004	Start on site
April 2005	Scheme complete

**Initial Funding identified:**

Section 106 money	Approximately £30,000.
Derby City Council	£25,000 approved
Derby Homes	£3,000 approved
Landfill Tax Credit	£14,000 to be applied for
In kind and voluntary contributions	£1,000 to be confirmed
Living Spaces	£75,000 to be applied for
All the funding raised locally will be spent on providing the new play equipment.	

As a result of changes to the scheme the funding sources have been reviewed and more up to date information was provided in November 2004. Local Councillors had visited Bendall Green, and in response to the local views and the petition, the Council have now reconsidered its proposals for Bendall Green, and it has been decided to install:

- a new younger children's playground and litter bin
- a pathway from Grovebury Drive to Bendall Green
- a dual-purpose dog and litter bin.

As many people had asked for a facility for teenagers it has also been decided to provide one elsewhere in the Blagreaves ward. However, the Council's application for Living Spaces funding has been rejected because the fund received too many applications, therefore the funding sources will have to be reviewed and the details will be reported to the area panel meeting in November.

As a consequence of this decision it is not possible to go ahead with other new pathways, the knee rail fencing and new lighting. We will start considering possible options for this facility in early 2005.

Residents were informed of the decision about the refurbishment of the play area on Bendall Green in August 2004. The work should start on Bendall Green early in 2005. A presentation about the Millennium Park will be made at the meeting on 17 November 2004.



A representative from Bendall Green Community Voice raised concerns about the consultation process, stating that he lives one pavement away from the Green but had not received any consultation. Councillor Care informed the residents that the planning department follow specific guidelines on planning applications, which are different to consultation guidelines and issues. She agreed to check that the Planning Officers had followed their guidelines.

Questions were also raised about putting plans in the library and the funding available to Bendall Green play area. Issues were also raised about safety and antisocial behaviour now that the new footway would not have new lighting installed, even though it was felt funding was previously secured for this. With regard to the lighting issues, Councillor Troup confirmed that there was not enough funds to provide lighting.

Requests were made for clarification on the amount of Section 106 funding available including the £61,000 of Section 106 funding from Swarkestone Drive allocated in 1997 that had remained unspent. Residents were concerned that the funds that were available to the Bendall Green area, would now be used on the Heatherton Community Centre development, which they believe is outside the area. They asked the panel to clarify what money has been sourced.

Richard Smail, Area Panel Manager, acknowledged that the funding for the park has changed because the plans are now different from the original proposals. He referred residents to page 32 of the update report that listed the funding originally identified. He confirmed that as yet, it was not clear exactly which sources had been confirmed to be used to fund Bendall Green, and stated that there would be more details at the next meeting in November.

Councillor Allen asked residents to share their information and apologised for any lack of response to requests for information. He encouraged them to copy all future correspondence to the area panel manager, so that a response could be chased if necessary.

Public response at the meeting on 17 November 2004
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A resident commented that there was a need for lighting on the path and goal posts and asked how much it would cost to install three lampposts and two goals. A written question asked if goalposts could be provided because local children are using sticks for goalposts and if lights could be provided on the new path, both these issues could be a health and safety risk. Another written question has asked if the new pathway, which will be for pedestrians and cyclists, could have signs installed to prohibit use by cars and motorbikes.

A resident asked for clarification about Swarkestone Drive Section 106 funding and how much would be used for Bendall Green and how much would be used for Heatherton Community Centre.

Council response at the meeting on 17 November 2004
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Andy Morgan provided an update on the funding of the scheme. He confirmed that the scheme includes a refurbished play area and short section footpath linking Bendall Green to Grovebury Drive. Planning permission has been granted and it is estimated to cost £87,000. The tenders are due to be returned by 22 November.

Funding for the scheme has been secured from:

- £25,000 Council Capital Programme for 2004/5
- £17,000 Swarkestone Drive Section 106 agreement
- £15,000 Children's Hospital Section 106 agreement
- £4,000 Derby Homes
- £3,000 Bendall Green Action Group fundraising

The total available is now £64,000 and leaves a shortfall in funding of £23,000. He explained that he expects more information about how the funding shortfall can be reduced in early December. Once tender prices are known and what funding is available we will be a position by mid December to know if the scheme needs to be adjusted to meet budget available or if a contract can be placed for the whole scheme. Subject to tenders and finalising funding we expect to commence on site in January with completion at the end of March 2005.

Andy Morgan estimated that it would cost about £6,000 for the lighting and goals cost about £1,000 each but there is no funding available at the moment to install them. Councillor Carr confirmed that about £45,000 of the Swarkestone Drive Section 106 funding had been allocated to Heatherton community Centre.

Actions agreed at the meeting on 29 September 2004
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Update on funding and progress.

Updates on agreed actions to feedback at the meeting on 17 November 2004
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The additional funding required to allow the scheme to go ahead has been secured. Derby Parks achieved this by securing Small Change funding for the play area refurbishment at Boulton Lane Recreation Ground. Which allowed the capital funding earmarked for Boulton Lane Recreation Ground to be transferred to Bendall Green play area.

The contractor should start early in 2005 and the work should be completed by March 2005, however this depends on the delivery time for the play equipment.

One new combined dog waste/litter bin will be provided to replace the existing bin plus a new litter only bin - dog waste not permitted - will be installed in the play area as part of the play area refurbishment. Both bins will be installed as part of the play area refurbishment contract.

Responsibility
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Ken Richardson, Parks Officer, Commercial Services, telephone 716646  
Sue Phillips, Funding Officer, Commercial Services, telephone 715826

**24. Ref: 402045 – Petition - Request for pedestrian crossing, Station Road, Mickleover – raised 29.09.04**

Issue

A petition was received requesting a pedestrian crossing on Station Road. The lead petitioner, who was the parent of a child who was injured on this road, raised a concern that Miller Homes intend to build another 500 homes, which will ultimately result in more children using the road. After correspondence from Ian Wallis from Traffic Management, he stated that the counts had shown that there was insufficient use.

Action reported at the meeting on 17 November 2004

The lead petitioner informed the panel that parents are now driving their children to school, to make sure they get their safely, which is not helping the issue at all. A resident reported that no changes had been made in response to previous petitions that had been sent in. Councillor Allen requested that an investigation is completed and a report brought to the area panel when it is completed.

Councillor Hird confirmed that the Crossing patrol person had retired and it had proved very difficult to recruit to the post. She has since made several enquiries about what can be done to get a crossing. She too expressed her concern about the problem and agreed to support this petition.

It was reported that the Council has written to the petitioners to acknowledge receipt of the petition. It is not yet clear when the investigations will be concluded. However we recognise the sensitivity of local concerns and will give the work as much priority as we are able to. If we are not able to conclude investigations by the January meeting we will update the Area Panel on progress.

Public response at the meeting on 17 November 2004

None

Council response at the meeting on 17 November 2004

Richard Smail reported that Station Road is currently benefiting from new lighting as a result of a series of traffic accidents, many of which were in the dark, and this will provide some improvements for pedestrians trying to cross the Road. He confirmed the investigations will be completed as soon as possible.

Actions agreed at the meeting on 17 November 2004

Update on progress with investigations.

Updates on agreed actions to feedback at the meeting on 19 January 2005

We have commissioned 12-hour traffic and pedestrian counts. These are programmed to be completed in January. Once complete we will assess the results and report back.

Responsibility

Tony Gascoigne, Traffic Control Engineer, Development and Cultural Services, telephone 715019.

**25. Ref: 402037 – Petition – Road Safety on Havenbault Lane, Littleover – raised 29.09.04**

Issue

A resident of Havenbault Lane informed the panel that they had recently formed the Havenbault Area Road Safety Campaign Group, as they were concerned about the increase in speeding traffic and heavy goods lorries. She commented that the only time the road was quiet, was when it was at a total stand still.

Action reported at the meeting on 17 November 2004

Another resident questioned what had happened to the speed limit signs, and the HGV 7.5 tonne limit signs, as they had disappeared. Concern was raised about the increase in HGVs using the road as a thoroughfare and not for access purposes.

Residents informed the panel that discussions had already taken place with Councillor Care, who had informed them that they need more accidents before any traffic calming measures can be taken – which was quite concerning. They asked the Councillors for their support with this issue.

Councillor Allen confirmed that he has spoken to the Police who have assured him that more routine patrols will be carried out on the road. He explained that the amount of traffic will not be addressed by this, and therefore need to look at highways improvement. He agreed that this was a problem area. Councillor Care confirmed that it was also a route for schools and that the road signs had been taken down.

Councillor Allen requested that the issue of HGVs using the road as a thoroughfare is investigated and a full report provided at the next meeting.

It was reported that the 7.5 tonne weight limit signs indicate a weight restriction imposed for environmental reasons rather than for a structural problem with a road or bridge. This type of restriction covers the majority of residential roads within the City and has been introduced to keep large vehicles on the most appropriate roads across the City. On most roads however access by Heavy Goods Vehicles will always be required for delivery wagons to local shops, refuse vehicles, skip wagons to residential properties and to service local businesses, so an 'except for access' clause is generally built into these types of Traffic Regulation Order. This Order is reliant upon enforcement by the Police but it is often difficult to distinguish between local HGV's and HGV's using a road as a through route. Regarding Havenbault Lane, Tesco lorries and Petrol tankers could be accessing Uttoxeter Road, which is within the environmental weight restriction itself, so they can legitimately use Havenbault Lane.

It was reported that the 'No Heavy Goods' sign that used to be at the end of Havenbault Lane was likely to be an advisory sign with no legal standing.

We have written to Tesco's to ask if they can use a more appropriate route especially in the early hours. We are also working on a Freight map with Derbyshire County Council, which highlights the City's weight restrictions and the most appropriate routes for HGV's to enter the City. We hope this will lead to some improvements.

Inspector Parkin has confirmed that he has spoken to residents in the Safety Campaign Group and set up an ongoing dialogue. The Police are aware of the issue and have arranged to monitor the situation.

Public response at the meeting on 17 November 2004

A petition was handed in consisting of a series of surveys that have been completed by local residents about the ideas for a traffic calming scheme.

Residents wanted to know what specifically is being done now to tackle the issue of speeding drivers including lorries and school bus drivers especially now there is a sign about speeding. A major problem occurs at school time when children are forced to walk on the road because of the very narrow pavements.

Residents asked if Police and Council officers could visit the site and walk with residents on the pavements.

A resident asked what action could be taken if a lorry driver was caught by the Police travelling through Derby on Havenbault Lane in a lorry over 7.5 tonnes.

A resident asked what figures are available regarding traffic using Havenbault Lane.

Council response at the meeting on 17 November 2004

Andy Picken explained that speeding is a traffic enforcement issue and is not a major priority for the Police when compared to tackling criminal activity. However he recognised it is an issue for local residents and agreed to arrange for the local beat officer to meet residents on site. He explained that he would also find out if there was an opportunity in the next couple of days to monitor traffic on Havenbault Lane.

Councillor Care referred to the 85% rule when traffic figures are analysed. The 85% rule refers to the speed that is not exceeded by 85% of traffic.

She asked that traffic figures are provided for a future meeting.

Actions agreed at the meeting on 17 November 2004

To respond to the petition and request that officers meet residents on site.

To investigate the figures for speed and traffic using Havenbault Lane.

To respond to the request about what action can be taken if a lorry driver is caught.

Updates on agreed actions to feedback at the meeting on 19 January 2005

The petition is very detailed and will require some investigation work so the response will not be ready for the 19 January 2005 Area Panel meeting. We started taking traffic readings for speed in November/December 2004 and we will be taking more readings after 19 January 2005.

The additional questions will be answered in the report when a full and considered response can be made.

Responsibility

Tony Gascoigne, Traffic Control Engineer, Development and Cultural Services, telephone 715019.  
Inspector Gary Parkin, Pear Tree Police Station, telephone 222184.