

## HAMPSHIRE COUNTY COUNCIL

### Officer Decision Record

<b>Decision Maker:</b>	Adrian Gray
<b>Title:</b>	Traffic Order Proposals – A331 Blackwater Valley Route and Associated Slip Roads – 50mph Speed Limit
<b>Reference:</b>	C815

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#### 1. The decision:

1.1. That a traffic order be implemented under the Road Traffic Regulation Act 1984 (RTRA), the effects of which will be to impose 50mph speed limits (existing de-restricted (70mph)) on the following lengths of the A331 and associated slip roads:

- (i) A331 between a point 750 metres south of the M3 Interchange and a point 100 metres south of its junction with the Coleford Bridge Road Interchange, an approximate distance of 1810 metres.
- (ii) The northbound exit slip road connecting the A331 and the western roundabout of the Hawley Interchange between a point 25 metres south of that roundabout and a point where it joins the A331, an approximate distance of 315 metres.
- (iii) The southbound entry slip road connecting A331 and the eastern roundabout of the Hawley Interchange, between a point 25 metres south of that roundabout and a point where it joins the A331, an approximate distance of 305 metres.
- (iv) That length of the southbound exit slip road connecting the A331 and the eastern roundabout of the Coleford Bridge Road Interchange between a point 40 metres north of that roundabout and a point where it joins the A331, an approximate distance of 275 metres.
- (v) That length of the northbound entry slip road connecting the western roundabout of the Coleford Bridge Road Interchange and the A331 between a point 40 metres north of that roundabout and a point where it joins the A331, an approximate distance of 290 metres.

- 1.2. The order will also revoke an existing order and re-enact its provisions save for the amendments described in 1.1 above.

## **2. Reasons for the decision:**

- 2.1. This proposal is being progressed, in accordance with the relevant sections of the RTRA and in accordance with the Environment Act 1995 (Blackwater Valley) Air Quality Direction 2019 and in response to the Ministerial Direction to bring forward measures for nitrogen dioxide (NO<sub>2</sub>) compliance. The 2008 Ambient Air Quality Directive (2008/50/EC), later made law in England through the Air Quality Standards Regulations 2010, mandates action to manage and improve air quality and sets legally binding limits (compliance with EC target by 2010, later extended to 2015) for concentrations in outdoor air of major air pollutants that impact public health such as NO<sub>2</sub>.
- 2.2. No objections or representations were received in response to the public consultation which took place between 29 March and 19 April 2019. Although a letter has been received from a nearby resident which forms part of an existing string of correspondence not related to this proposal but did mention support of a reduced speed limit on the BVR.
- 2.3. Due consideration has been given to RTRA section 122 and any other relevant legislation. In this case the Decision Maker acting on behalf of the Local Authority considers this TRO expeditious, for the convenient and safe movement of vehicular and other traffic.
- 2.4 The decision outlined in paragraph 2.3 (above) to exercise the functions of the Local Authority under RTRA section 122 has been reached on-the-basis of what is reasonably practicable after due regard has been given to:
  - the strategy prepared under section 80 of the Environment Act 1995 (national air quality strategy)
  - any other matters appearing to the authority to be relevant.

## **Other options considered and rejected:**

- 3.1. None

## **4. Scheme Funding:**

- 4.1. Capital or Maintenance / Revenue

## **5. Conflicts of interest:**

- 5.1. None

## **6. Dispensation granted by the Head of Paid Service:**

- 6.1. None

## **7. Supporting information:**

- 7.1. Local Members, Councillors Ms R Chadd and R Dibbs support the proposals

7.2. Police –

(i) Surrey Police – do not object and made the following comments:

“This lower speed limit would not meet the SCC Speed Limit Policy, that we have agreed with you, which is in place to ensure that speed limits are set at an appropriate level and follows guidance issued by the Dft.

We take it that there will be no speed reducing measures to accompany this new lower 50mph speed limit. Therefore, given the information that we have at the moment with speed and collision data, would not consider this a casualty reduction initiative in the road safety sense. Consequently it would not receive any priority speed enforcement, or indeed will be allowed to appear on the borough speed management plan as an active site. The only enforcement it would receive is through officers travelling that route in the normal course of patrol”.

(ii) Hampshire Police – “do not object to this proposal”.

7.3. Surrey County Council - “supports the proposal to reduce the speed limit in order to lessen the harmful impacts of vehicular emissions on human health along this corridor”.

7.3. Draft order, map and a copy of the Environment Act 1995 (Blackwater Valley) Air Quality Direction 2019 are attached.

**Approved by:**

**Date:**

Adrian Gray

20/5/ 2019

**Adrian Gray, Head of Highways (Traffic Manager)**

**On behalf of the Director of Economy, Transport and Environment**

**HAMPSHIRE COUNTY COUNCIL  
ROAD TRAFFIC REGULATION ACT 1984**

**THE HAMPSHIRE (BLACKWATER VALLEY ROUTE) (RESTRICTED  
ROAD AND 40 AND 50 MILES PER HOUR SPEED LIMIT) ORDER 2019**

Hampshire County Council in exercise of its powers and duties under Sections 82, 83, 84 and 122 of the Road Traffic Regulation Act 1984, Part IV of Schedule 9 to the Act, with the consent of Surrey County Council and of all other enabling powers, and in accordance with the Environment Act 1995 (Blackwater Valley) Air Quality Direction 2019, and after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 to the Act, hereby makes the following order:

1. In this order, and the preamble and schedule hereto :  
“the Act” means the Road Traffic Regulation Act 1984;  
“mph” means miles per hour;  
“road” means any length of highway or any other length of road to which the public has access, and includes bridges over which a road passes; and  
“special forces” has the same meaning as defined in The Road Traffic Exemptions (Special Forces) (Variation and Amendment) Regulations 2011.
2. The lengths of road specified in schedule I to this order shall be restricted roads for the purpose of Section 81 of the Act.
3. No person shall drive any vehicle at a speed exceeding 40 mph on any of those roads specified in schedule II to this order.
4. No person shall drive any vehicle at a speed exceeding 50 mph on any of those roads specified in schedule III to this order.
5. No speed limit imposed by this order applies to vehicles falling within regulation 3(4) of the Road Traffic Exemptions (Special Forces) (Variation and Amendment) Regulations 2011 when used in accordance with regulation 3(5) of those Regulations.
6. The Hampshire and Surrey (Blackwater Valley Route) (Restricted Road) and (40/50 Miles Per Hour Speed Limit) Order 1994 is hereby revoked.
7. This order shall come into operation on \_\_\_\_\_ 2019  
and may be cited as “The Hampshire (Blackwater Valley Route) (Restricted Road and 40 and 50 Miles Per Hour Speed Limit) Order 2019.”

GIVEN this \_\_\_\_\_ day of \_\_\_\_\_ 2019

THE COMMON SEAL of HAMPSHIRE )  
COUNTY COUNCIL was hereunto affixed )  
in the presence of: )

Authorised Signatory

## **SCHEDULE I**

### **Lengths of Road at Farnborough in the Boroughs of Rushmoor, Surrey Heath and Guildford Restricted Roads**

- (i) That length of the northbound entry slip road connecting the Lynchford Road Interchange and the A331 Blackwater Valley Road, between its junction with the Lynchford Road Interchange and a point 80 metres north thereof.
- (ii) That length of the southbound exit slip road connecting the A331 and the eastern roundabout of the Lynchford Road Interchange, between that roundabout and a point 60 metres north thereof.
- (iii) That length of the northbound entry slip road connecting the western roundabout of the Coleford Bridge Road Interchange and the A331 between that roundabout and a point 40 metres north thereof
- (iv) That length of the southbound exit slip road connecting the A331 and the eastern roundabout of the Coleford Bridge Road Interchange between that roundabout and a point 40 metres north thereof

## **SCHEDULE II**

### **Lengths of Road at Farnborough in the Boroughs of Rushmoor, Surrey Heath and Guildford 40mph Speed Limit**

- (i) The southbound exit-slip road connecting the A325 Frimley Bypass and the eastern roundabout of the Hawley Interchange for its entire length, an approximate distance of 320 metres.
- (ii) The slip road connecting the length of road specified in item (i) of this Schedule with Frimley High Street for its entire length, an approximate distance of 50 metres.
- (iii) The eastern roundabout of the Hawley Interchange in its entirety.
- (iv) The western roundabout of the Hawley Interchange in its entirety.
- (v) That length of the northbound entry slip road connecting the western roundabout of the Hawley Interchange and the A331 between its junction with that roundabout and a point 25 metres north thereof.
- (vi) That length of the northbound exit slip road connecting the A331 and the western roundabout of the Hawley Interchange between its junction with that roundabout and a point 25 metres south thereof.

- (vii) That length of the southbound entry slip road connecting the eastern roundabout of the Hawley Interchange and the A331 between its junction with that roundabout and a point 25 metres south thereof.
- (viii) That length of the southbound exit slip road connecting the eastern roundabout of the Hawley Interchange and the A331 between its junction with that roundabout and a point 25 metres north thereof.
- (ix) The dual carriageway connecting the Hawley Lane Roundabout and the western roundabout of the Hawley Interchange for its entire length, an approximate distance of 180 metres.
- (x) The southbound exit slip road connecting the A323 Frimley Bypass and the western roundabout of the Hawley Interchange for its entire length, an approximate distance of 100 metres.
- (xi) The dual carriageway connecting the two roundabouts of the Hawley Interchange, an approximate distance of 70 metres.
- (xii) The flyover at North Camp Station between a point 55 metres east of the centre of the railway lines and the Stratford Road/Lysons Avenue roundabout.

### **SCHEDULE III**

#### **Lengths of Road at Farnborough in the Boroughs of Rushmoor, Surrey Heath and Guildford 50mph Speed Limit**

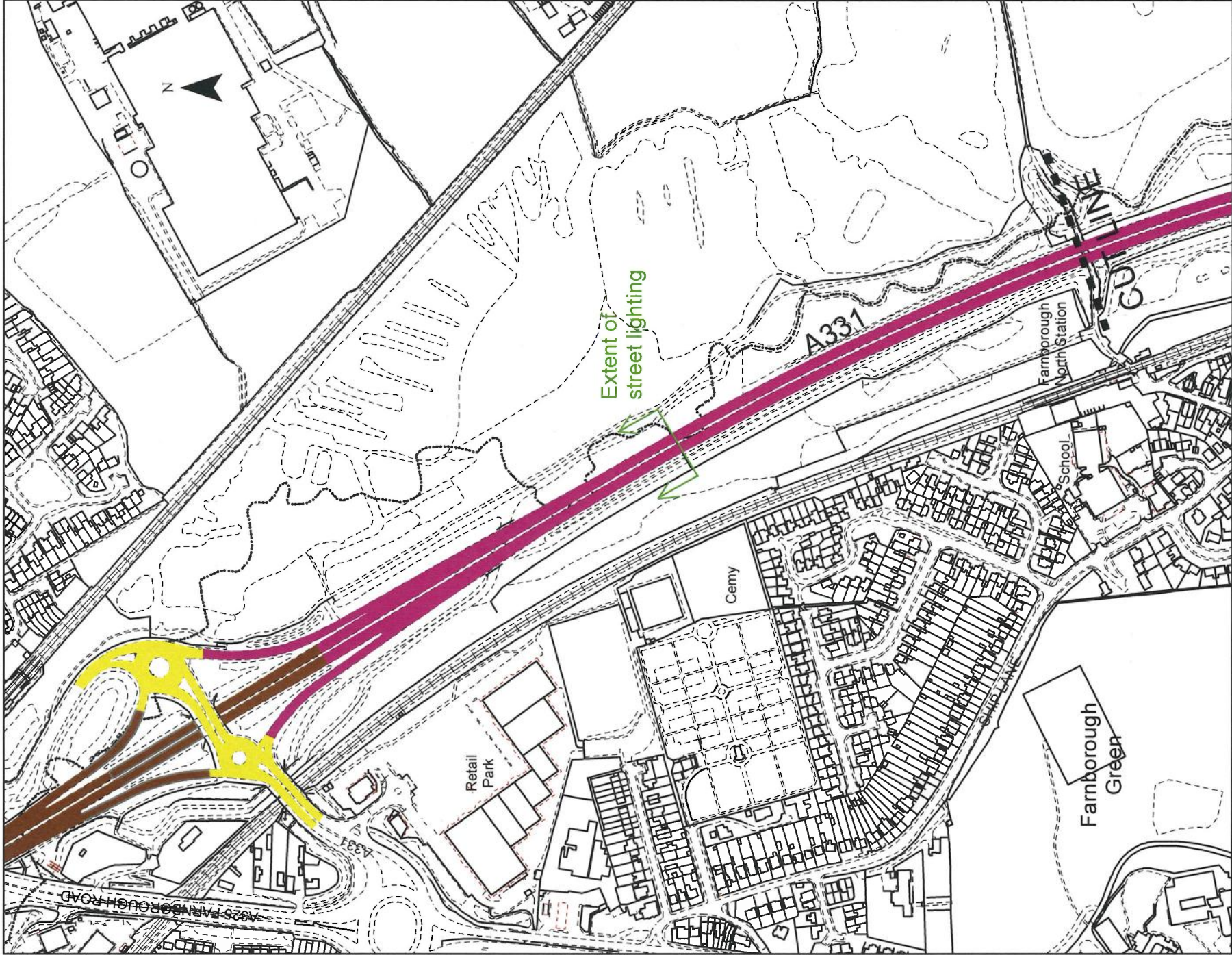
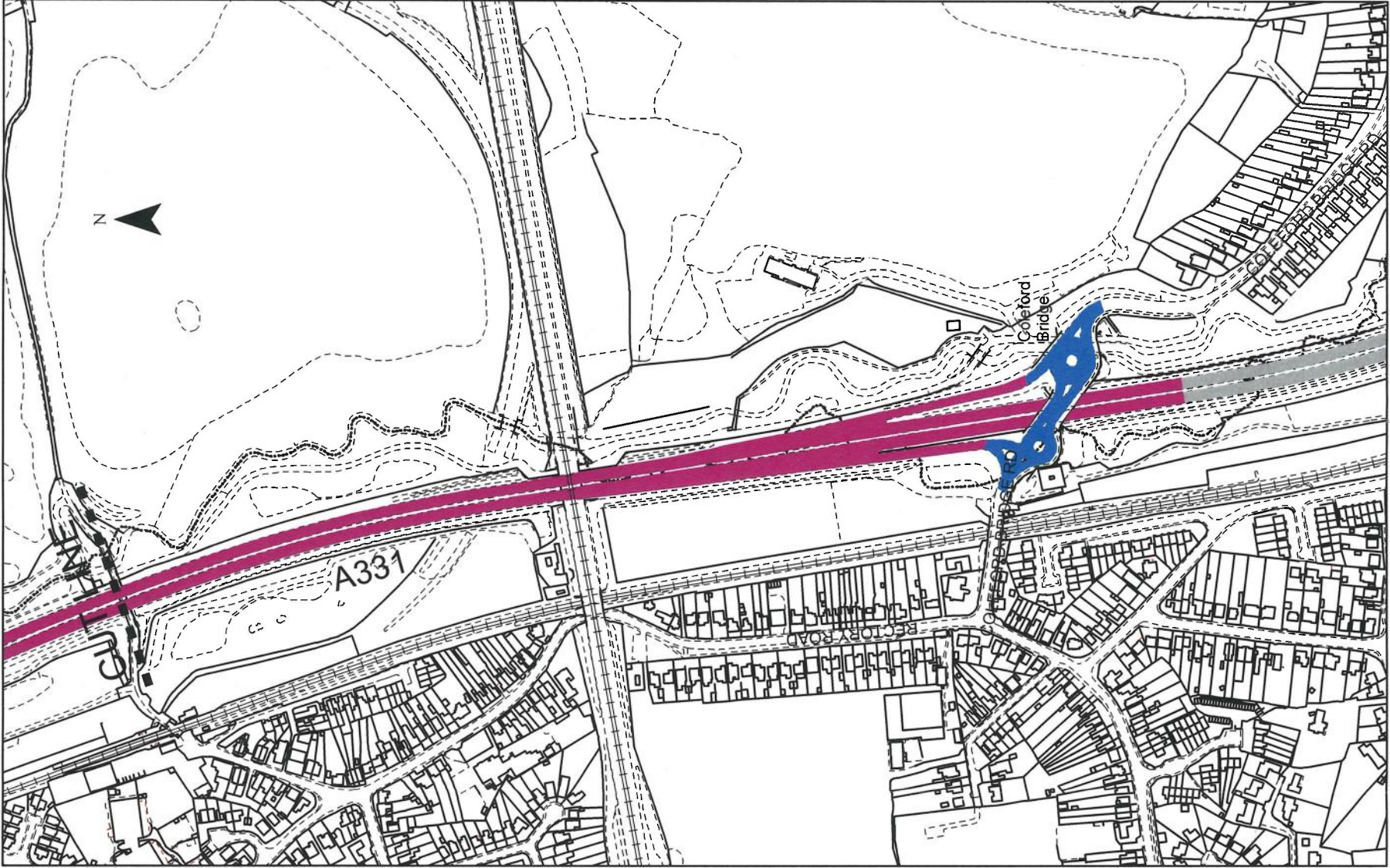
- (i) That length of the A331 between its junction with the M3 Interchange and a point 100 metres south of the Coleford Bridge Road Interchange, an approximate distance of 2560 metres.
- (ii) The northbound exit slip road connecting the A331 and the western roundabout of the Hawley Interchange between a point 25 metres south of that roundabout and a point where it joins the A331, an approximate distance of 315 metres.
- (iii) The northbound entry slip road connecting the Hawley Interchange and the A331 between its junction with the A331 and a point 250 metres south thereof.
- (iv) The southbound entry slip road connecting A331 and the eastern roundabout of the Hawley Interchange, between a point 25 metres south of that roundabout and a point where it joins the A331, an approximate distance of 305 metres.
- (v) The southbound exit slip road connecting the A331 and the eastern roundabout of the Hawley Interchange between its junction with the A331 and a point 250 metres south thereof.



- (vi) The southbound exit slip road connecting the A331 and the A325, for its entire length, an approximate distance of 250 metres
- (vii) That length of the southbound exit slip road connecting the A331 and the eastern roundabout of the Coleford Bridge Road Interchange between a point 40 metres north of that roundabout and a point where it joins the A331, an approximate distance of 275 metres.
- (viii) That length of the northbound entry slip road connecting the western roundabout of the Coleford Bridge Road Interchange and the A331 between a point 40 metres north of that roundabout and a point where it joins the A331, an approximate distance of 290 metres.



A331 BLACKWATER VALLEY ROUTE PROPOSED 50 MPH SPEED LIMIT FOR AIR QUALITY MANAGEMENT	Scale 1:5,000	Drawing No. A331/TAS/MDW/01	Date August 2018
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#### KEY

- Existing 30 mph limit
- Existing 40 mph limit
- Existing 50 mph limit
- Proposed 50 mph limit (Existing National speed limit)

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Hampshire  
County Council



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## DIRECTION

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### ENVIRONMENT ACT 1995

#### Environment Act 1995 (Blackwater Valley) Air Quality Direction 2019

The Secretary of State, in exercise of the power conferred by section 85(5) and 86(8) of the Environment Act 1995(a), gives the following direction.

In accordance with section 85(6) and 86(9) a copy of this direction will be published in the London Gazette.

The Secretary of State makes this direction having determined that it is necessary in order to meet obligations placed upon the UK under the EU Ambient Air Quality Directive(b).

#### Citation, commencement and application

1.—(1) This direction may be cited as the Environment Act 1995 (Blackwater Valley) Air Quality Direction 2019 and comes into force on the day after it is made.

(2) This direction applies to—

- (a) Rushmoor Borough Council;
- (b) Surrey Heath Borough Council;
- (c) Hampshire County Council;
- (d) Surrey County Council.

#### Interpretation

2. In this direction—

“AQP” means the UK plan for tackling roadside nitrogen dioxide concentrations 2017, drawn up by the Secretary of State in accordance with regulation 26(1) of the Air Quality Standards Regulations 2010(c);

“the authorities” means—

- (a) Rushmoor Borough Council;
- (b) Surrey Heath Borough Council;
- (c) Hampshire County Council;
- (d) Surrey County Council;

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(a) 1995 c25.

(b) 2008/50/EC OJ No. L 152, 11.06.08, p.1.

(c) S.I. 2010/1001. A copy of the plan is available at: <https://www.gov.uk/government/publications/air-quality-plan-for-nitrogen-dioxide-no2-in-uk-2017>.

“full business case” means a document that sets out the commercial and contractual arrangements, affordability, and management arrangements to ensure successful delivery of the scheme detailed in the local plan for NO<sub>2</sub> compliance;

“local plan for NO<sub>2</sub> compliance” means the detailed scheme (excluding any associated mitigation measures) which the authorities identified as part of the AQP to deliver compliance with the legal limit value for nitrogen dioxide in the shortest possible time that was approved by the Secretary of State on 18 March 2019 and is summarised in Schedule 1.

#### **Duty to implement the local plan for NO<sub>2</sub> compliance**

3.—(1) The authorities must take steps to implement the local plan for NO<sub>2</sub> compliance for the areas for which they are responsible.

(2) The authorities must ensure that the local plan for NO<sub>2</sub> compliance is implemented so that—

- (a) compliance with the legal limit value for nitrogen dioxide is achieved in the shortest possible time, and by 2021 at the latest;
- (b) exposure to levels above the legal limit for nitrogen dioxide are reduced as quickly as possible.

#### **Duty to start consultation**

4. Where it is necessary to conduct public consultation ahead of the submission of the full business case, the authorities must commence that consultation by 28 March 2019 at the latest.

#### **Duty to prepare and submit a full business case**

5.—(1) The authorities must prepare a full business case for the areas for which they are responsible.

(2) The full business case must be submitted to the Secretary of State as soon as possible and by 17 May 2019 at the latest.

#### **Submission of the full business case to the Secretary of State**

6. When submitting the full business case, the authorities must provide the Secretary of State with the following information—

- (a) the date on which it is proposed that the scheme identified in the full business case will come into effect;
- (b) confirmation that all public consultation necessary in respect of the scheme identified in the full business case, has been completed;
- (c) a summary of any responses received in response to any consultation and of the changes (if any) made to the scheme identified in the full business case following that consultation.

#### **Variation, revocation or suspension**

7. The authorities must not vary, revoke or suspend the implementation of the local plan for NO<sub>2</sub> compliance pursuant to paragraph 3, without the prior written consent of the Secretary of State.

#### **Guidance**

8. The authorities, in taking steps under this direction, must have regard to relevant guidance issued by the Secretary of State.

Parliamentary Under Secretary of State for the Environment  
Department for the Environment Food & Rural Affairs

  
Thérèse Coffey MP

19.3 2019

## SCHEDULE 1

Paragraph 3

### Summary of local plan for NO<sub>2</sub> compliance measures

<i>Measures description</i>	<i>Deadlines</i>
Speed limit restriction from 70mph to 50mph along a non-compliant section of the A331.	To be implemented as soon as possible and at least in time to bring forward compliance to 2021

#### EXPLANATORY NOTE

*(This note is not part of the direction)*

This direction directs Rushmoor Borough Council, Surrey Heath Borough Council, Hampshire County Council, and Surrey County Council, that together make up the area known as Blackwater Valley and for the purposes of this direction are jointly referred to as “the authorities”, to implement their local plan for NO<sub>2</sub> compliance, in connection with duties in respect of air quality under Part 4 of the Environment Act 1995 and as part of the UK plan for tackling roadside nitrogen dioxide concentrations 2017. The local plan for NO<sub>2</sub> compliance was approved by the Secretary of State on 18 March 2019, and it must now be implementation to ensure compliance with the legal limit value for nitrogen dioxide is achieved in the authority’ areas in the shortest possible time. Under section 85(7) and 86(10) of the Environment Act it is the duty of a local authority to comply with a direction given to it. A copy of this direction is available at for inspection at Seacole Building, 2 Marsham Street, London, SW1P 4DF.