

**OVERVIEW AND SCRUTINY BOARD
PARKING ENFORCEMENT ON PRIVATE LAND – ACTION PLAN**

DATE: 4 NOVEMBER 2014

SCRUTINY RECOMMENDATION	PROPOSED ACTION	BY WHOM	BUDGET COST	TIMESCALE
<p>1. That The Executive calls on the Government to:</p> <p>a) To protect the motorist and local economy by creating a ‘level playing field’ in respect of car parking enforcement, and so to introduce appropriate regulations relating to the conduct and licensing of private car park operators who are entitled to access records from the DVLA. This could be funded from the charge made by the DVLA when supplying such information.</p> <p>b) In the interests of consistency and fairness, use national statutory limits for penalties and discounts that currently apply to local authorities in respect of all car parks, irrespective of whether they belong to local authorities or private operators.</p> <p>c) Introduce a statutory appeals process to be followed by POPLA, or appropriate</p>	<p>A letter will be drafted by the Public Protection Operations Manager setting out the Authority’s proposals (a,b and c) in their agreed final form. This will be submitted to the appropriate Executive member for approval, signature and despatch.</p>	<p>John Wells</p>	<p>nil</p>	<p>By 10 November 2014</p>

<p>body that involves mandatory suspension of the higher penalty charge while the appeal process is followed, together with a short period of grace to pay the discounted amount following an unsuccessful appeal.</p>				
<p>2. That the Council considers whether action is necessary, and could be taken, to regulate private parking companies operating on Council-owned land in any future leases.</p>	<p>Head of Legal services advises that the Council could include a standard clause in new lease documentation to tenants to require them to seek approval from the Council before implementing any form of parking control in the use of their properties. However, Valuation Services do not see this as a major issue in the case of Council tenants who operate a commercial car park as such instances are limited .</p>	<p>Asset Management with assistance from legal services as required</p>	<p>Nil – However , tenants may see this as a cost/restriction on parking land leases and may reduce any rental offered to the Council as a result.</p>	<p>1 December 2014</p>