



From: mwcd@surreycc.gov.uk
Sent: 23 June 2020 10:07
To: MWCD Environment/ENV/SCC
Subject: New comments for application SCC Ref 2019/0072

New comments have been received for application SCC Ref 2019/0072 from Mrs Kathy Smyth.

Comments:

Please register this as an objection to Paragraph 237 of the SCC Officer report issued on 19 June 2020.

Paragraph 237 of the Officer's Report states as follows:- "Officers consider that although the development would last longer than 18 months, a Temporary Traffic Regulation Order (TTRO) would be possible in this case. Section 15(2) of the Road Traffic Regulation Act 1984 (RTRA) permits that the time- limit of eighteen months shall not apply if the authority making it are satisfied, and it is stated in the Order that they are satisfied, that the execution of the works in question will take longer; but in any such case the authority shall revoke the order as soon as the works are completed. The CHA has pointed out that, in any event, an alternative option is available. This would be to reduce the speed limit using a permanent TRO, which is then revoked once the 3 years of operations on the site have elapsed."

My objections to this statement are that i.Section 15(2) of the Road Traffic Regulation Act Section is not the appropriate section for these particular works because Section 14 refers to works 'on or near the highway' and the works at the drill site are some 900 metres away and that is not 'on or near'.

ii.An even more fundamental objection however is that Section 3(3) of the Road Traffic Regulation Act 1984 states that "Provision for regulating the speed of vehicles on roads shall not be made by a traffic regulation order" so SCC does not have the necessary powers under s14 to introduce a temporary speed limit (let alone extend it). Consequently SCC will need to rely on Section 88 of the same Act which actually and specifically relates to temporary speed limits or introduce a permanent speed limit.

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