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The Disabled Persons' Parking Places (Scotland) Act 2009

**Annual Report on Local Authorities'
Functions: 2019 – 2020**

Contents

Background	3
Scottish Ministers' Reporting Duties.....	4
Appendix A – Tables provided by Falkirk Council	28
Appendix B – Tables provided by Inverclyde Council.....	34
Appendix C – Tables provided by South Lanarkshire Council	39
Appendix D – Tables provided by Stirling Council	52
Appendix E – Information provided by Midlothian Council	56

Background

The Disabled Persons' Parking Places (Scotland) Act 2009¹ ("the Act") was passed by the Scottish Parliament on 26 February 2009, receiving Royal Assent on 1 April 2009, and coming into force on 1 October 2009. The Act places a duty on all local authorities to promote the proper use of disabled parking places, and aims to make all disabled persons' parking bays enforceable.

Under the Act, local authorities have duties to identify all advisory disabled parking places and either remove them or begin the statutory procedure to make them enforceable. The Act states that this duty was to be performed within 12 months of the coming into force of the Act (by 30 September 2010).

The Act also places a duty on local authorities under section 11 and the Scottish Ministers under section 12 to publish annual performance reports. Part 1 and Part 2 of the Schedule² to the Act details what the reports should include.

Local Authorities' Duty under section 11:

Section 11 of the Act requires a local authority to prepare, publish and send to Scottish Ministers a copy of, '*a report on its performance of its functions in relation to parking places for disabled persons' vehicles during the reporting period.*' Part 1 of the Schedule specifies what information the report should contain.

Scottish Ministers' Duty under section 12:

Section 12 of the Act requires Scottish Ministers to prepare, publish and lay before the Scottish Parliament, '*a report on the performance by the local authorities of their functions in relation to parking places for disabled persons' vehicles during the reporting period.*'

Part 2 of the Schedule to the Act details what the Scottish Ministers should include in their report. This is provided at **Annex A for reporting period 2019/20**.

The preparation, publication and laying of this report will fulfil those requirements for the reporting year 2019/20 and cover the period from 1 April 2019 to 31 March 2020. The Scottish Ministers' reports are published on the Transport Scotland website³.

Transport Scotland

¹ <http://www.legislation.gov.uk/asp/2009/3/contents>

² <http://www.legislation.gov.uk/asp/2009/3/schedule>

³ <https://www.transport.gov.scot/our-approach/industry-guidance/parking/#45736>

Scottish Ministers' Reporting Duties

The following information is reported as a requirement of section 12 of the Act. The following information should be read in conjunction with the Schedule⁴ to the Act.

1. Schedule, Part 2, paragraph 3 (a): 'details of the action that each local authority took in fulfilment of its duty under section 1'.
Local authorities reported the following information under paragraph 3 (a) in respect of the reporting period:

Aberdeen City Council

- Aberdeen City Council continues to process applications for disabled persons' parking places where criteria are met. Advisory disabled persons' parking places are provided until the statutory process is completed. Aberdeen City Council also removes any disabled persons' parking place that is no longer required.
- Blue Badge holders, when requesting a disabled parking facility are fully advised of the regulations, that they are open to any Blue Badge holder and that the badge requires to be displayed at all time.
- Aberdeen City Council enforces all disabled persons' parking places governed by a Traffic Regulation Order (TRO) and has officers in place to investigate fraudulent use of Blue Badges.
- Aberdeen City Council has information regarding Blue Badge spaces on our website.

Aberdeenshire Council

- Aberdeenshire Council promotes the proper use of parking spaces for disabled persons' vehicles by routinely issuing excess charge notices to those using such spaces improperly in car parks covered by the Aberdeenshire Council (Off-Street Parking) orders. The number of such notices issued during the reporting period (2019-20) was 114 of which 39 were subsequently cancelled following successful appeals.

Angus Council

- Angus Council are continuing to process applications for new street disabled bays where criteria are met. Advisory bays are provided until the statutory process is completed. Disabled person parking places which are no longer required are removed.

⁴ <http://www.legislation.gov.uk/asp/2009/3/schedule>

Argyll & Bute Council

- 5 temporary bays have been marked. TROs have yet to be progressed to formalise the bays.

City of Edinburgh Council

- Staff within Parking Operations and the Localities Offices provide advice and the relevant application form to customers who wish to apply for a DPPP outside their home.
- For new developments there are procedures in place to make the developer aware of the duty of local authorities to promote the proper use of parking places that are designated for use only by disabled persons' vehicles. As part of the planning process the developer is asked if they wish CEC to enforce disabled persons' parking places.

Clackmannanshire Council

- 1 traffic order has been progressed this year. Work is ongoing to update records for all towns/villages.

Comhairle nan Eilean Siar

- The most recent TTRO was completed in 2018. This has not been updated during this period.
- There are proposals to include an application form for DPPP and relevant information on the Council website.
- Applications are being received and assessed.

Dumfries & Galloway Council

- Processing applications as and when received.
- Review of TTROs periodically.

Dundee City Council

- Information is available on the Dundee City Council website relating to the scheme, rights and responsibilities of Blue Badge holders. Press publications have also been released informing motorists of the increased budget made available to meet standards and maintain existing disabled spaces.

East Ayrshire Council

- Consultation commenced in November 2019 on the promotion of the East Ayrshire Council (Various roads within East Ayrshire)(Disabled Person's Designated Parking Places)(Revocation Order 202-

East Dunbartonshire Council

- East Dunbartonshire Council continue to promote the proper use of parking places designated for the leaving of a vehicle displaying Blue Badges as require through the Disabled Persons' Parking Places (Scotland) Act 2009.
- During the reporting period, a total of 342 Penalty Charge Notices (PCNs) were issued for the offence of being parked in a designated disabled parking bay without a valid Blue Badge.

East Lothian Council

- Advertising literature "Don't park in my space" has been displayed in all Council offices.

East Renfrewshire Council

- In order to fulfil the Councils duty under section 1 of the Act the Council considered the method best suitable for delivering and maintaining disabled persons parking places within East Renfrewshire.
- Records of locations of all enforceable disabled bays, both on-street and off street are continuously updated and maintained.
- A new TRO has been promoted which covers all existing On-Street DPPP's in operation within the Council area and supersedes all previous On-Street DPPP Order's in the area.

Falkirk Council

- Falkirk Council considered all requests for disabled persons parking places by qualifying persons and has where possible commenced the statutory process to make Orders for those applicants.

Fife Council

- No promotion carried out.

Glasgow City Council

- The Council continued to receive and grant applications for the provision and repaint of disabled parking bays by qualifying persons.
- All new developments have been checked and where necessary developers will be contacted and invited to participate.

Highland Council

- The Highland Council are currently rolling out decriminalised parking enforcement throughout the Highlands. As part of the rollout we are identifying existing disabled bays that were not included in the original traffic regulation order and including them in the new order as well as adding more disabled bays where necessary.

Inverclyde Council

- Inverclyde Council promotes the creation of parking places for disabled persons through an on-line application process on the Council's website.
- With the introduction of Decriminalised Parking Enforcement throughout Inverclyde, Orders were created to regulate Off-Street car parks and include Disabled Persons' Parking Places. The consultation and publicity processes served to highlight the provision of Disabled Persons' Parking Places within the car parks.

Midlothian Council

- All off-street bays for which Midlothian Council is responsible have been identified, assessed and made enforceable by inclusion in a TRO.
- New applications are processed as quickly as resources permit.
- The Council is pro-active in contacting the 'owners' of parking bays periodically to ensure that the bays are still in use, and removes bays which are no longer necessary.

Moray Council

- Following the process undertaken previously, to identify all historic advisory disabled parking spaces, the council have been assessing all new applications over the most recent reporting period (1/4/2019 to 31/3/2020) in accordance with the Act and supporting advice. The Traffic and the Blue Badge Teams continue to provide ad-hoc advice on the use of Blue Badge Spaces.

North Ayrshire Council

- North Ayrshire Council continues to process applications when required and is currently going through the process of Decriminalised Parking Enforcement (DPE). This will allow us to have greater control over the enforcement of misuse of disabled bays.

North Lanarkshire Council

- North Lanarkshire Council has continued to assess requests for disabled persons' parking places and promoted a number of Traffic Regulation Orders to allow the use of parking spaces to be enforced by Police Scotland.
- Advisory markings have been placed at requested locations initially and will remain in place until procedures to promote Traffic Regulation Orders are complete allowing permanent signs and markings to be provided.

Orkney Islands Council

- The Council has identified both on-street and off-street parking places.

Perth & Kinross Council

- Parking Attendants regularly inspect and enforce the bays to ensure the proper use of the parking places for disabled persons' vehicles.

Renfrewshire Council

- Renfrewshire Council has completed the statutory process on its 6th Disabled Persons' parking Place On-Street Order which concluded on 12 February 2020. However, sustained objections were received and as a result it will require to go to Board for a decision, Given the current pandemic it is not known at this time when that will be.
- This 6th Order proposes to provide an additional 222 new disabled parking bays. Removal of 16 disabled parking bays that are no longer required and the refurbishment of 87 bays to required dimensions of Act
- Work is currently ongoing in compiling requests to form the 7th DPPP Order for the Council
- The Council intend in the near future to re-engage with all existing premises within the Council area with off-street disabled persons parking places to determine if the landowners would now wish bays to be made enforceable by the Council.

Scottish Borders Council

- Scottish Borders Council has approved requests from qualifying persons.

Shetland Islands Council

- The council provides information through various sources in order to reach as many in the community as possible.
- The council web page highlights eligibility, the statutory process and application forms with all relevant information.
- Local weekly newspaper (The Shetland Times) to highlight all stages of the statutory process.
- All new developments are encouraged to participate in the provision of disabled parking bay(s).

South Ayrshire Council

- Published information on Council web site. Promoted TRO covering proper use of disabled parking places on-street. Ongoing training of parking attendants to promote proper use of the parking places and blue badges through education and enforcement.

South Lanarkshire Council

- South Lanarkshire Council enforces the regulated disabled persons' parking bays in line with its policies and procedures.

Stirling Council

- Continue to assess all applications received for a disabled person's parking space under criteria which was amended following the introduction of the Disabled Person's Parking Places (Scotland) Act 2009 within 15 working days whenever possible.
- Where the applicant meets the criteria for a disabled person's parking space outside their property, we aim to arrange for the marking of an advisory space within 10 working days of receiving their agreement on its location.
- Once the TRO process has been completed, arrange for the necessary signage to be erected.
- On completion of the TRO the applicant's details are entered into a database to ensure a complete record is maintained.
- Stirling Councils Traffic Regulation Orders and parking policy continue to allow vehicles displaying a Blue Badge to park free of charge and without time limit within any "on-street" or "off-Street" pay and display parking area, in addition to any designated disabled parking spaces.

- 7 disabled persons' parking spaces were revoked as they were no longer required (one of which was proposed in 2018/19).

West Dunbartonshire Council

- West Dunbartonshire has an up-to-date database for all on-street disabled parking bays; this identifies those already legally enforceable and those which are currently advisory only. This is constantly updated to include all new on-street parking bays. Each time a new TRO amendment order is implemented, the bays marked as advisory are automatically included in this schedule.

West Lothian Council

West Lothian Council has provided information through various sources in order to reach as much of the community as possible. The following methods have been used to convey information:

- Information on the council web page at all times.
- The back doors of council vans have been vinyl wrapped with a message promoting the correct use of disabled parking places.

2. Schedule, Part 2, paragraph 3 (b):

'the total number of parking places designated by the local authorities as being for use only by a disabled persons' vehicle by virtue of the provisions of this Act (except section 9)'

Table 1 below sets out the total number of parking places (excluding temporary places) designated by individual local authorities as being for use only by a disabled person's vehicle, as reported. The table reports only new disabled parking places made enforceable by an order in the reporting year 2019/20 and does not take account of those removed.

Local authority / places		Local authority / places		Local authority / places	
Aberdeen City	95	East Lothian	0	Orkney Islands	5
Aberdeenshire	21	East Renfrewshire	29	Perth & Kinross	17
Angus	152	Falkirk	51	Renfrewshire	0
Argyll & Bute	0	Fife	298	Scottish Borders	0
City of Edinburgh	261	Glasgow	0	Shetland Islands	22
Clackmannanshire	5	Highland	0	South Ayrshire	37
Comhairle nan Eilean Siar	0	Inverclyde	60	South Lanarkshire	197
Dumfries & Galloway	44	Midlothian	69	Stirling	32
Dundee	0	Moray	344	West Dunbartonshire	71
East Ayrshire	0	North Ayrshire	0	West Lothian	96
East Dunbartonshire	5	North Lanarkshire	148		

Table 1

3. Schedule, Part 2, paragraph 3(c): The Scottish Ministers are required to report: 'for each category of information under paragraph 1 that requires the reporting of a number or a date, a table setting out the number reported by each local authority.'

Local authorities reported the following information:

	PART 1(1)(d)(i): 'the number of requests received under section 5(1)'	PART 1(1)(d)(ii): 'the number of parking places which it identified under section 5(2)(b)'	PART 1(1)(d)(iv): 'the number of parking places in relation to which it started the statutory procedure under section 5(3)(b)'	PART 1(1)(f)(i): 'the number of relevant developments for which a planning permission mentioned in section 7(1) was granted'	PART 1(1)(f)(iii): 'the number of premises that include a parking place for the provision of which it sought to make arrangements under section 7(5)'
Aberdeen City	104	84	69	9	0
Aberdeenshire	51	39	30	29	0
Angus	102	13	102	0	0
Argyll & Bute	28	12	0	0	0
City of Edinburgh	No data	No data	20	Unknown	0
Clackmannanshire	32	21	14	0	0
Comhairle nan Eilean Siar	3	0	0	7	0
Dumfries & Galloway	84	44	16	Unknown	0
Dundee	121	112	81	16	16
East Ayrshire	76	37	47	19	0
East Dunbartonshire	46	0	0	4	0
East Lothian	84	84	0	0	0
East Renfrewshire	29	29	29	0	0
Falkirk	102	83	73	7	0
Fife	510	312	444	0	0
Glasgow	159	159	0	0	0
Highland	29	14	14	141	0
Inverclyde	62	36	62	9	0
Midlothian	101	93	93	Not known	0
Moray	63	41	344	2	0
North Ayrshire	77	34	34	Unknown	0
North Lanarkshire	276	204	270	This data is not held.	0
Orkney Islands	7	5	5	0	0
Perth & Kinross	78	17	17	0	0
Renfrewshire	265	262	222	4	0
Scottish Borders	110	94	86	0	0
Shetland Islands	22	22	22	0	0
South Ayrshire	59	30	59	Not known	0
South Lanarkshire	218	197	197	0	0
Stirling	44	30	32	0	0
West Dunbartonshire	108	71	62	5	0
West Lothian	133	109	70	3	0

Table 2

	PART 1(1)(f)(v): 'the number of parking places in relation to which it started the statutory procedure under section 7(6)'	PART 1(1)(g)(ii): 'the number of premises that include a parking place for the provision of which it sought to make arrangements under section 8(4)'	PART 1(1)(g)(iv): 'the number of parking places in relation to which it started the statutory procedure under section 8(5)'	PART 1(1)(h)(i): 'the number of such orders for the making of which it started the statutory procedure in accordance with this Act'	PART 1(1)(h)(ii): 'the number of parking places designated as being for use only by a disabled persons' vehicle under such an order'
Aberdeen City	0	0	0	2	61
Aberdeenshire	0	0	0	0	0
Angus	0	0	0	0	0
Argyll & Bute	0	0	0	0	0
City of Edinburgh	0	0	0	0	0
Clackmannanshire	0	0	0	0	0
Comhairle nan Eilean Siar	0	0	0	0	0
Dumfries & Galloway	0	0	0	4	854
Dundee	0	0	0	1	81
East Ayrshire	0	0	0	0	0
East Dunbartonshire	0	2	5	5	5
East Lothian	0	0	0	0	0
East Renfrewshire	0	0	0	0	29
Falkirk	0	0	0	73	51
Fife	0	0	0	2	298
Glasgow	0	0	0	0	0
Highland	0	0	0	1	214
Inverclyde	0	0	0	4	17
Midlothian	0	0	0	2	69
Moray	0	0	0	0	0
North Ayrshire	0	0	0	2	129
North Lanarkshire	0	143	0	2	201
Orkney Islands	0	0	0	1	7
Perth & Kinross	0	0	0	1	36
Renfrewshire	0	4	0	1	222
Scottish Borders	0	0	0	1	453
Shetland Islands	0	0	0	22	22
South Ayrshire	0	0	0	1	59
South Lanarkshire	0	0	0	0	197
Stirling	0	0	0	10	30
West Dunbartonshire	0	0	N/A	0	0
West Lothian	0	0	0	1	96

Table 3

4. Schedule Part 2, paragraph 3(d): The Scottish Ministers are required to report: 'for each category of information under paragraph 1 that requires the reporting of a period, a table setting out the period reported by each local authority.'

Local authorities reported the following information:

	PART 1(1)(d)(v): <i>'the period, in each case, between the identification of a parking place under section 5(2)(b) and the starting of the related statutory procedure under section 5(3)(b)'</i>	PART 1(1)(h)(iii): <i>'in relation to each such order, the period between the start of the statutory procedure and the making of the order'</i>
Aberdeen City	1 - 4 months	Approximately 12 months
Aberdeenshire	It is the policy of the Council to update the consolidated disabled parking orders yearly and so the average period between identifying a parking place and starting the procedure will generally be around 6 months	114 days on average
Angus	Angus Council proposes to promote a Traffic Order on an annual basis to add and delete bays as appropriate	N/A
Argyll & Bute	12 months	N/A
City of Edinburgh	Approved applications are received throughout the reporting period and are at various stages of progression.	N/A
Clackmannanshire	12-18 months	N/A
Comhairle nan Eilean Siar	N/A	N/A
Dumfries & Galloway	TRO's are usually amended every 6 months. Due to staffing issues they have not been amended for 2 years. Amended TRO's will be carried out soon.	304 days, 92 days, 92 days, 89 days.
Dundee	9 months	N/A
East Ayrshire	Shortest 1 day, longest 7 months	N/A
East Dunbartonshire	12-18 months on average	12-18 months
East Lothian	N/A	N/A
East Renfrewshire	Between 1 and 12 months	Between 1 and 12 months
Falkirk	Appendix	Appendix
Fife	6 - 9 months	6 - 9 months
Glasgow	N/A	N/A
Highland	6 months	6 months
Inverclyde	Appendix	Appendix
Midlothian	4 months	5 months
Moray	16 months	N/A
North Ayrshire	This period varies as applications are received throughout the reporting period.	The next order should be completed in following reporting period.
North Lanarkshire	114 days	147 days
Orkney Islands	Between 6 and 18 months due to the low number of requests, and committee cycles.	Between 6 and 18 months due to the low number of requests, and
Perth & Kinross	N/A (the process to start creating an order for the requests received in this reporting period has yet to begin due to the circumstances around COVID 19)	5 months
Renfrewshire	2 - 4 weeks	Ongoing due to objections
Scottish Borders	4 - 16 months	9-12 months
Shetland Islands	Procedure will begin immediately, no longer than a week.	5 - 8 weeks
South Ayrshire	Maximum 12 months	12 months maximum
South Lanarkshire	N/A	Appendix

	PART 1(1)(d)(v): <i>'the period, in each case, between the identification of a parking place under section 5(2)(b) and the starting of the related statutory procedure under section 5(3)(b)'</i>	PART 1(1)(h)(iii): <i>'in relation to each such order, the period between the start of the statutory procedure and the making of the order'</i>
Stirling	Appendix	Appendix
West Dunbartonshire	Approximately 1 year	N/A
West Lothian	192 days	292 days

Table 4

5. Schedule, Part 2, paragraph 3(e): The Scottish Ministers are required to report: 'for each category of information under paragraph 1 that requires the reporting of reasons, a summary of the reasons reported by each local authority.'

Local authorities reported the following information:

	PART 1(1)(d)(iii): <i>'its reasons for any decision under section 5(3)(a)'</i>
Aberdeen City	Applicant has access to private off-street parking (Driveway).
Aberdeenshire	1 agreed H bar rather than disabled bay, 1 Private car park, 1 Location not suitable, 8 site visits outstanding, 1 awaiting conclusion of consultation
Angus	13 requests were refused as follows: 11 withdrawn by applicant, 1 – moving house, 1 – applicants did not provide supporting documents
Argyll & Bute	13 applications have been refused due to road space being unavailable and/or the applicants have suitable private driveways.
City of Edinburgh	N/A
Clackmannanshire	Clackmannanshire Councils reasons for decisions where it was determined that it did not have the power to make a disabled street parking order under section 5. Applicant didn't meet criteria, applicant passed away, applicant moved house
Comhairle nan Eilean Siar	Applicant already had a private access adjacent to property. 2 locations where the land was not adopted by the local authority.
Dumfries & Galloway	Has an existing driveway/garage. No vehicle registered at address.
Dundee	Transfer of existing disabled parking bay to new applicant.
East Ayrshire	Applicant had driveway 2. Request for bay in private ground 4. Applicant was a passenger that could be dropped off 12. No proof of vehicle registered at applicant's address 4. Applicant had garden ground to create a driveway/parking place 15. Had access to lock ups/ Garage 2.
East Dunbartonshire	Seven applications were refused. The grounds were as follows: - Four applicants were found to have existing driveways, two applicants were temporary Blue Badge holders, one applicant had no vehicle registered to or kept at their home address.
East Lothian	N/A
East Renfrewshire	N/A
Falkirk	A traffic regulation order was not commenced for 15 applications due to the applicant having access to off-street parking; 1 application for reasons of road safety or congestion; 1 application due to the awaiting permission to commence TRO from land manager; 1 application being made for private ground; 1 application due to the applicant already having access to a disabled bay
Fife	Applicant withdrew application. Applicant had no vehicle or had alternative parking on driveway or garage. Bay was denied by land owner. Awaiting proof of vehicle registration to household address. Halt in site visits / application processing due to Covid-19 lockdown.
Glasgow	N/A
Highland	Had alternative parking – 4. On private housing land - 6
Inverclyde	N/A
Midlothian	6 applications were refused: 2 had no car registered at the address, 4 had a garage/driveway available, 2 applications were withdrawn
Moray	N/A
North Ayrshire	1 had driveway/off-road parking. A number of applications are still pending.
North Lanarkshire	Road safety issues. Suitable off-street parking opportunities available. Area where bay located out-with control of the Council
Orkney Islands	1no application was within a private development and 1no. Applicant had an off-street driveway.
Perth & Kinross	1 application withdrawn 14 application forms were not returned
Renfrewshire	Areas not maintained by Council as Roads Authority.

	PART 1(1)(d)(iii): 'its reasons for any decision under section 5(3)(a)'
Scottish Borders	11 x private land. 2 x trunk road authority. 3 x driveways. 2 x withdrawn by applicant. 2 x deceased. 4 x no suitable location.
Shetland Islands	N/A
South Ayrshire	Applicant has or can provide own off road parking. Applicant does not have a car. Applicant moving home or deceased, maximum period is 12 months. Applicant has driveway, or off road parking.
South Lanarkshire	Appendix
Stirling	The requests which were refused were on the grounds: - The applicant had access to off-street parking, private parking area that had gates to restrict access, private parking area, and no vehicle registered at applicants' address.
West Dunbartonshire	N/A
West Lothian	N/A

Table 5

	PART 1(1)(f)(ii): <i>'its reasons for any decision under section 7(3) that it would not have power to make a disabled off-street parking order'</i>
Aberdeen City	N/A
Aberdeenshire	Under section 32(1) of the 1984 Act, the powers of a local authority to provide suitable parking places for vehicles apply where this appears to be necessary for the purpose of relieving or preventing congestion of traffic. Bringing the parking places under the control of the Council and making them subject to an order is not necessary for this purpose in the case of any of the spaces identified under section 7(1)
Angus	N/A
Argyll & Bute	N/A
City of Edinburgh	0 – no expression of interest in CEC enforcing of-street disabled persons' parking bays received from developers.
Clackmannanshire	N/A
Comhairle nan Eilean Siar	No expressions of interest from developers for this.
Dumfries & Galloway	N/A
Dundee	N/A
East Ayrshire	No decisions made
East Dunbartonshire	N/A
East Lothian	N/A
East Renfrewshire	N/A
Falkirk	Falkirk Council have contacted those Developers who were granted planning permission for a development containing disabled persons' parking bays during the current reporting period to determine whether they wish traffic regulation orders to be promoted.
Fife	N/A
Glasgow	N/A
Highland	No request has been made to developers to see if they wish to formalise bays as yet. The Highland Council are initially concentrating on bringing Highland council on and off street orders into the TRO and will focus on private land once this is completed.
Inverclyde	No further action
Midlothian	N/A
Moray	N/A
North Ayrshire	N/A
North Lanarkshire	N/A
Orkney Islands	None
Perth & Kinross	Nil
Renfrewshire	Land in private ownership and the landowners have declined to have disabled persons' parking places covered by a Traffic Regulation Order
Scottish Borders	N/A
Shetland Islands	Shetland Islands Council will not start the process without the permission of the landowner/developer and none are interested in doing so.
South Ayrshire	South Ayrshire Council would not exercise its powers without the consent of the owner / operator of the car park.
South Lanarkshire	N/A

Stirling	The developers / landowners have not yet been contacted – this is purely because the Council do not have the resources to progress this matter.
West Dunbartonshire	No interest from developers
West Lothian	West Lothian Council would not start the process without an agreement with the landowner.

Table 6

	PART 1(1)(f)(iv): 'the reasons why it was unsuccessful in making any such arrangements'
Aberdeen City	N/A
Aberdeenshire	N/A
Angus	The private developers / landowners have not yet been contacted. Where the developer is the local authority the disabled persons' parking places will be included in an off-street Order in due course.
Argyll & Bute	N/A
City of Edinburgh	No developer has expressed an interest in CEC enforcing off street disabled persons' parking places.
Clackmannanshire	N/A
Comhairle nan Eilean Siar	N/A
Dumfries & Galloway	N/A
Dundee	N/A
East Ayrshire	N/A
East Dunbartonshire	Process not yet started
East Lothian	N/A
East Renfrewshire	N/A
Falkirk	N/A
Fife	N/A
Glasgow	N/A
Highland	N/A
Inverclyde	No further action
Midlothian	Developers did not want their disabled parking places to be managed by the Council.
Moray	N/A
North Ayrshire	N/A
North Lanarkshire	N/A
Orkney Islands	No relevant applications have been made or permission granted.
Perth & Kinross	Nil
Renfrewshire	Land in private ownership and the landowners have declined to have disabled persons' parking places covered by a Traffic Regulation Order
Scottish Borders	N/A
Shetland Islands	No agreements were achieved.
South Ayrshire	This is one aspect of the Act that South Ayrshire Council has not been able to implement. It would appear that enforcement of disabled parking spaces in new developments is something that many developers do not want and the Council have been unsuccessful in conditioning this to planning consents
South Lanarkshire	N/A
Stirling	N/A
West Dunbartonshire	Land not in Council ownership and private landlord declined to participate in the process.
West Lothian	No agreements have been reached on starting the process.

Table 7

	PART 1(1)(g)(i): <i>'its reasons for any decision under section 8(2) that it would not have power to make a disabled off-street parking order'</i>
Aberdeen City	N/A
Aberdeenshire	N/A
Angus	In 2019-20 reporting period, no action has been taken at this stage in respect of TROs for advisory off-street disabled persons' parking places in private car parks.
Argyll & Bute	N/A
City of Edinburgh	N/A
Clackmannanshire	N/A
Comhairle nan Eilean Siar	Due to resources no works have been undertaken relating to Section 8 during this period.
Dumfries & Galloway	N/A
Dundee	N/A
East Ayrshire	No work undertaken due to resources issues
East Dunbartonshire	N/A
East Lothian	N/A
East Renfrewshire	N/A
Falkirk	Falkirk Council have published a Notice in the local newspaper inviting business owners to contact the Council if they wish traffic regulation orders to be promoted.
Fife	N/A
Glasgow	Duties under this section were not enacted during this period.
Highland	Private housing authorities, retail outlets and other private land owners will be approached in the near future to discuss enforcement of their disabled bays.
Inverclyde	N/A
Midlothian	N/A
Moray	N/A
North Ayrshire	N/A
North Lanarkshire	None although subject to consultation with any private car park operator
Orkney Islands	No arrangement under Section 33(4)
Perth & Kinross	None
Renfrewshire	N/A
Scottish Borders	N/A
Shetland Islands	None
South Ayrshire	South Ayrshire has not carried out any work relevant to Section 8 due to lack of staff and financial resources
South Lanarkshire	N/A
Stirling	As indicated earlier in this report, no action has been taken at this stage in respect of TROs for advisory off-street disabled persons' parking places.
West Dunbartonshire	Land not in Council ownership
West Lothian	None

Table 8

	PART 1(1)(g)(iii): <i>'the reasons why it was unsuccessful in making any such arrangements'</i>
Aberdeen City	N/A
Aberdeenshire	N/A
Angus	N/A
Argyll & Bute	N/A
City of Edinburgh	Lack of interest from off street car park owners. Costs of marking and signing the places to the TSRGD – 2016 standards.
Clackmannanshire	N/A
Comhairle nan Eilean Siar	N/A
Dumfries & Galloway	N/A
Dundee	N/A
East Ayrshire	N/A
East Dunbartonshire	N/A
East Lothian	N/A
East Renfrewshire	N/A
Falkirk	N/A
Fife	N/A
Glasgow	Duties under this section were not enacted during this period.
Highland	N/A
Inverclyde	N/A
Midlothian	N/A
Moray	N/A
North Ayrshire	N/A
North Lanarkshire	Private operators had no such desire to make disabled bays legally enforceable
Orkney Islands	No agreements reached
Perth & Kinross	None
Renfrewshire	Land in private ownership and the landowners have declined to have disabled persons' parking places covered by a Traffic Regulation Order
Scottish Borders	N/A
Shetland Islands	No agreements reached with the developer.
South Ayrshire	N/A
South Lanarkshire	N/A
Stirling	N/A
West Dunbartonshire	Landlord declined to participate in the process.
West Lothian	None

Table 9

	PART 1(1)(h)(iv): <i>'in respect of each case in which it started the statutory procedure for the making of such an order but did not make an order, the reasons why not'</i>
Aberdeen City	Statutory process does not complete until the next reporting period
Aberdeenshire	N/A
Angus	N/A
Argyll & Bute	N/A
City of Edinburgh	N/A
Clackmannanshire	N/A
Comhairle nan Eilean Siar	N/A
Dumfries & Galloway	N/A
Dundee	Deletion of disabled parking bays at family/ applicant request due to bereavement / moving property / giving up occupancy of vehicle / giving up blue badge. Un-adopted road surface.
East Ayrshire	N/A
East Dunbartonshire	N/A
East Lothian	N/A
East Renfrewshire	N/A
Falkirk	Appendix
Fife	N/A
Glasgow	N/A
Highland	Certain streets not included due to objections and disagreements. These streets were removed from the TRO until such time the restrictions are agreed.
Inverclyde	There were 3 Orders which started the statutory procedure and were not able to be completed by the end of the reporting period.
Midlothian	None. The only instances where approved sites are not yet included in a Made Order are those which were still being processed at the year end.
Moray	N/A
North Ayrshire	N/A
North Lanarkshire	Some of the bays identified, and which started the Order making process, were not completed in that particular financial year and subsequently carried into the following period.
Orkney Islands	N/A
Perth & Kinross	N/A
Renfrewshire	N/A
Scottish Borders	N/A
Shetland Islands	None
South Ayrshire	N/A
South Lanarkshire	N/A
Stirling	One application was withdrawn by the applicant and one TRO was made in part as there was an objection received to one of the disabled person's parking spaces in it.
West Dunbartonshire	N/A
West Lothian	None

Table 10

6. Schedule, Part 1, paragraph 2: 'A report prepared by a local authority under section 11(1)(a) may contain any other information about its performance of its functions in relation to parking places for disabled persons' vehicles during the reporting period that the authority considers appropriate.'

Whilst some local authorities did not report any additional information by reference to Part 1, paragraph 2 to the Act, those who did reported a range of information including clarifications on what activity took place in performing its duties under the Act or what activities are planned for the next reporting year.

20 out of the 32 local authorities did not report any 'other information' under this paragraph. Those local authorities are:

Aberdeen City Council; Aberdeenshire Council; Angus Council; City of Edinburgh Council; Comhairle nan Eilean Siar; Dumfries and Galloway Council; Dundee City Council; East Ayrshire Council; East Lothian Council; Falkirk Council; Glasgow City Council; Moray Council; North Lanarkshire Council; Orkney Islands Council; Perth & Kinross Council; Scottish Borders Council; South Ayrshire Council; South Lanarkshire Council; West Dunbartonshire Council and, West Lothian Council.

The following information has been provided by the local authorities mentioned below:

Argyll and Bute Council

"Argyll and Bute Council has been subject to a number of years of budget cuts which has resulted in a much reduced capacity to progress TROs. In addition to this, the Council instituted a moratorium on TROs in August 2019, subject to a TRO Process Review being completed. The TRO review has now reached its conclusion, however, it has resulted in no disabled bay TROs being progressed in FY 2019/20."

Clackmannanshire Council

"Clackmannanshire Council are a small local authority where we do not have parking enforcement. We are still processing TRO's due to staffing levels and workloads, these are taking time. Our whole area has been surveyed however the outcome has been delayed by COVID-19. Budget wise we only put plates up where a blue badge space is getting miss-used or in busy areas."

East Dunbartonshire Council

"In the reporting period, 342 Penalty Charge Notices were issues for misuse of a disabled persons' parking place – 235 for on-street parking places and 87 for off-street parking places.

In addition to this, 18 Blue Badges were seized by East Dunbartonshire Community Wardens. There were also 15 dedicated Blue Badge Action Plan days."

East Renfrewshire Council

“In March 2020 a new On-Street DPPP was promoted to cover all existing On-Street DPPP’s within the East Renfrewshire Council area.

The order revoked all previously promoted On-Street DPPP’s Orders so that all 218 On-Street DPPP’s within East Renfrewshire are now covered by one Order.

All new On-Street DPPP’s subsequently approved and installed will be added as an amendment to the current Order.”

Fife Council

“Each TRO amendment adds new bays and removes bays which have since become redundant.

The 14th amendment of the 6 monthly updates to the Fife Council on-street traffic order schedules was made on 5th August 2019 (121 bays added, 56 removed) and the 15th amendment was made on 29th October 2019 (adding 177 bays and removing 65). (Totalling 298 bays made enforceable in accounting period).

The statutory process for the 16th amendment (adding 146 bays and removing 66) started on the 13th February which is during the reporting period but was not completed until 22nd April – so legally enforceable out-with the reporting period.

By the end of the accounting period these two amendments resulted in a total of 2913 enforceable on-street bays in Fife.”

Highland Council

“The Highland Council continue to introduce Decriminalised parking enforcement throughout the Highland area. In order to regulate disabled bays in existing areas, The Highland Council have adjusted bay sizes and erected signs to keep things in line with the Traffic signs regulations and General Directions (TSRGD). EV bays are also being installed with disabled users in mind allowing more room for disabled access.”

Inverclyde Council

“25 disabled parking places started the statutory procedure before the start of the reporting period and were revoked within the period.

6 disabled parking places started the statutory procedure and were revoked within the period.

18 disabled parking places started the statutory procedure to be revoked.

There are 523 current disabled parking places which have been created by means of an Order since April 1996. This is in addition to the 60 created during this reporting period.”

Midlothian Council

Appendix E

North Ayrshire Council

“We are currently putting any applications on hold due to Covid19. We hope to resume the processing of applications once restrictions are eased. We also plan to promote two orders later this year.”

Renfrewshire Council

“Renfrewshire Council continues to carry out its duties under the Disabled Person's Parking Places (Scotland) Act 2009 as indicated above.”

Shetland Islands Council

“Parking has been an issue for some time now and seems to be getting more severe. With this in mind we make it a priority to contact the applicant immediately to clarify qualification requirements are met, identify a suitable space, explain the process and then if requirements are reached we will implement it.”

Stirling Council

“To continue to liaise with Stirling Area Access Panel with regards disabled parking provision, whether that be new spaces or improvements to existing spaces on or off street.

Progress with respect of taking forward disabled parking spaces implement and future enforcement within private car parks needs further analysis, and is still to be carried out, which is dependent on staff resources.”

7. Schedule Part 2, paragraph 4:

'A report prepared by the Scottish Ministers under section 12(1)(a) may contain any other information about the performance by local authorities of their functions in relation to parking places for disabled persons' vehicles during the reporting period that the Scottish Ministers consider appropriate'

The Scottish Ministers have no other information to report, on the performance of local authorities of their functions in relation to parking places for disabled persons' parking places within the reporting year.

Transport Scotland

September 2020

Appendix A – Tables provided by Falkirk Council

Falkirk Council: For the period between 1 April 2019 and 31 March 2020

PART 1(1)(d)(v): 'the period, in each case, between the identification of a parking place under section 5(2)(b) and the starting of the related statutory procedure under section 5(3)(b)';

PART 1(1)(h)(iii): 'in relation to each such order, the period between the start of the statutory procedure and the making of the order' and

PART 1(1)(h)(iv): 'in respect of each case in which it started the statutory procedure for the making of such an order but did not make an order, the reasons why not'

Ref. Number	Date on which parking place identified	Date on which statutory procedure commenced	Period of time in days to commence statutory procedure	Date on which order made	Period of time in days to make TRO
19/019	05/04/2019	17/09/2019	165 days	22/10/2019	35 days
19/020	Refused – Alternative off-street parking				
19/021	02/08/2019	26/08/2019	24 days	22/10/2019	57 days
19/022	25/04/2019	03/06/2019	39 days	26/08/2019	84 days
19/023	25/04/2019	03/06/2019	39 days	TRO not yet made due to objections	
19/024	Refused – Alternative off-street parking				
19/025	01/05/2019	03/06/2019	33 days	26/08/2019	84 days
19/026	Refused – Alternative off-street parking				
19/027	Refused – Alternative off-street parking				
19/028	Refused – Alternative off-street parking				
19/029	30/05/2019	17/06/2019	18 days	20/09/2019	95 days
19/030	02/05/2019	03/06/2019	32 days	26/08/2019	84 days
19/031	21/06/2019	18/07/2019	27 days	19/09/2019	63 days

The Disabled Persons' Parking Places (Scotland) Act 2009
Annual Report on Local Authorities' Functions: 2019 – 2020
Transport Scotland

Ref. Number	Date on which parking place identified	Date on which statutory procedure commenced	Period of time in days to commence statutory procedure	Date on which order made	Period of time in days to make TRO
19/032	Refused – Private parking court				
19/033	31/05/2019	17/06/2019	17 days	20/09/2019	95 days
19/034	22/05/2019	17/06/2019	26 days	20/09/2019	95 days
19/035	22/05/2019	17/06/2019	26 days	20/09/2019	95 days
19/036	03/06/2019	17/06/2019	14 days	20/09/2019	95 days
19/037	03/06/2019	17/06/2019	14 days	20/09/2019	95 days
19/039	21/06/2019	18/07/2019	27 days	19/09/2019	63 days
19/040	Refused – Alternative off-street parking				
19/041	24/06/2019	18/07/2019	24 days	TRO abandoned	
19/043	21/06/2019	18/07/2019	27 days	19/09/2019	63 days
19/044	17/06/2019	18/07/2019	31 days	19/09/2019	63 days
19/045	Refused – Access to existing bay				
19/046	21/06/2019	18/07/2019	27 days	19/09/2019	63 days
19/047	21/06/2019	18/07/2019	27 days	19/09/2019	63 days
19/048	29/07/2019	26/08/2019	28 days	22/10/2019	57 days
19/049	11/07/2019	26/08/2019	46 days	22/10/2019	57 days
19/050	29/07/2019	26/08/2019	28 days	22/10/2019	57 days
19/051	26/06/2019	18/07/2019	22 days	19/09/2019	63 days
19/052	11/07/2019	26/08/2019	46 days	22/10/2019	57 days
19/053	31/07/2019	26/08/2019	26 days	TRO abandoned	

The Disabled Persons' Parking Places (Scotland) Act 2009
Annual Report on Local Authorities' Functions: 2019 – 2020
Transport Scotland

Ref. Number	Date on which parking place identified	Date on which statutory procedure commenced	Period of time in days to commence statutory procedure	Date on which order made	Period of time in days to make TRO
19/054	30/07/2019	26/08/2019	27 days	22/10/2019	57 days
19/055	Refused – Alternative off-street parking				
19/056	02/12/2019	21/01/2020	50 days	TRO still going through statutory process	
19/057	22/11/2019	21/01/2020	60 days	TRO not yet made – objection received	
19/058	13/08/2019	17/09/2019	35 days	22/10/2019	35 days
19/059	17/10/2019	25/10/2019	8 days	13/01/2020	80 days
19/060	07/08/2019	26/08/2019	19 days	22/10/2019	57 days
19/061	12/09/2019	25/10/2019	43 days	13/01/2020	80 days
19/062	27/08/2019	17/09/2019	21 days	22/10/2019	35 days
19/063	12/08/2019	26/08/2019	14 days	22/10/2019	57 days
19/064	15/08/2019	17/09/2019	33 days	22/10/2019	35 days
19/065	23/05/2019	17/09/2019	117 days	22/10/2019	35 days
19/066	15/08/2019	17/09/2019	33 days	22/10/2019	35 days
19/068	Refused – Road safety				
19/069	15/08/2019	17/09/2019	33 days	22/10/2019	35 days
19/070	19/08/2019	17/09/2019	29 days	22/10/2019	35 days
19/071	19/08/2019	Application cancelled			
19/072	20/01/2020	21/01/2020	1 day	Application cancelled	
19/073	27/08/2019	17/09/2019	21 days	22/10/2019	35 days

The Disabled Persons' Parking Places (Scotland) Act 2009
Annual Report on Local Authorities' Functions: 2019 – 2020
Transport Scotland

Ref. Number	Date on which parking place identified	Date on which statutory procedure commenced	Period of time in days to commence statutory procedure	Date on which order made	Period of time in days to make TRO
19/074	28/08/2019	17/09/2019	20 days	22/10/2019	35 days
19/075	10/09/2019	27/11/2019	78 days	17/01/2020	51 days
19/076	23/09/2019	25/10/2019	32 days	13/01/2020	80 days
19/077	23/09/2019	25/10/2019	32 days	13/01/2020	80 days
19/079	17/10/2019	25/10/2019	8 days	13/01/2020	80 days
19/080	17/10/2019	25/10/2019	8 days	13/01/2020	80 days
19/081	24/10/2019	27/11/2019	34 days	17/01/2020	51 days
19/082	25/10/2019	27/11/2019	33 days	TRO not yet made – objection received	
19/084	25/10/2019	27/11/2019	33 days	17/01/2020	51 days
19/086	24/10/2019	27/11/2019	34 days	17/01/2020	51 days
19/087	21/10/2019	27/11/2019	37 days	17/01/2020	51 days
19/089	20/01/2020	21/01/2020	1 day	Application cancelled	
19/090	24/10/2019	27/11/2019	34 days	17/01/2020	51 days
19/091	Refused – alternative off street parking				
19/092	25/10/2019	27/11/2019	33 days	17/01/2020	51 days
19/093	18/12/2019	21/01/2020	34 days	TRO not yet made – objection received	
19/094	Refused – alternative off-street parking				
19/095	25/10/2019	27/11/2019	33 days	TRO not yet made – objection received	

The Disabled Persons' Parking Places (Scotland) Act 2009
Annual Report on Local Authorities' Functions: 2019 – 2020
Transport Scotland

Ref. Number	Date on which parking place identified	Date on which statutory procedure commenced	Period of time in days to commence statutory procedure	Date on which order made	Period of time in days to make TRO
19/096	07/11/2019	27/11/2019	20 days	TRO not made – alternative parking	
19/097	04/11/2019	27/11/2019	23 days	17/01/2020	51 days
19/098	14/11/2019	27/11/2019	13 days	17/01/2020	51 days
19/099	11/11/2019	27/11/2019	16 days	17/01/2020	51 days
19/100	Refused – Alternative off-street parking				
19/101	11/11/2019	27/11/2019	16 days	17/01/2020	51 days
19/102	Refused – Alternative off-street parking				
19/104	02/12/2019	21/01/2020	50 days	TRO still going through statutory process	
19/106	Refused – Alternative off-street parking				
19/107	Refused – Alternative off-street parking				
19/108	20/01/2020	21/01/2020	1 day	TRO still going through statutory process	
19/109	13/12/2019	21/02/2020	70 days	TRO still going through statutory process	
19/110	18/12/2019	21/01/2020	34 days	TRO still going through statutory process	
19/111	Awaiting permission from land owner				
19/113	08/01/2020	22/01/2020	14 days	TRO still going through statutory process	
19/115	Refused – Alternative off-street parking				

Ref. Number	Date on which parking place identified	Date on which statutory procedure commenced	Period of time in days to commence statutory procedure	Date on which order made	Period of time in days to make TRO
19/116	08/01/2020	22/01/2020	14 days		TRO still going through statutory process
20/001	16/01/2020	22/01/2020	6 days		TRO still going through statutory process
20/002	16/01/2020	28/01/2020	12 days		TRO still going through statutory process
20/005	18/02/2020	25/02/2020	7 days		TRO still going through statutory process
20/009	06/02/2020	25/02/2020	19 days		TRO still going through statutory process
20/011	18/02/2020	25/02/2020	7 days		TRO still going through statutory process
20/012	24/02/2020	Statutory Process not yet commenced			
20/013	04/03/2020	Statutory Process not yet commenced			
20/014	24/02/2020	Statutory Process not yet commenced			
20/016	25/02/2020	Statutory Process not yet commenced			
20/017	28/02/2020	Statutory Process not yet commenced			
20/022	09/03/2020	Statutory Process not yet commenced			
20/024	Refused – Alternative off-street parking				
20/025	12/03/2020	Statutory Process not yet commenced			
20/026	18/03/2020	Statutory Process not yet commenced			
20/027	18/03/2020	Statutory Process not yet commenced			

Table 1

Appendix B – Tables provided by Inverclyde Council

Inverclyde Council: For the period between 1 April 2019 and 31 March 2020

PART 1(1)(d)(v): 'the period, in each case, between the identification of a parking place under section 5(2)(b) and the starting of the related statutory procedure under section 5(3)(b)' and

PART 1(1)(h)(iii): 'in relation to each such order, the period between the start of the statutory procedure and the making of the order'

No.	Place Identified	Started TRO Process	Days
1	27/05/2019	23/07/2019	57
2	20/05/2019	23/07/2019	64
3	04/03/2019	23/07/2019	141
4	08/01/2019	23/07/2019	196
5	08/01/2019	23/07/2019	196
6	14/01/2019	23/07/2019	190
7	11/02/2019	23/07/2019	162
8	18/02/2019	23/07/2019	155
9	04/03/2019	23/07/2019	141
10	19/03/2019	23/07/2019	126
11	25/03/2019	23/07/2019	120
12	19/03/2019	23/07/2019	126
13	19/06/2019	23/07/2019	34
14	26/03/2019	23/07/2019	119
15	05/06/2019	23/07/2019	48
16	28/05/2019	23/07/2019	56
17	04/06/2019	23/07/2019	49

No.	Place Identified	Started TRO Process	Days
18	14/05/2019	01/10/2019	140
19	24/04/2019	01/10/2019	160
20	15/04/2019	01/10/2019	169
21	15/04/2019	01/10/2019	169
22	29/07/2019	01/10/2019	64
23	05/06/2019	01/10/2019	118
24	27/05/2019	01/10/2019	127
25	28/05/2019	01/10/2019	126
26	19/06/2019	01/10/2019	104
27	19/06/2019	01/10/2019	104
28	19/06/2019	01/10/2019	104
29	22/07/2019	01/10/2019	71
30	05/08/2019	20/11/2019	107
31	03/07/2019	20/11/2019	140
32	28/08/2019	20/11/2019	84
33	13/08/2019	20/11/2019	99
34	28/08/2019	20/11/2019	84
35	08/10/2019	20/11/2019	43
36	23/09/2019	20/11/2019	58
37	23/09/2019	20/11/2019	58
38	01/10/2019	20/11/2019	50
39	03/09/2019	20/11/2019	78

No.	Place Identified	Started TRO Process	Days
40	23/09/2019	20/11/2019	58
41	07/10/2019	20/11/2019	44
42	23/09/2019	20/11/2019	58
43	18/11/2019	11/03/2020	114
44	28/10/2019	11/03/2020	135
45	30/09/2019	11/03/2020	163
46	15/10/2019	11/03/2020	148
47	15/10/2019	11/03/2020	148
48	04/11/2019	11/03/2020	128
49	29/10/2019	11/03/2020	134
50	29/10/2019	11/03/2020	134
51	29/10/2019	11/03/2020	134
52	29/01/2020	11/03/2020	42
53	18/11/2019	11/03/2020	114

Table 2

Orders which started the statutory procedure before the start of the reporting period and were made within the period.

	TRO No.	Number of Parking Places
On-Street	No.2A of 2018	1
	No.4 of 2018	17
	No.1 of 2019	18
	No.2 of 2019	7
	Total	43

Table 3

Orders which started the statutory procedure and were made within the reporting period.

	TRO No.	Number of Parking Places
On-Street	No.3 of 2019	17
	Total	17

Table 4

Orders which started the statutory procedure within the reporting period and were not made.

	TRO No.	Number of Parking Places
On-Street	No.4 of 2019	12
	No.1 of 2020	13
	No.2 of 2020	11
	Total	36

Table 5

Orders which started the statutory procedure and were made within the reporting period.

TRO No.	Started TRO Process	TRO Made	Days
No.3 of 2019	23 July 2019	20 January 2020	181

Table 6

Appendix C – Tables provided by South Lanarkshire Council

South Lanarkshire Council: For the period between 1 April 2019 and 31 March 2020

PART 1(1)(d)(iii): 'its reasons for any decision under section 5(3)(a)'

PART 1(1)(h)(iii): 'in relation to each such order, the period between the start of the statutory procedure and the making of the order'

South Lanarkshire Council (Disabled Persons' Parking Places) (No. 2) Order 2018

Road	Town	Date on which the Council decided it had the necessary powers to make the order	Date order making process began
Rosslyn Road	Ashgill	27/02/18	03/10/18
Knocklea	Biggar	03/0518	03/10/18
Fernslea Avenue	Blantyre	27/02/18	03/10/18
Glenfruin Road	Blantyre	27/02/18	03/10/18
Brown Street	Carluke	03/0518	03/10/18
Cooper Avenue	Carluke	03/0518	03/10/18
Glenafeoch Road	Carluke	03/0518	03/10/18
New Road	Chapelton	21/06/17	03/10/18
Crossclyde View	Crossford	27/02/18	03/10/18
Baillie Drive	East Kilbride	09/11/17	03/10/18
Baird Hill	East Kilbride	09/11/17	03/10/18
Barbados Green	East Kilbride	09/11/17	03/10/18
Buchandyke Road	East Kilbride	09/11/17	03/10/18
Burnbrae Place	East Kilbride	09/11/17	03/10/18
Cantieslaw Drive	East Kilbride	09/11/17	03/10/18
Colonsay	East Kilbride	09/11/17	03/10/18

Road	Town	Date on which the Council decided it had the necessary powers to make the order	Date order making process began
Colonsay	East Kilbride	09/11/17	03/10/18
Culross Place	East Kilbride	09/11/17	03/10/18
Drummond Hill	East Kilbride	09/11/17	03/10/18
Dunedin Court	East Kilbride	09/11/17	03/10/18
Edmund Kean	East Kilbride	09/11/17	03/10/18
Eider Grove	East Kilbride	09/11/17	03/10/18
Falkland Drive	East Kilbride	21/06/17	03/10/18
Glen Maillie	East Kilbride	21/06/17	03/10/18
Glen More	East Kilbride	21/06/17	03/10/18
Gourlay	East Kilbride	21/06/17	03/10/18
Hill View	East Kilbride	21/06/17	03/10/18
Houston Terrace	East Kilbride	21/06/17	03/10/18
Lavender Drive	East Kilbride	21/06/17	03/10/18
Le Froy Gardens	East Kilbride	21/06/17	03/10/18
Loch Awe	East Kilbride	21/06/17	03/10/18
Mallard Crescent	East Kilbride	21/06/17	03/10/18
Maxwellton Road	East Kilbride	15/08/17	03/10/18
Melville Park	East Kilbride	15/08/17	03/10/18
Old Mill Road	East Kilbride	15/08/17	03/10/18
Ontario Park	East Kilbride	15/08/17	03/10/18
Sycamore Crescent	East Kilbride	15/08/17	03/10/18
West Mains Road	East Kilbride	15/08/17	03/10/18
Cloglands	Forth	09/11/17	03/10/18

Road	Town	Date on which the Council decided it had the necessary powers to make the order	Date order making process began
Reid Street	Forth	09/11/17	03/10/18
Ailsa Court	Hamilton	18/04/18	03/10/18
Arden Road	Hamilton	18/04/18	03/10/18
Burnbank Road	Hamilton	18/04/18	03/10/18
Clarkwell Terrace	Hamilton	18/04/18	03/10/18
Durisdeer Drive	Hamilton	18/04/18	03/10/18
Glebe Street	Hamilton	18/04/18	03/10/18
Hill Street	Hamilton	27/02/18	03/10/18
Hill Street	Hamilton	27/02/18	03/10/18
Holyrood Street	Hamilton	27/02/18	03/10/18
Howgate Road	Hamilton	27/02/18	03/10/18
Hutchison Street	Hamilton	27/02/18	03/10/18
Melfort Road	Hamilton	27/02/18	03/10/18
Montrose Crescent	Hamilton	27/02/18	03/10/18
Portland Park	Hamilton	27/02/18	03/10/18
Sween Drive	Hamilton	27/02/18	03/10/18
Woodhead Crescent	Hamilton	27/02/18	03/10/18
Bankhead Terrace	Lanark	27/02/18	03/10/18
Castlegate	Lanark	27/02/18	03/10/18
St Leonards Road	Lanark	27/02/18	03/10/18
Annbank Street	Larkhall	27/02/18	03/10/18
Hill Street	Larkhall	27/02/18	03/10/18

Road	Town	Date on which the Council decided it had the necessary powers to make the order	Date order making process began
Keir Hardie Road	Larkhall	27/02/18	03/10/18
Miller Street	Larkhall	27/02/18	03/10/18
Watson Street	Larkhall	27/02/18	03/10/18
Beech Grove	Law	27/02/18	03/10/18
Milton	Lesmahagow	27/02/18	03/10/18
Milton	Lesmahagow	27/02/18	03/10/18
Beechgrove Street	Rigside	27/02/18	03/10/18
Muirfoot Road	Rigside	27/02/18	03/10/18
Seafield Drive	Rutherglen	05/12/17	03/10/18
St Blanes Drive	Rutherglen	02/05/18	03/10/18
St Laurence Avenue	Stonehouse	27/02/18	03/10/18
Fernlea Road	Strathaven	21/06/17	03/10/18
Viewmount Crescent	Strathaven	21/06/17	03/10/18
Crofthead Street	Uddingston	27/02/18	03/10/18
Ferry Road	Uddingston	27/02/18	03/10/18
Main Street	Uddingston	27/02/18	03/10/18

Table 7

**South Lanarkshire Council (Disabled Parking Places) (Non Residential) (No.1)
Order 2019**

Road	Town	Date on which the Council decided it had the necessary powers to make the order	Date order making process began
Hamilton Street	Carluke	17/01/19	02/04/19
High Street	Carluke	17/01/19	02/04/19

Table 8

**South Lanarkshire Council (Disabled Parking Places) (Non Residential) (No. 2)
Order 2019**

Road	Town	Date on which the Council decided it had the necessary powers to make the order	Date order making process began
Stonelaw Road	Rutherglen	08/04/18	17/04/18

Table 9

**South Lanarkshire Council (Disabled Persons' Parking Places) (No. 1) Order
2019**

Road	Town	Date on which the Council decided it had the necessary powers to make the order	Date order making process began
Windyridge	Auchenheath	21/02/19	30/05/19
Ansdell Avenue	Blantyre	18/10/18	30/05/19
Bruce Terrace	Blantyre	18/10/18	30/05/19
Church Street	Blantyre	24/12/18	30/05/19
Ennisfree Road	Blantyre	19/11/18	30/05/19
Iona Path	Blantyre	08/11/18	30/05/19

Road	Town	Date on which the Council decided it had the necessary powers to make the order	Date order making process began
Myrtle Street	Blantyre	01/11/18	30/05/19
Station Road	Blantyre	15/02/19	30/05/19
Wolcott Drive	Blantyre	19/12/18	30/05/19
Castle Wynd	Bothwell	14/01/19	30/05/19
Woodlands Gardens	Bothwell	08/08/18	30/05/19
Harestanes Road	Braidwood	21/02/19	30/05/19
Annick Street	Cambuslang	20/08/18	30/05/19
Braeside Place	Cambuslang	20/08/18	30/05/19
Cairns Avenue	Cambuslang	20/08/18	30/05/19
Christie Place	Cambuslang	22/08/18	30/05/19
Croft Road	Cambuslang	20/08/18	30/05/19
Croft Road	Cambuslang	22/08/18	30/05/19
Croft Road	Cambuslang	20/08/18	30/05/19
Gateside Avenue	Cambuslang	04/02/19	30/05/19
Monkcastle Drive	Cambuslang	04/02/19	30/05/19
Rosebank Drive	Cambuslang	04/02/19	30/05/19
Wiston Street	Cambuslang	04/02/19	30/05/19
Woodland Crescent	Cambuslang	04/02/19	30/05/19
Woodland Crescent	Cambuslang	04/02/19	30/05/19
Mansfield Crescent	Chapleton	08/10/18	30/05/19
Coalburn Road	Coalburn	08/02/19	30/05/19
Manse View	Coalburn	27/11/18	30/05/19

Road	Town	Date on which the Council decided it had the necessary powers to make the order	Date order making process began
Shawhill Terrace	Coulter	23/11/18	30/05/19
Ayton Park North	East Kilbride	14/01/19	30/05/19
Ash Court	East Kilbride	01/05/19	30/05/19
Catrine	East Kilbride	01/03/19	30/05/19
Chestnut Crescent	East Kilbride	16/11/18	30/05/19
Cypress Crescent	East Kilbride	16/11/18	30/05/19
Douglasdale	East Kilbride	16/11/18	30/05/19
Eider Grove	East Kilbride	11/12/18	30/05/19
Falkland Drive	East Kilbride	01/05/19	30/05/19
Glen Farrar	East Kilbride	01/03/19	30/05/19
Glen Prosen	East Kilbride	16/11/18	30/05/19
Gordon Drive	East Kilbride	16/11/18	30/05/19
Kirktonholme Crescent	East Kilbride	14/02/19	30/05/19
Mallard Place	East Kilbride	14/02/19	30/05/19
Maple Terrace	East Kilbride	01/03/19	30/05/19
Melville Park	East Kilbride	01/05/19	30/05/19
Mungo Park	East Kilbride	28/02/19	30/05/19
Old Mill Road	East Kilbride	14/01/19	30/05/19
Owen Avenue	East Kilbride	14/01/19	30/05/19
Quarry Park	East Kilbride	27/11/18	30/05/19
Sandpiper Place	East Kilbride	27/11/19	30/05/19
Stirling Drive	East Kilbride	28/01/19	30/05/19

Road	Town	Date on which the Council decided it had the necessary powers to make the order	Date order making process began
Strathcona Place	East Kilbride	28/02/19	30/05/19
Strathcona Place	East Kilbride	16/11/18	30/05/19
Strathfillan Road	East Kilbride	14/01/19	30/05/19
Troon Avenue	East Kilbride	16/11/18	30/05/19
Vancouver Drive	East Kilbride	14/01/19	30/05/19
Windward Road	East Kilbride	16/11/18	30/05/19
Wynyard Green	East Kilbride	16/11/18	30/05/19
Anderson Street	Hamilton	21/11/18	30/05/19
Brankholm Brae	Hamilton	21/11/18	30/05/19
Brankholm Brae	Hamilton	21/11/18	30/05/19
Carron Court	Hamilton	30/10/18	30/05/19
Clydesdale Avenue	Hamilton	10/01/19	30/05/19
Croftwood Road	Hamilton	10/01/19	30/05/19
Easdale Rise	Hamilton	28/11/18	30/05/19
Forth Terrace	Hamilton	09/11/18	30/05/19
Forth Terrace	Hamilton	17/10/18	30/05/19
Glenafton View	Hamilton	09/11/18	30/05/19
Hutchison Street	Hamilton	17/10/18	30/05/19
Linwood Terrace	Hamilton	18/10/18	30/05/19
Mournian Way	Hamilton	20/12/18	30/05/19
Roseberry Place	Hamilton	20/12/18	30/05/19
Annbank Street	Larkhall	19/12/18	30/05/19
Annbank Street	Larkhall	19/12/18	30/05/19

Road	Town	Date on which the Council decided it had the necessary powers to make the order	Date order making process began
Drygate Street	Larkhall	23/10/18	30/05/19
Hill Street	Larkhall	23/10/18	30/05/19
John Street	Larkhall	07/09/18	30/05/19
Miller Street	Larkhall	03/10/18	30/05/19
Beech Grove	Law	14/02/19	30/05/19
Strathaven Road	Lesmahagow	14/02/19	30/05/19
Acredyke Road	Rutherglen	04/02/19	30/05/19
Avenue Street	Rutherglen	04/02/19	30/05/19
Avonbank Road	Rutherglen	04/02/19	30/05/19
Carrick Road	Rutherglen	04/02/19	30/05/19
Colville Drive	Rutherglen	20/08/18	30/05/19
Dryburgh Avenue	Rutherglen	04/02/19	30/05/19
Dukes Road	Rutherglen	04/02/19	30/05/19
Ewing Street	Rutherglen	04/02/19	30/05/19
Gilmour Crescent	Rutherglen	04/02/19	30/05/19
Gilmour Crescent	Rutherglen	20/08/18	30/05/19
Glencairn Drive	Rutherglen	20/08/18	30/05/19
Greenhill Street	Rutherglen	04/02/19	30/05/19
Greenhill Street	Rutherglen	04/02/19	30/05/19
Greystone Avenue	Rutherglen	04/02/19	30/05/19
Hamilton Road	Rutherglen	04/02/19	30/05/19
Johnstone Drive	Rutherglen	04/02/19	30/05/19
Kildale Way	Rutherglen	04/02/19	30/05/19

Road	Town	Date on which the Council decided it had the necessary powers to make the order	Date order making process began
Kingsbridge Drive	Rutherglen	04/02/19	30/05/19
Limeside Avenue	Rutherglen	04/02/19	30/05/19
MacDonald Street	Rutherglen	04/02/19	30/05/19
Main Street	Rutherglen	04/02/19	30/05/19
Main Street	Rutherglen	04/02/19	30/05/19
Melrose Court	Rutherglen	04/02/19	30/05/19
Melrose Court	Rutherglen	04/02/19	30/05/19
Parkhill Drive	Rutherglen	04/02/19	30/05/19
Penman Avenue	Rutherglen	04/02/19	30/05/19
Rowantree Avenue	Rutherglen	04/02/19	30/05/19
Skye Road	Rutherglen	04/02/19	30/05/19
Trossachs Road	Rutherglen	04/02/19	30/05/19
Victoria Street	Rutherglen	04/02/19	30/05/19
Kirk Street	Stonehouse	05/02/19	30/05/19
Violet Crescent	Stonehouse	06/08/18	30/05/19
North Street	Strathaven	06/08/19	30/05/19
Crofthead Street	Uddingston	05/12/18	30/05/19
Deanbrae Street	Uddingston	05/12/18	30/05/19
Old Mill Road	Uddingston	05/12/18	30/05/19

Table 10

South Lanarkshire Council (Disabled Parking Places) (Non Residential) (No. 1) Order 2018

Road	Town	Date on which the Council decided it had the necessary powers to make the order	Date order making process began
John's Loan	Biggar	23/03/18	01/08/18
Purdie Street	Hamilton	23/03/18	01/08/18

Table 11

South Lanarkshire Council (Use of Off-street Parking Places) Consolidation Order 2011, Amendment No. 2 Order 2018

Car park	Date on which the council decided it had the necessary powers to make the order	Date order making process began	Order made date
Eddlewood Public Hall car Park, Strathaven Road, Hamilton	31/07/18	10/10/18	11/03/19
Hamilton Palace Play Park car park, Motehill, Hamilton	31/07/18	10/10/18	11/03/19
Total	2		

Table 12

**South Lanarkshire Council (Use of Off-street Parking Places) Consolidation
 Order 2011, Amendment No. 1 Order 2019**

Car park	Date on which the council decided it had the necessary powers to make the order	Date order making process began	Order made date
Hillhouse Community Centre car park, Clarkwell Road, Hamilton	21/05/19	03/04/19	22/07/19
TOTAL	1		

Table 13

Total number of orders on and off street

Order Name	Date order making process began	Order made date	Number of parking places
South Lanarkshire Council (Disabled Persons' Parking Places) (No. 2) Order 2018	03/10/18	24/04/19	77
South Lanarkshire Council (Disabled Parking Places) (Non Residential) (No. 1) Order 2019	02/04/19	22/07/19	2
South Lanarkshire Council (Disabled Parking Places) (Non Residential) (No. 2) Order 2019	17/04/18	26/08/19	1
South Lanarkshire Council (Disabled Persons' Parking Places) (No. 1) Order 2019	30/05/19	02/09/19	115
South Lanarkshire Council (Disabled Parking Places) (Non Residential) (No. 1) Order 2018	01/08/18	12/11/19	2
South Lanarkshire Council (Use of Off-street Parking Places) Consolidation Order 2011, Amendment No. 2 Order 2018	10/10/18	11/03/19	2

Order Name	Date order making process began	Order made date	Number of parking places
South Lanarkshire Council (Use of Off-street Parking Places) Consolidation Order 2011, Amendment No. 1 Order 2019	21/05/19	22/07/19	1

Table 14

Reasons for Refusal

Reason for refusal	Amount refused
Not car driver	23
Could not be done due to siting issues (Roads & Transportation decision)	2
Has driveway	4
Sheltered Housing resident	1
Has a lock-up	0
Not car owner	0
Can create driveway - Roads & Transportation declined	0
Not Blue Badge holder	1
Did not produce evidence to proceed with application	26
Private car park	1
Private road	0
Temp blue badge	3
Temp Accommodation	0
Other	18

Table 15

Appendix D – Tables provided by Stirling Council

PART 1(1)(d)(v): 'the period, in each case, between the identification of a parking place under section 5(2)(b) and the starting of the related statutory procedure under section 5(3)(b)' and

PART 1(1)(h)(iii): 'in relation to each such order, the period between the start of the statutory procedure and the making of the order'

Processed TRO	Plan Issued to Applicant	Proposal Advertised in Press	Time Between Issuing Plan and Proposing
2019(127)	31/01/2019	26/06/2019	146
2019(128)	22/02/2019	26/06/2019	124
2019(125)	21/03/2019	26/06/2019	97
2019(123)	26/03/2019	26/06/2019	92
2019(124)	26/03/2019	26/06/2019	92
2019(130)	26/03/2019	26/06/2019	92
2019(122)	29/03/2019	26/06/2019	89
2019(129)	29/03/2019	26/06/2019	89
2019(126)	26/03/2019	26/06/2019	92
2019(121)	18/04/2019	26/06/2019	69
2020(28)	25/06/2019	22/01/2020	211
2020(27)	13/06/2019	22/01/2020	223
2020(9)	25/06/2019	24/01/2020	213
2020(18)	28/06/2019	22/01/2020	208
2020(16)	03/10/2019	22/01/2020	111
2020(13)	31/07/2019	24/01/2020	177
2020(20)	08/08/2019	22/01/2020	167
2020(21)	04/12/2019	22/01/2020	49

Processed TRO	Plan Issued to Applicant	Proposal Advertised in Press	Time Between Issuing Plan and Proposing
2020(22)	04/12/2019	22/01/2020	49
2020(10)	29/08/2019	24/01/2020	148
2020(17)	03/09/2019	22/01/2020	141
2020(24)	15/10/2019	22/01/2020	99
2020(26)	03/10/2019	22/01/2020	111
2020(11)	03/10/2019	24/01/2020	113
2020(19)	03/10/2019	22/01/2020	111
2020(15)	09/10/2019	24/01/2020	107
2020(14)	03/10/2019	24/01/2020	113
2020(12)	30/10/2019	24/01/2020	86
2020(25)	06/11/2019	22/01/2020	77
2020(23)	29/11/2019	22/01/2020	54

Table 16

Processed TRO	Proposal Advertised in Press	Date TRO Signed	Time Between Advertising in press and making TRO
2019(127)	31/01/2019	26/07/2019	30
2019(128)	22/02/2019		Applicant withdrew application after it was advertised.
2019(125)	21/03/2019	26/07/2019	30
2019(123)	26/03/2019	26/07/2019	30
2019(124)	26/03/2019	26/07/2019	30
2019(130)	26/03/2019	26/07/2019	30
2019(122)	29/03/2019	26/07/2019	30

Processed TRO	Proposal Advertised in Press	Date TRO Signed	Time Between Advertising in press and making TRO
2019(129)	29/03/2019	06/09/2019	72
2019(126)	26/03/2019	26/07/2019	30
2019(121)	18/04/2019	26/07/2019	30
2020(28)	25/06/2019	21/02/2020	30
2020(27)	13/06/2019	21/02/2020	30
2020(9)	25/06/2019	21/02/2020	28
2020(18)	28/06/2019	21/02/2020	30
2020(16)	03/10/2019	21/02/2020	30
2020(13)	31/07/2019	21/02/2020	28
2020(20)	08/08/2019	21/02/2020	30
2020(21)	04/12/2019		Objection received to the TRO – still to be resolved.
2020(22)	04/12/2019	21/02/2020	30
2020(10)	29/08/2019	21/02/2020	28
2020(17)	03/09/2019	21/02/2020	30
2020(24)	15/10/2019	21/02/2020	30
2020(26)	03/10/2019	21/02/2020	30
2020(11)	03/10/2019	21/02/2020	28
2020(19)	03/10/2019	21/02/2020	30
2020(15)	09/10/2019	21/02/2020	28
2020(14)	03/10/2019	21/02/2020	28
2020(12)	30/10/2019	21/02/2020	28
2020(25)	06/11/2019	21/02/2020	30

Processed TRO	Proposal Advertised in Press	Date TRO Signed	Time Between Advertising in press and making TRO
2020(23)	29/11/2019	21/02/2020	30

Table 17

Appendix E – Information provided by Midlothian Council

Part 1, paragraph 2: 'A report prepared by a local authority under section 11(1)(a) may contain any other information about its performance of its functions in relation to parking places for disabled persons' vehicles during the reporting period that the authority considers appropriate.'

Introduction

The Disabled Persons' Parking Places (Scotland) Act 2009 ('DPPP') places duties on Councils in Scotland to provide enforceable parking places for disabled people whose vehicles display a valid 'blue badge'.

DPPP requires each Council to prepare, publish and submit to Scottish Ministers an annual report recording the progress made to implement the Act in the preceding period.

Information which must be included in the report to Ministers is specified in detail in the Schedule to DPPP.

Implementation

Midlothian Council has been able to continue the employment of a member of staff specifically to progress a wide spectrum of Traffic Regulation Orders, including Orders under the DPPP Act, with limited additional assistance for site visits and technical support. Two Orders for a total of 69 DPPP parking places were completed in 2019/20.

A regular stream of new applications continues to be received from disabled people who experience difficulties in parking close to their homes - 101 such applications during 2019/2020.

Although the Council is able to assess and, in most cases, agree applications without delay, we have experienced chronic difficulties this year in getting bays painted promptly. Midlothian Council does not generate enough road lining and marking work each year to warrant establishing and retaining an in-house team with the necessary specialised equipment and skills. We therefore rely on external contractors, who are only available in this area when a sufficient volume of work has accumulated to warrant their attendance. Progress was being made on resolving these difficulties when the Covid-19 Lockdown intervened, and that will be a priority when more normal working resumes.

The slow rate of progress in getting agreed bays marked on-street has impacted on the rate at which these bays can be 'legalised' by inclusion in an Order, to allow active enforcement in the event of any local disputes. However the presence of the initial 'advisory' disabled bay road markings is generally enough to resolve any local parking issues. Out with shopping areas, the Council's Parking Attendants did not need to issue any Parking Charge Notices in 2019-20 for Disabled Parking Bay contraventions.

The specific information required by the Act is set out in the attached Schedule.



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