



Department
for Transport

Amendments to the Traffic
Management Permit Scheme
(England) Regulations 2007:
Seeking views on the requirement for
all users to comply with the
'Regulations 2007', as amended,
from 1 October 2015

February 2015

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Foreword

We are seeking views from street works stakeholders on the following: The Government proposes that on (or by) 1 October 2015 all highway authority street works permit schemes will be required to comply with the 2007 Permit Scheme (England) Regulations as amended by the 2015 Permit Scheme Amendment Regulations.

How to respond

The consultation period began on **9 February** 2015 and will run until **9 March** 2015. Please ensure that your response reaches us, in word format, before the closing date. If you would like further copies of this consultation document, it can be found on the Departments website or you can contact Ann Morley at the email address below if you **need** alternative formats (Braille, audio CD, etc).

Please send consultation responses by **9 March 2015** to:

Ann Morley
Department for Transport
3rd Floor Great Minster House
London SW1P 4DR

Email address is permit.schemes@dft.gsi.gov.uk

When responding, please state whether you are responding as an individual or representing the views of an organisation. If responding on behalf of a larger organisation, please make it clear who the organisation represents and, where applicable, how the views of members were assembled.

Freedom of Information

Information provided in response to this consultation, including personal information, may be subject to publication or disclosure in accordance with the Freedom of Information Act 2000 (FOIA) or the Environmental Information Regulations 2004.

If you want information that you provide to be treated as confidential, please be aware that, under the FOIA, there is a statutory Code of Practice with which public authorities must comply and which deals, amongst other things, with obligations of confidence.

In view of this it would be helpful if you could explain to us why you regard the information you have provided as confidential. If we receive a request for disclosure of the information, we will take full account of your explanation, but we cannot give an assurance that confidentiality can be maintained in all circumstances. An automatic confidentiality disclaimer generated by your IT system will not, of itself, be regarded as binding on the Department. The Department will process your personal data in accordance with the Data Protection Act (DPA) and in the majority of circumstances this will mean that your personal data will not be disclosed to third parties.

Consultation principles:

The consultation is being conducted in line with the Government's key consultation principles which are listed below. Further information is available on the Better Regulation Executive website at

<https://www.gov.uk/government/publications/consultation-principles-guidance>

If you have any comments about the consultation process please contact:

Consultation Co-ordinator
Department for Transport
Zone 1/29 Great Minster House
London SW1P 4DR
Email consultation@dft.gsi.gov.uk

Please do not send consultation responses to this address.

What will happen next?

A response will be published in March 2015 on the Departments website.

The Proposal

We are request views from street works stakeholders on the following: The Government proposes that on (by) 1 October 2015 all permit schemes will be required to comply with the 2007 regulations as amended by the 2015 Permit Scheme Amendment Regulations.

The consultation, on a number of non-consequential amendments to the 2007 Permit Scheme (England) Regulations closed on 25th September. Ministers considered the responses and published the Government's response 9 February 2015.

The amendments consulted on were in addition to consequential changes the Government plans to introduce as a result of the Infrastructure Bill (related to the Highways Agency) and the Deregulations Bill (on the approval process for Permit Schemes).

In consequence to the consultation responses, Ministers are now minded to require all permit schemes to adopt the 2007 Permit Scheme Regulations (England) as amended regulations on (or by) 1st October 2015. It should be noted that whilst current permit schemes were approved under the 2007 Permit Scheme regulations, that will continue to the case as the 2007 Permit Scheme Regulations (England) are being amended, not replaced.

The aim of this and all proposed amendments is to significantly improve consistency across permit schemes nationally. The change will avoid the need for works' promoters to comply with a variety of differing regulations requirements across authority borders which can add complexity, confusion and administrative costs. It will also support authorities seeking to join common or joint permit schemes. This would be achieved by making the regulations applicable to **all** authorities with a permit scheme from 1 October 2015.

Your views are therefore sought on the questions set out on the following page.

This document will be placed on the website both as a pdf and a word document. Please respond using the word format - Your response should be emailed to the permit scheme email box (permit.schemes@dft.gsi.gov.uk) or via your regional or national sector body. **Reponses must be received by close 9 March.**

Consultation questions

Information on the respondent:

QUESTIONS ABOUT YOU	RESPONSE
Your company, authority or organisation?	
Your Name and contact details?	
If you are responding on behalf of an organisation or interest group how many members do you have?	
Do you need your response or personal details to be treated confidentially? - Please explain why	

THE QUESTION – Adoption of the amendment regulations

Questions - Please provide evidence to support your response if appropriate.	Response
Are there any operational reasons that would prevent existing schemes adopting the amended regulations by 1 October 2015?	
If you provided a response to the previous consultation would your response have differed in light of this proposal? If so, in what way?	