

From: [REDACTED]

Sent: 05 February 2021 11:45

To: [REDACTED]

Cc: [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Subject: RE: Event Day Parking Zones for areas around Celtic Park and Ibrox Stadium (OFFICIAL - SENSITIVE: Senior Management)

Sensitivity: Confidential

Hi [REDACTED]

Sorry for not coming back to you on this sooner but it requires some thought at this end and there are, as you can imagine, a number of competing priorities and considerations at the moment.

On 30 January 2020 the Scottish Ministers granted the first 6 month extension to the date of making of the relevant Orders (Ibrox Stadium & Celtic Park), giving a new last date/dates of making as 27th October for Ibrox Stadium and 4th November 2020 for Celtic Park. On 23rd October 2020 a further extension of 6 months was granted taking the dates up to 26th April 2021 for Ibrox Stadium & 3rd May 2021 for Celtic Park. The Scottish Ministers may grant up to 3 further extensions of 6 months, taking the final date of making up to the 27th October 2022 for Ibrox Stadium & 4th November 2022 for Celtic Park, if they are satisfied it is appropriate to do so.

Officials are continuing to progress the TRO review and any impact that circumstances in the last year have had in relation to TROs and the potential need for any amendment of procedures. Thank you for the points you have raised in relation to these Orders which will be factored into that review.

I trust this is of assistance in the meantime but if you require anything further please let me know.

Regards,

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

T: [REDACTED]
transport.gov.scot

Transport Scotland, Buchanan House, 58 Port Dundas Road, Glasgow, G4 0HF



From: [REDACTED]

Sent: 04 February 2021 16:16

To: [REDACTED]

Cc: [REDACTED]

[REDACTED]
[REDACTED]
[REDACTED]
Subject: RE: Event Day Parking Zones for areas around Celtic Park and Ibrox Stadium (OFFICIAL - SENSITIVE: Senior Management)
Sensitivity: Confidential

OFFICIAL - SENSITIVE: Senior Management

[REDACTED]
Further to the email exchange between [REDACTED] and GCC's [REDACTED], I hope you don't mind me chasing you up on the matter below.

I am hoping that you might be able to give me an indication of the timescale of when the Scottish Government might be able to get back to GCC on our request to relax the time frames for making TROs as set out in The Local Authorities' Traffic Orders (Procedure)(Scotland) Regulations 1999 ("Procedure Regs") ?

The reason that I am asking for a timescale is that it would be useful for the Council to relay to the Reporters conducting hearings into the proposed Orders.

In addition, I would be grateful if you could confirm the Scottish Government's position in relation to the proper interpretation of Reg 16 of the Procedure Regs (as copied below)?

Currently the hearing processes are sisted/suspended. The Reporters sent out a Statement to GCC and other interested parties on 13 January 2021 (which is attached for your ease of reference). As you will see, the Reporters are clearly concerned they may not be able to complete all the steps they require and for the process for making the TROs to be completed by the deadline which they consider applies for making the Order. The deadline stated by the Reporters is **May 2022**.

However the Council's external legal advisers (Harper Macleod) have recently looked at this matter and consider that Reg 16 should be interpreted as allowing 5 x six monthly extensions, instead of 4 extensions. The use of the word "*further*" in Regulation 16(5) is important in this matter . The upshot of this interpretation would be that the deadline for making the Orders would not expire until November 2022.

So whilst GCC would still like the timeframes for making the Orders relaxed due to the ongoing uncertainty surrounding Covid, confirmation from Transport Scotland on their interpretation the proper deadline for making the TROs would also be useful. Of course, if you disagree with the external legal advice that we have received on this point that would also be useful to know.

The Council is due to ask for the hearing process to be paused for a further period to allow us to examine whether the Scottish Govt is minded, one way or another, to relax the timescales for making Orders.

The Council is of the view that the current risks to the timescale are entirely related to the ongoing Covid 19 crisis and therefore a statutory relaxation is reasonably sought. However, whether that step can be accommodated in the Govt's busy schedule is another matter?

I would be grateful if, as a matter of urgency, you could confirm how long it will be before the Scottish Government can consider GCC's request on this matter and if possible if you are able to get back to me on your interpretation of Reg 16(4) that would be most appreciated.

If you or a colleague would like to discuss please do not hesitate to let me know.

Regards

[REDACTED]
Legal Manager
Chief Executive's Department
Glasgow City Council
City Chambers
G2 1DU

Tel [REDACTED]

***"The Local Authorities' Traffic Orders (Procedure)
(Scotland) Regulations 1999***

16.— Date of order

... *(5) The Scottish Ministers may extend the two year time limit referred to in paragraph (3) for such period not exceeding 6 months as the Scottish Ministers consider appropriate and the Scottish Ministers may grant up to 4 further extensions to the authority."*

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