

EXPLANATORY MEMORANDUM TO
THE ROYAL PARKS AND OTHER OPEN SPACES (AMENDMENT) (No.2) etc.
REGULATIONS 2010

2010 No. [XXXX]

1. This explanatory memorandum has been prepared by The Department for Culture, Media and Sport and is laid before the House of Commons by Command of Her Majesty.

This memorandum contains information for the Joint Committee on Statutory Instruments.

2. **Purpose of the instrument**

- 2.1 To revoke those provisions of The Royal Parks and Other Open Spaces (Amendment) etc. Regulations 2010 which relate to the introduction of car parking charges in Bushy Park and Richmond Park with the effect that no such charges will apply.

3. **Matters of special interest to the Joint Committee on Statutory Instruments**

- 3.1 This instrument revokes those provisions of The Royal Parks and Other Open Spaces (Amendment) etc. Regulations 2010 which were drawn to the attention of both Houses in the Committee's Twelfth Report of Session 2009-10.

4. **Legislative Context**

- 4.1 This instrument revokes regulations 5, 6, 7, 8 and paragraph (2) of regulation 1 of The Royal Parks and Other Open Spaces (Amendment) etc Regulations 2010.

5. **Territorial Extent and Application**

- 5.1 This instrument extends to England and Wales.

6. **European Convention on Human Rights**

The Minister for Tourism and Heritage has made the following statement regarding Human Rights:

As the instrument is subject to negative resolution procedure and does not amend primary legislation, no statement is required.

7. **Policy background**

- *What is being done and why*

- 7.1 The Royal Parks and Other Open Spaces (Amendment) etc Regulations 2010, came into force on 6 April 2010, and made provision, amongst other things, for parking charges to come into force in Richmond and Bushy Parks on 1 October 2010. These Regulations seek to revoke those provisions so that no such parking charges will apply.

- ***Consolidation***

7.2 Not applicable. These Regulations do not consolidate any legislation.

8. Consultation outcome

8.1 The Royal Parks carried out formal public consultation on the proposal for the introduction of parking charges (and the other changes contained in The Royal Parks and Other Open Spaces (Amendment) etc Regulations 2010) between 30 January and 1 May 2009, and received around 2000 formal responses.

Car Parking In Richmond and Bushy Parks

The introduction of parking charges in Richmond and Bushy Parks was opposed by the large majority (84%) of those who responded to the consultation exercise, as well as by local MPs and the leaders of the three surrounding local authorities. A number of petitions were also received against the proposal. The concerns raised included: the level of charge; the possibility that parking would be displaced onto surrounding residential streets; and suggestions that there were inadequate public transport alternatives to driving to the parks.

The Government has taken note of the significant public opposition and has decided not to proceed with parking charges in the two parks. It will consider other options to control traffic and raise income.

9. Guidance

9.1 No formal or statutory guidance is being issued. The Royal Parks will publicise the changes to the Park Regulations by way of park notices, through stakeholder group meetings and on its website, and their intention not to introduce parking charges in Richmond or Bushy Parks on 1st October 2010.

10. Impact

10.1 As this amendment maintains the status quo by revoking a provision that has not yet come into force, a separate impact assessment has not been undertaken.

10.2 The impact on the public sector is considered to be neutral.

10.3 The impact on business, charities and voluntary bodies is considered to be neutral.

11. Regulating small business

11.1 This legislation applies to small businesses.

11.2 As this amendment maintains the status quo its impact on small businesses is considered to be neutral.

12. Monitoring & review

12.1 This Order rescinds those provisions in The Royal Parks and Other Open Spaces (Amendment) etc Regulations 2010, which came into force on 6 April 2010, for parking charges to be introduced in Richmond and Bushy Parks on 1 October 2010. It therefore maintains the status quo and will not be subject to review.

13. Contact

Queries regarding this instrument should be addressed to: Colin Buttery, Director of Parks & Deputy Chief Executive, The Royal Parks, The Old Police House, Hyde Park London W2 2UH. Tel: 02072982087 (cbuttery@royalparks.gsi.gov.uk).