

AGENDA ITEM NO 7

REPORT NO 13/24

ANGUS COUNCIL

COMMUNITIES COMMITTEE – 16 JANUARY 2024

B978 BALLUMBIE TO KELLAS, B978 WELLBANK TO LOVEHALL COTTAGE, U314 KELLAS TO MURROES PRIMARY SCHOOL AND B957 BRECHIN ROAD, KIRRIEMUIR - AMENDMENTS TO EXISTING SPEED LIMITS

REPORT BY GRAEME DAILLY, DIRECTOR OF INFRASTRUCTURE AND ENVIRONMENT

ABSTRACT

This report informs members of the conditions set out by the Development Management Review Committee, Local Review Body, Report No. [185/23](#) regarding the speed limit on the B978 between Ballumbie and Kellas and concerns raised over speeding on the B978 between Wellbank and Lovehall Cottages, on the U314 between Kellas and Murroes Primary School and on the B957 Brechin Road, Kirriemuir. The report brings forward proposals to reduce the speed limits and details the findings of the engineering investigations carried out.

1. RECOMMENDATIONS

It is recommended that the Council:

- (i) notes the conditions set out by the Development Management Review Committee, Local Review Body, Report No. [185/23](#);
- (ii) Gives due consideration and regard to the concerns raised by local residents;
- (iii) notes the findings of the engineering investigations carried out to assess the concerns raised;
- (iv) agrees to the implementation of the proposed amendments to the existing speed limits on the B978 between Ballumbie and Kellas;
- (v) agrees to the implementation of the proposed amendments to the existing speed limits on the B978 between Wellbank and Lovehall Cottage;
- (vi) agrees to the implementation of the proposed amendments to the existing speed limits on the U314 between Kellas and Murroes P.S; and
- (vii) agrees to the implementation of the proposed amendments to the existing speed limits on the B957 Brechin Road, Kirriemuir.

2. ALIGNMENT TO THE COUNCIL PLAN

This report also contributes to the following priorities contained within the Angus Council Plan 2023-2028:

Caring for our Place:

- We will maintain our roads, pavements, lighting, and other infrastructure efficiently and will focus on our priority routes and infrastructure.

3. BACKGROUND

- 3.1 On 13 June 2023 the Development Management Review Committee agreed to grant planning permission for the erection of a crematorium building and associated parking, access, turning spaces, landscaping and boundary enclosures (application No. 20/00830/FULL) at Land North of Duntrune House, Duntrune. The Committee also approved Condition 8 of the

planning application which states that no development in association with the planning application permission shall take place unless a Speed Limit Order has been approved for promotion that provides a 40mph speed limit on the B978 Kellas Road between the existing restricted speed limits at Poplar Drive, Ballumbie and Kellas (see Report No. [185/23](#) Land at Duntrune House Conditions for further details).

- 3.2 Concerns were recently raised by local residents regarding the speed of traffic on the U314 between Kellas and Murroes P.S. A request has been made for consideration to be given to the introduction of a reduced speed limit at this location.
- 3.3 Concerns were also recently raised by local residents regarding the speed of traffic on the B978 between Wellbank and Lovehall Cottage. A request has been made for consideration to be given to extending the existing intermediate 40mph (buffer) speed limit on the southwest bound approach into Wellbank to cover Quarry Cottages and Lovehall Cottage.
- 3.4 Concerns were also raised by local residents regarding the speed of vehicles entering and exiting Kirriemuir on the B957 Brechin Road. A request has been made for consideration to be given to the introduction of an intermediate 40mph (buffer) speed limit on the westbound approach into Kirriemuir on the B957 Brechin Road.
- 3.5 Reference is made to Report Nos. 1397/08, 266/08 and 35/14, detailing the review of A, B, and unclassified roads speed limits, and the adoption of Angus Council's Speed Limit Strategy.

4. CURRENT POSITION – B978 BETWEEN BALLUMBIE AND WELLBANK

- 4.1 The B978 between Ballumbie and Kellas was assessed as part of the A and B Class roads speed limit review (reference Report No. 266/08). At the time, it was found that the National Speed Limit (60mph) was the appropriate speed limit to be imposed over the length of carriageway between the 30mph speed limit at Ballumbie and the intermediate 40mph (buffer) speed limit on the easterly approach into Kellas.
- 4.2 On 13 June 2023 the Development Management Review Committee agreed to grant planning permission for the erection of a crematorium building and associated parking, access, turning spaces, landscaping and boundary enclosures (application No. 20/00830/FULL) at Land North of Duntrune House, Duntrune. The Committee also approved Condition 8 of the planning application which states that no development in association with the planning application permission shall take place unless a Speed Limit Order has been approved for promotion that provides a 40mph speed limit on the B978 Kellas Road between the existing restricted speed limits at Poplar Drive, Ballumbie and Kellas (see Report No. [185/23](#) Land at Duntrune House Conditions for further details).

5. CURRENT POSITION – B978 BETWEEN WELLBANK AND LOVEHALL COTTAGE

- 5.1 The B978 was assessed as part of the A and B Class roads speed limit review (reference Report No.266/08). At that time, it was found that the national speed limit (60mph) was the appropriate speed limit to be imposed over the length of carriageway between the intermediate 40mph (buffer) speed limit on the eastern outskirts of Wellbank and Lovehall Cottage. In terms of the layout on the B978 at Ballumbie, the 30mph/national speed limit signage is located approximately 100m north of its junction with Poplar Drive, Ballumbie Castle Estate and on the B978 the intermediate (buffer) 40mph speed limit signage (south of Kellas) is located approximately 100m south of its junction with the C6 Kellas to Kingennie road.
- 5.2 A morning speed gun survey carried out on the B978 Lovehall Road at Woodlands on 28 September 2023 recorded an average speed of 46mph and an 85th percentile speed of 53mph. One hundred vehicles were surveyed, and the highest speed recorded was 62mph.
- 5.3 An afternoon speed gun survey carried out on the B978 Lovehall Road at Woodlands on 28 September 2023 recorded an average speed of 44mph and an 85th percentile speed of 51mph. One hundred vehicles were surveyed, and the highest speed recorded was 59mph.
- 5.4 A search of the Angus Road Traffic Accident Database confirmed that there have been one "recorded" fatal injury accident on the B978 between Wellbank and Lovehall Cottage in the most recent 3-year recording period (19 October 2020 – 28 October 2023).

- 5.5 Although, the B978 between Wellbank and Lovehall Cottage fails to meet the criterium set out in Angus Council's Speed Limit Strategy for the introduction of a reduced speed limit, in order for there to be a consistent speed limit along the B978 the introduction of a 40mph speed limit between Wellbank and Lovehall Cottage would be appropriate. At present there are multiple different speed limits on the B978 between Ballumbie and Lovehall Cottage and the introduction of a 40mph speed limit along this section would go some way towards introducing a safe distribution of speeds along the route which reflects the function of the road and the impacts on the local communities.

6. CURRENT POSITION – U314 BETWEEN KELLAS AND MURROES P.S.

- 6.1 The U314 was assessed as part of the unclassified roads speed limit review (reference Report No.35/14). At that time, it was found that the national speed limit (60mph) was the appropriate speed limit to be imposed over the length of carriageway between the 30mph speed limit on the northern outskirts of Kellas and the C6/U317/U314 junction adjacent to Murroes Primary School. In terms of the layout of the U314 at the northern end of Kellas, the 30mph/national speed limit signage is located approximately 20m north of the most northern property (Woodlands Edge).
- 6.2 A speed survey carried out on the U314 between 28/06/2023 and 05/07/2023 recorded an average speed of 36mph and an 85th percentile speed (the speed at or below which 85% of vehicles were travelling) of 43mph.
- 6.3 A search of the Angus Road Traffic Accident Database confirmed that there have been no "recorded" injury accidents on the U314 between Kellas and Murroes P.S.in the most recent 3-year recording period (19 October 2020 – 28 October 2023).
- 6.4 A new footway has recently been constructed on the U314 between Kellas and Murroes P.S. car park with funding from the Cycling Walking and Safe Routes (CWSR) 2023/24 budget. The footway was constructed to encourage more pupils to walk, cycle or scoot to/from school and to encourage active travel in the area. For technical reasons the footway was constructed on the eastern side of the carriageway between Kellas and Cairnbrae Cemetery and on the southern side of the carriageway between Cairnbrae Cemetery and the car park to the east of Murroes P.S. Pedestrians are required to cross over the carriageway in the vicinity of Cairnbrae Cemetery. There is an existing footpath between the car park and the school building within the school grounds.
- 6.5 Although, the U314 between Kellas and Murroes P.S. does not meet the criterium set out in Angus Council's Speed Limit Strategy for the introduction of a reduced speed limit, in order to encourage an increase in active travel levels in the area, particularly on the school journey, the introduction of a 40mph speed limit would be appropriate.

7. CURRENT POSITION – B957 BRECHIN ROAD, KIRRIEMUIR

- 7.1 The B957 Brechin Road, Kirriemuir was assessed as part of the A and B Class roads speed limit review (reference Report No.266/08). At that time, it was found that 30mph was the appropriate speed limit to be imposed over the length of the development within the town of Kirriemuir and that the national speed limit (60mph) was the appropriate speed limit for other sections of the road. In terms of the layout of the B957 at the eastern of the town, the 30mph/national speed limit signage is located approximately 10m to the east of the most eastern property (No.69 Brechin Road).
- 7.2 A speed survey carried out on the B957 between 25/10/2023 and 01/11/2023 recorded an average speed of 32mph and an 85th percentile speed (the speed at or below which 85% of vehicles were travelling) of 39mph. The recording device was located approx. 80 metres within with the 30mph speed limit signage to pick up the speed of traffic entering/exiting the town and returned results over a 7-day period.
- 7.3 A search of the Angus Road Traffic Accident Database confirmed that there have been no "recorded" injury accidents on the B957 Brechin Road, Kirriemuir in the most recent 3-year recording period (19 October 2020 – 28 October 2023).
- 7.4 Angus Council's Speed Limit Strategy states that "Intermediate (buffer) 40mph speed limits may be considered where there are outlying houses beyond the village boundary or on roads with high approach speeds".

7.5 The results of the speed survey on the B957 Brechin Road, Kirriemuir confirmed evidence of high approach speeds into Kirriemuir. The introduction of an intermediate (buffer) 40mph speed limit on this approach into Kirriemuir would, therefore, be appropriate.

8. PROPOSALS

8.1 A plan (**Appendix 1**) has been attached to this report that shows the proposed amendments to the existing speed limits on the B978 between Ballumbie and Kellas.

8.2 A plan (**Appendix 2**) has been attached to this report that shows the proposed amendments to the existing speed limits on the B978 between Wellbank and Lovehall Cottage.

8.3 A plan (**Appendix 3**) has been attached to this report that shows the proposed amendments to the existing speed limits on the U314 between Kellas and Murroes P.S.

8.4 A plan (**Appendix 4**) has been attached to this report that shows the proposed amendments to the existing speed limits on the B957 Brechin Road, Kirriemuir.

9. FINANCIAL IMPLICATIONS

9.1 The costs associated with the required Traffic Order and signage is estimated at £6,000 which can be contained within the 2023/24 Traffic Road Safety Revenue Budget; and £600 annual revenue costs which need to be contained within the Roads Maintenance Revenue Budget.

10. EQUALITY IMPACT ASSESSMENT

10.1 An Equality Impact Assessment has been completed for this report – see **Appendix 5**.

10.2 The Assessment concludes that there are either neutral or positive impacts on protected characteristic groups for the proposals contained in this report.

11. CONSULTATION

The Chief Executive, Depute Chief Executive, Director of Finance, Director of Legal and Democratic Services were consulted in the preparation of this report.

NOTE: The background papers, as defined by Section 50D of the Local Government (Scotland) Act 1973 (other than any containing confidential or exempt information) which were relied on to any material extent in preparing the above report are:

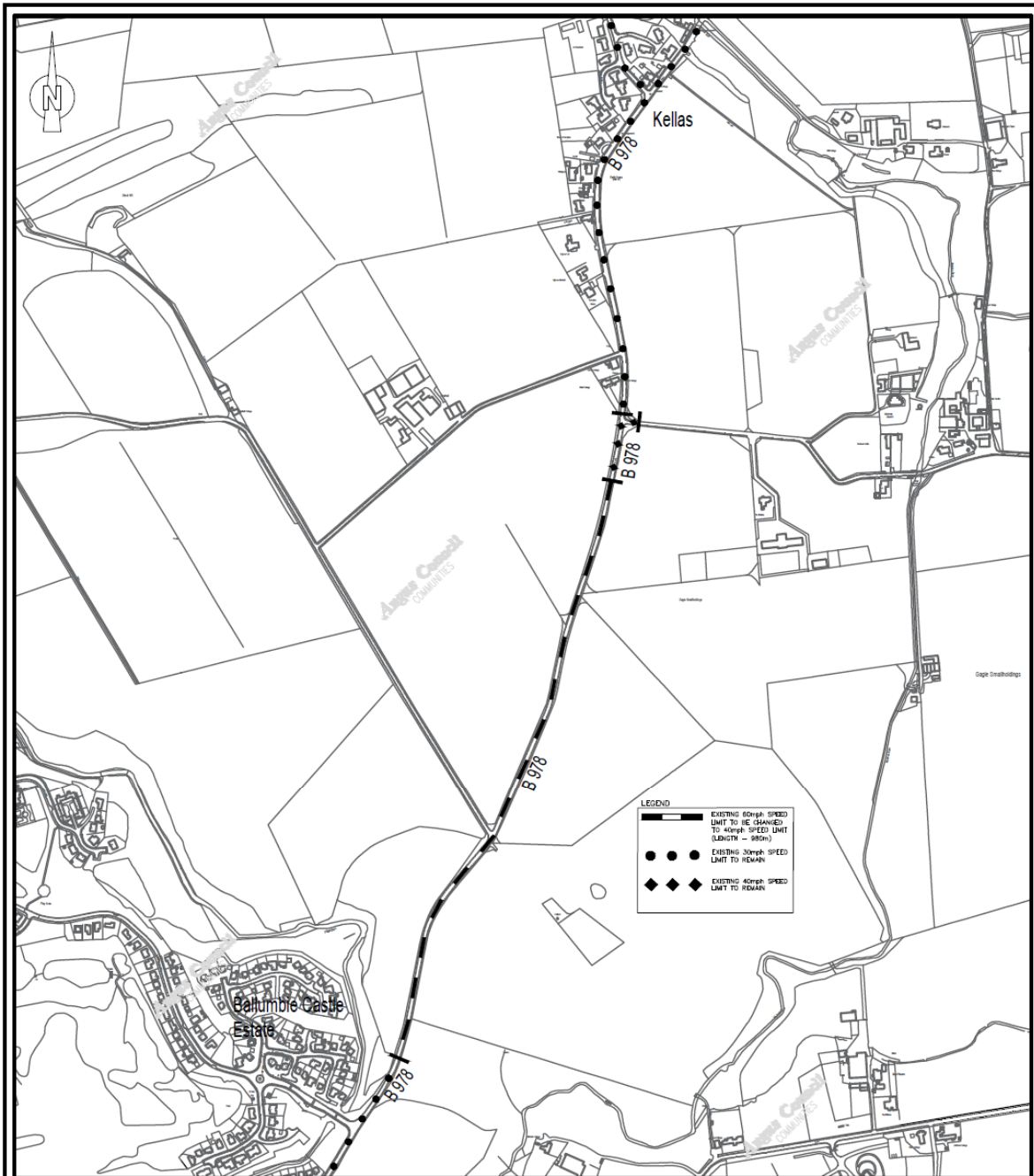
- Report No.1397/06 “Setting Local Speed Limits” – Infrastructure Services Committee on 23 November 2006
- Report No. 266/08 “Speed Limit Review – A & B Class Local Roads” – Infrastructure Services Committee on 4 March 2008
- Report No. 35/14 “Speed Limit Review – Unclassified Local Roads” – Communities Committee on 21 January 2014
- Report No. [185/23](#) “Land Northeast of Duntrune House, Duntrune – Conditions” Development Management Review Committee on 13 June 2023

REPORT AUTHOR: Graeme Dailly, Director of Infrastructure and Environment
EMAIL DETAILS: Communities@angus.gov.uk

List of Appendices:

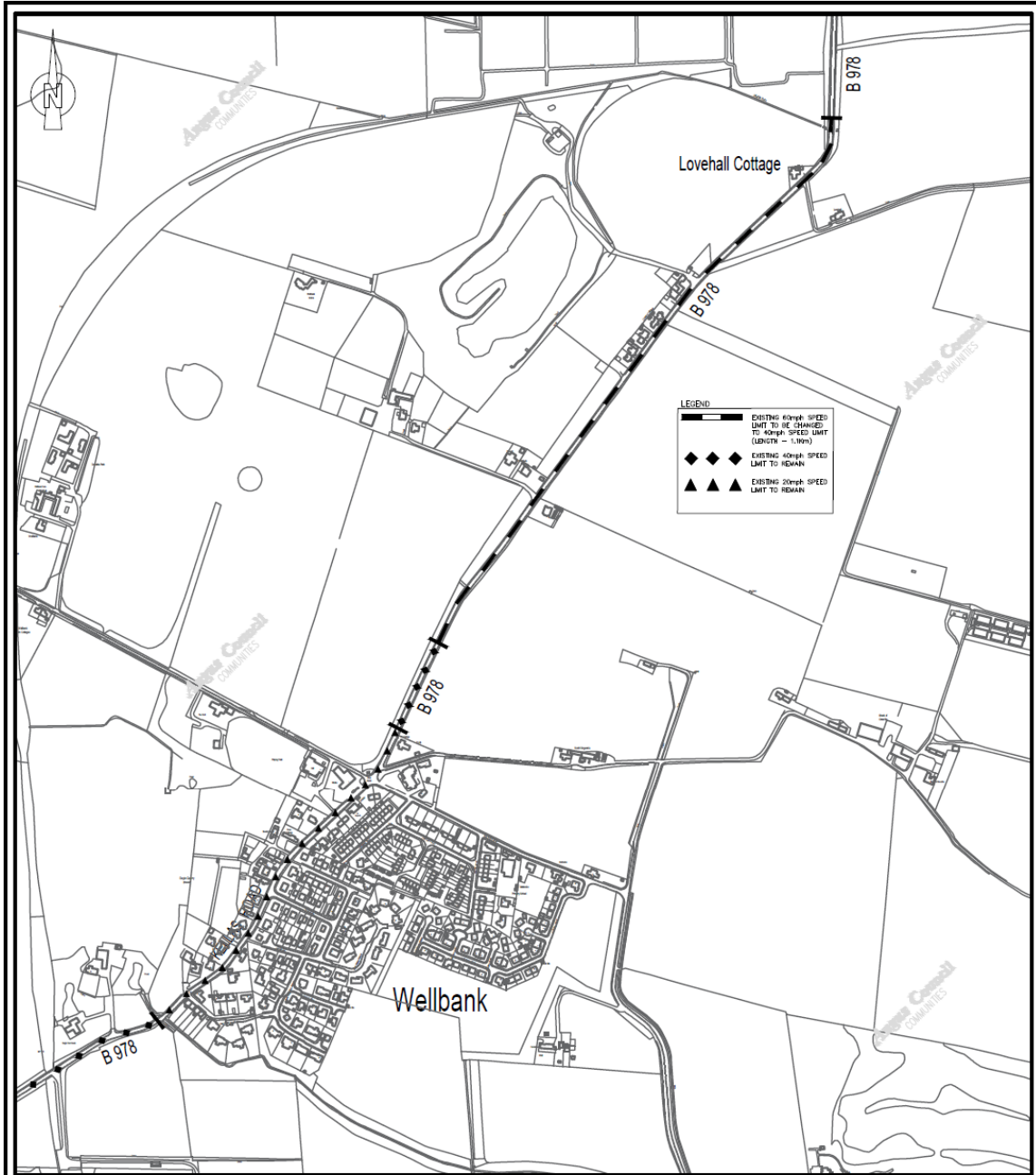
- Appendix 1: Proposed Amendment to Existing Speed Limits – B978 between Ballumbie and Kellas
- Appendix 2: Proposed Amendment to Existing Speed Limits – B978 between Wellbank and Lovehall Cottage

- Appendix 3: Proposed Amendment to Existing Speed Limits – U314 between Kellas and Murroes P.S.
- Appendix 4: Proposed Amendment to Existing Speed Limits – B957 Brechin Road, Kirriemuir.
- Appendix 5: Equality Impact Assessment.



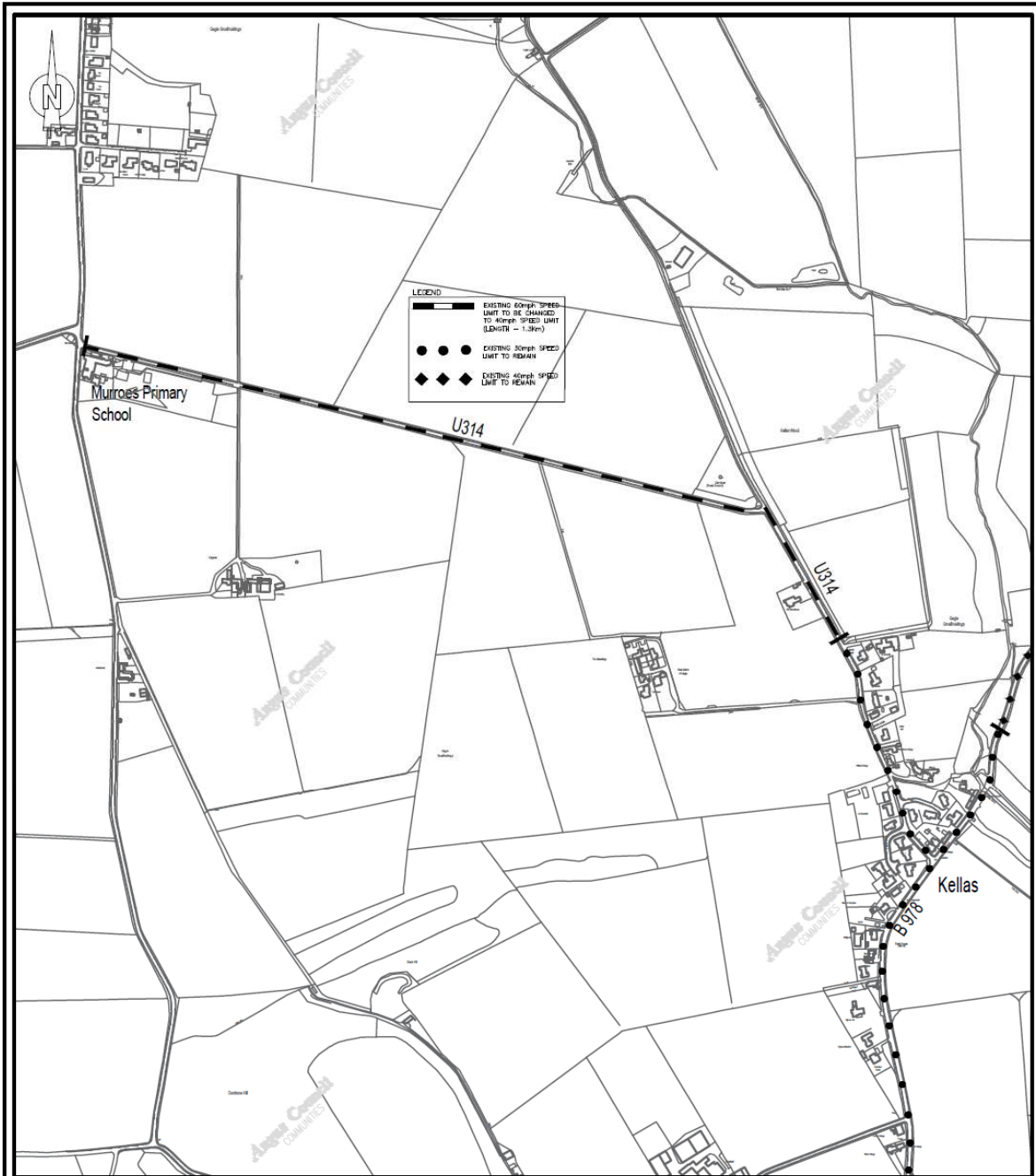
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Drawn by: AS	Checked By:	Approved By:		TRAFFIC Section Roads & Transportation Angus House Stlvie Way Forfar, DD8 1AN Tel: 03452 777 778 Web: angus.gov.uk	Project Title: B978 BALLUMBIE TO KELLAS AMENDMENT TO EXISTING SPEED LIMITS	
Date: 15/11/23	Date:	Date:	Path & Filename: S:\Traffic\Traffic Management\Projects 2023-24\Feasibility AS\Committee Reports\B978 Ballumbie - Speed Limit\B978 - 001.dwg	Project No: 105020000	Drawing No: B978/B01	Revision: -
Issue: INFORMATION						




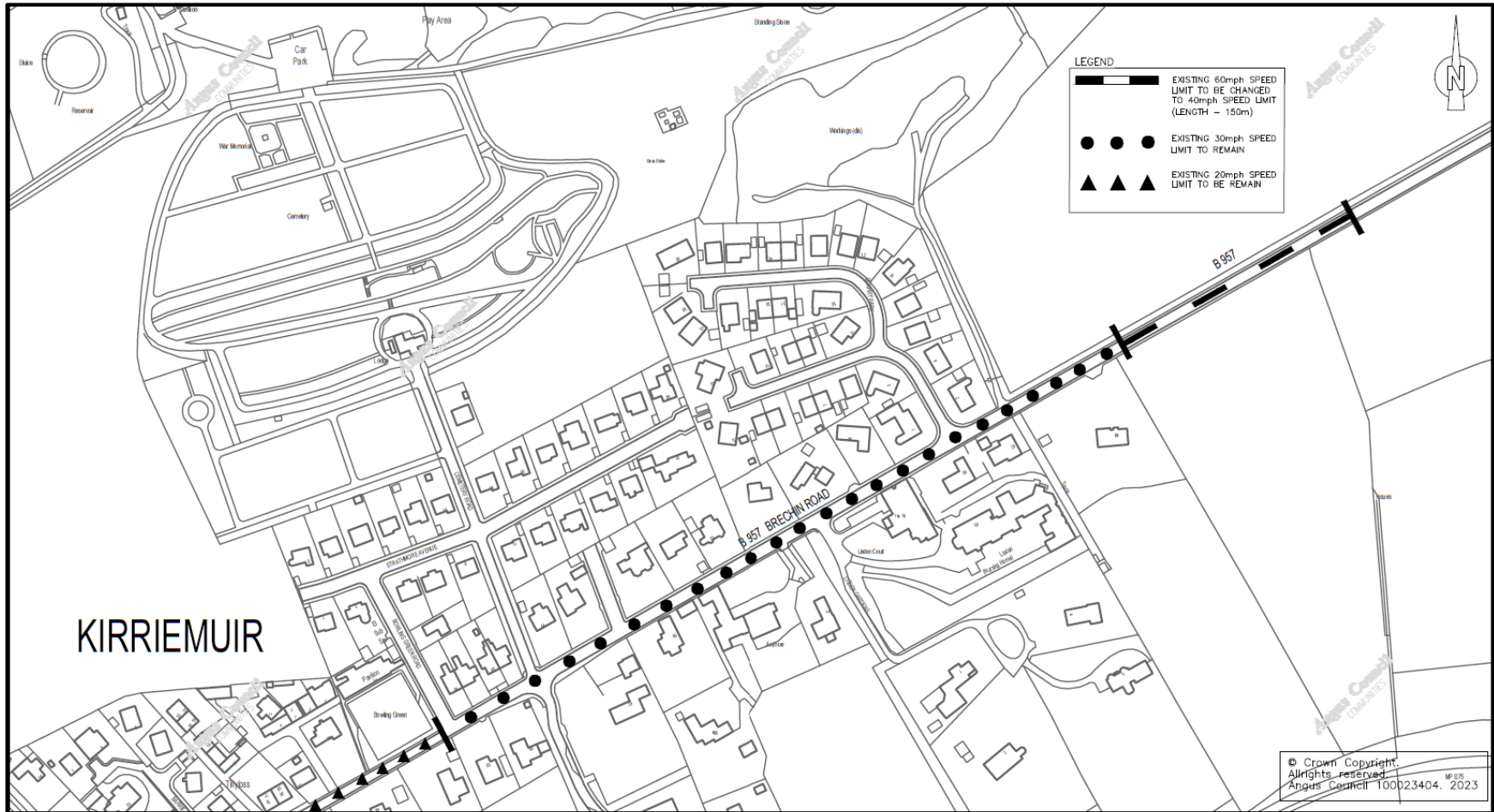
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Drawn by: AS	Checked By:	Approved By:		Project Title: B978 WELLBANK TO LOVEHALL COTTAGE AMENDMENT TO EXISTING SPEED LIMITS	
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Drawn by: AS	Checked By:	Approved By:		Project Title: U314 KELLAS TO MURROES P.S. AMENDMENT TO EXISTING SPEED LIMITS		
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KIRRIEMUIR

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Equality Impact Assessment Form

Step 1

Name of Proposal (includes e. g. budget savings, committee reports, strategies, policies, procedures, service reviews, functions):

B978 Ballumbie to Kellas, B978 Wellbank to Lovehall Cottage, U314 Kellas to Murroes P.S. and B957 Brechin Road, Kirriemuir – Amendments to Existing Speed Limits

Step 2

Is this only a **screening** Equality Impact Assessment Yes/No

(A) If Yes, please choose from the following options **all** reasons why a full EIA/FSD is not required:

- | | |
|--|--------|
| (i) It does not impact on people | Yes/No |
| (ii) It is a percentage increase in fees which has no differential impact on protected characteristics | Yes/No |
| (iii) It is for information only | Yes/No |
| (iv) It is reflective e.g. of budget spend over a financial year | Yes/No |
| (v) It is technical | Yes/No |

If you have answered yes to any of points above, please go to **Step 16**, and sign off the Assessment.

(B) If you have answered No to the above, please indicate the following:

Is this a full Equality Impact Assessment	Yes/No
Is this a Fairer Scotland Duty Assessment	Yes/No

If you have answered Yes to either or both of the above, continue with Step 3.

If your proposal is a **strategy** please ensure you complete Step 13 which is the Fairer Scotland Duty Assessment.

Step 3

(i)Lead Directorate/Service: **Infrastructure & Environment – Roads & Transportation**

(ii)Are there any **relevant** statutory requirements affecting this proposal? If so, please describe.

No

(iii)What is the aim of the proposal? Please give full details.

To improve road safety and provide continuity of speed limits by reducing the speed limits on the B978 between Ballumbie and Kellas, on the B978 between Wellbank and Lovehall Cottage, on the U317 between Kellas and Murroes P.S. and on the B957 Brechin Road, Kirriemuir.

(iv)Is it a new proposal? Yes/No Please indicate OR

Is it a review of e.g. an existing budget saving, report, strategy, policy, service review, procedure or function? Yes/No Please indicate

Step 4: Which people does your proposal involve or have consequences for?

Please indicate all which apply:

Employees Yes/No

Job Applicants Yes/No

Service users Yes/No

Members of the public Yes/No

Step 5: List the evidence/data/research that has been used in this assessment (links to data sources, information etc which you may find useful are in the Guidance). This could include:

Internal data (e.g. customer satisfaction surveys; equality monitoring data; customer complaints).

Speed surveys carried out by the Angus Area Traffic Co-ordination Group indicated that there was a speeding issue on these roads.

Internal consultation (e.g. with staff, trade unions and any other services affected).
Not applicable.

External data (e.g. Census, equality reports, equality evidence finder, performance reports, research, available statistics)

Complaints received from members of the public regarding the speed of vehicles travelling on the B978, U317 and B957 and requests that consideration if given to the speed limits being reduced.

External consultation (e.g. partner organisations, national organisations, community groups, other councils).

Complaints were considered by the Angus Area Traffic Co-ordination Group, who carried out speed surveys and agreed that the speed of vehicles on these roads was an issue and that the introduction of reduced speed limits was appropriate.

Other (general information as appropriate).

On 13 June 2023 the Development Management Review Committee agreed to grant planning permission for the erection of a crematorium building and associated parking, access, turning spaces, landscaping and boundary enclosures (application No. 20/00830/FULL) at Land North of Duntrune House, Duntrune. The Committee also approved Condition 8 of the planning application which states that no development in association with the planning application permission shall take place unless a Speed Limit Order has been approved for promotion that provides a 40mph speed limit on the B978 Kellas Road between the existing restricted speed limits at Poplar Drive, Ballumbie and Kellas.

Step 6: Evidence Gaps.

Are there any gaps in the equality information you currently hold? Yes/No

If yes, please state what they are, and what measures you will take to obtain the evidence you need.

Step 7: Are there potential differential impacts on protected characteristic groups? Please complete for each group, including details of the potential impact on those affected. Please remember to take into account any particular impact resulting from **Covid-19**.

No

Please state if there is a potentially positive, negative, neutral or unknown impact for each group. Please state the reason(s) why.

Age

Impact

Neutral or positive impact on people of all ages, but particularly the young and old being able to drive, walk and cycle in a safe road environment.

Disability

Impact

Neutral or positive impact on people of all ages, but particularly the young and old being able to drive, walk and cycle in a safe road environment.

Gender reassignment

Impact

Neutral

Marriage and Civil Partnership

Impact

Neutral

Pregnancy/Maternity

Impact

Neutral or positive impact on people of all ages, but particularly the young and old being able to drive, walk and cycle in a safe road environment.

Race - (includes Gypsy Travellers)

Impact

Neutral

Religion or Belief

Impact

Neutral

Sex

Impact

Neutral

Sexual orientation

Impact

Neutral

Step 8: Consultation with any of the groups potentially affected

If you have consulted with any group potentially affected, please give details of how this was done and what the results were.

Not applicable

If you have not consulted with any group potentially affected, how have you ensured that you can make an informed decision about mitigating action of any negative impact (Step 9)?

Neutral or positive impact, hence no consultation undertaken.

Step 9: What mitigating steps will be taken to remove or reduce potentially negative impacts?

Not applicable

Step 10: If a potentially negative impact has been identified, please state below the justification.

Not applicable

Step 11: In what way does this proposal contribute to any or all of the public sector equality duty to: eliminate unlawful discrimination; advance equality of opportunity; and foster good relations between people of different protected characteristics?

The proposal identifies the positive impact in being able to drive, walk or cycle in a safe road environment.

Step 12: Is there any action which could be taken to advance equalities in relation to this proposal?

No actions to be taken.

Step 16: Sign off and Authorisation. Please state name, post, and date for each:

Prepared by: Andrea Strachan, Traffic Engineer, 06/12/2023

Reviewed by: Craig Hudson, Manager – Traffic and Transport, 11.12.23

Approved by: Graeme Dailly, Director of Infrastructure and Environment, 11.12.23