

**SUPPLEMENTARY REPORT BY THE  
CHAIRMAN OF THE CITY SERVICES COMMITTEE**

**1. SPEED MANAGEMENT STRATEGY: 40 KM/H PART TIME SPEED  
LIMITS WITHIN SCHOOL ZONES**

RR 9987

<b>Officer responsible</b> City Streets Manager	<b>Author</b> Peter Mitchell, Legal Services Manager
Corporate Plan Output: Traffic Signs and Markings	

The purpose of this report is to provide information received from the Legal Services Manager after the Committee's meeting. This relates to clause 2 of the Committee's report to the Council.

Item 2 of the City Services report to the Council meeting on 24 June 1999 relates to 40 km/h part time speed limits within school zones, and contains a recommendation "That the Council create a bylaw to establish 40 kph speed zones adjacent to schools, the operating times to be determined in accord with an approved school road safety plan".

Normally I would endeavour to write a bylaw and have that before the Council at the same meeting at which such a recommendation is to be considered.

However, on the occasion I have not done that owing to the novelty of this particular type of bylaw, and the issues it raises regarding the legality of the signs to be used to implement such a bylaw. It had been my intention that a draft bylaw would be reported to the City Services Committee at its July meeting.

One of the difficulties in this situation for the Council of making a bylaw is that the Transport Act gives a power to the Minister of Transport to disallow any bylaw that the Council may make involving such speed limits. I understand that the Minister has in fact delegated that power to the Land Transport Safety Authority so that for practical purposes, any bylaw made by the Council could be disallowed by the Land Transport Safety Authority.

Since the Committee's meeting a letter dated 17 June 1999 has been received from the Land Transport Safety Authority regarding the subject of part time limits at school crossings, and a copy of that letter is attached.

It will be noted that the Authority is offering to meet with the Council to discuss the issue further, and my advice to the Council is that it take up that offer, rather than pursuing the issue of the bylaw at the present time.

24. 6. 99

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1 Cont'd

**Recommendation:** That the following recommendation be considered in substitution of recommendations 1, 3 and 4 from the Committee:

*“That the City Council accept the offer of the Land Transport Safety Authority as set out in its letter of 17 June 1999 to work with the Council to address the issue of part time speed limits outside schools.”*

**Chairman's  
Recommendation:** That the above recommendation be adopted.

**CONSIDERED THIS 24TH DAY OF JUNE 1999**

**MAYOR**