



GOVERNORS SPRINT (DOUGLAS) ORDER 2013

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Statutory Document No. 0105/2013

*Road Races Act 1982*

GOVERNORS SPRINT (DOUGLAS) ORDER 2013

Made: 10 April 2013
Coming into Operation: 25 April 2013

The Department of Infrastructure makes the following Order under sections 1 and 2 of the Road Races Act 1982.

1 Title

This Order is the Governors Sprint (Douglas) Order 2013.

2 Commencement

This Order comes into operation on 25 April 2013.

3 Interpretation

In this Order—

“**Clerk of the Course**” includes, in the absence of the Clerk of the Course, any Deputy Clerk of the Course appointed by the promoter;

“**closure period**” means any period during which an authorisation under articles 4 and 5 are in force in relation to the race area or any part of the race area;

“**pedestrian**” includes wheelchair users and any persons using another mobility aid other than a bicycle or motor vehicle;

“**prohibited area**” means the areas listed in Schedule 2 that are not restricted areas;

“**promoter**” means Manx Motor Racing Club Limited;

“**race area**” means the roads and property areas specified in Schedule 1;

“**restricted area**” means the areas listed in Schedule 2 that are indicated as being restricted;

“**senior police officer**” means a member of the Isle of Man Constabulary—
(a) of the rank of sergeant or above; and

- (b) authorised by the Chief Constable to act as senior police officer for the purposes of this Order;

“**side road**” means any part of a road that leads onto a race area; and

“**signage**” includes any barrier, tape, sign, markings or structure which indicate restricted access to a race area, a side road, a restricted or a prohibited area.

4 Authorisation for use of race area for motor races

- (1) The promoter is authorised to use such parts of the roads listed in column 1 of the table in Schedule 1 for motor races on the days and times specified in column 2 of that table.
- (2) The Clerk of the Course may for any reason, cancel, suspend or annul such a race, or any part of a race.
- (3) If the Clerk of the Course cancels, suspends or annuls a race or part of a race under paragraph (2) he or she must notify the senior police officer.

5 Suspension of right of way etc.

Subject to articles 7 and 8, during any closure period in relation to any part of the race area, the right of way over it is suspended and accordingly, no traffic may enter or remain on it.

6 Regulation of traffic on side roads

Subject to articles 7 and 8, during the closure period, a person must not enter or remain, or cause or permit any vehicle or animal to enter or remain on a side road that is marked with signage without the permission of a constable or marshal.

7 Exemptions from articles 5 and 6

- (1) Articles 5 and 6 do not apply to the following persons—
 - (a) the Clerk of the Course;
 - (b) persons appointed by the promoter as officials for the purpose of the race in question and bearing an official badge armlet or tabard issued by the Clerk of the Course;
 - (c) persons approved by the Clerk of the Course;
 - (d) constables, fire officers and medical persons; highway maintenance and recovery persons;
 - (e) persons lawfully taking part in the race in question and any person authorised by the promoter to assist those persons; and

- (f) media representatives and photographers approved by the promoter and bearing an official badge, armband or tabard issued by the promoter;
- (2) Articles 5 and 6 do not apply to the competing vehicles and any vehicle approved by the Clerk of the Course.

8 Temporary opening of the race area

- (1) This article has effect despite anything in articles 4 to 6.
- (2) If any race is temporarily postponed or suspended during a closure period, the senior police officer may, with the consent of the Clerk of the Course, authorise traffic, in accordance with the directions of a constable or marshal, to cross or proceed along such part of the race area, and at such times, as that officer may specify.
- (3) In any interval during the times specified for racing, the senior police officer may, with the consent of the Clerk of the Course, authorise pedestrians, in accordance with the directions of a constable or marshal to cross or proceed along the race area at such places, and at such times, as that officer may specify.
- (4) Nothing in paragraph (2) permits traffic to proceed in the reverse direction of the race, except with the express authorisation of the Clerk of the Course.
- (5) No person must during a closure period, drive any vehicle or cause or permit any vehicle to be driven on any part of the race area, which is the subject of any authorisation under paragraph (2) or (3), otherwise than pursuant to that authorisation and in accordance with the directions of a constable or marshal.

9 Restricted areas

- (1) During a closure period no person or vehicle may enter or remain on a restricted area.
- (2) Paragraph (1) does not apply to—
 - (a) race officials, marshals or police officers in the course of their duty;
 - (b) photographers, television crew or other persons or vehicles approved by the Clerk of the Course.
- (3) The extent of the restricted area must be clearly marked and indicated by signs bearing the words “Restricted Area”.

10 Prohibited areas

- (1) No person or vehicle may, during a closure period, enter or remain on a prohibited area, except to go to the aid of a person or to prevent further danger or risk to the competitors or any other person.
- (2) The extent of the prohibited area must be clearly marked and indicated by signs bearing the words “Prohibited Area”.

11 Publicity for cancellation etc

If the senior police officer is notified of the cancellation of the race or a part of the race under article 4(3), he or she must take such measures (if any) as he or she considers appropriate to inform the public of the effect of it.

12 Notification of end of closure

- (1) At the end of each closure for which an authorisation under article 4 is in force—
 - (a) the Clerk of the Course; or
 - (b) senior police officer, after consulting the Clerk of the Course,must arrange for one or more motor vehicles, marked in accordance with paragraph (2), to travel the race area.
- (2) As respects any part of the race area, a closure period will be treated as completed for the purposes of this Order when an official motor vehicle, displaying in a prominent position, a notice with the words “Roads Open” has passed along that part of the race area.
- (3) Any official motor vehicle referred to in paragraphs (1) and (2) above, displaying the words “Roads Open” must not exceed a speed of 90 mph whilst driving on closed roads.

13 Erection of barriers and signage

- (1) The Clerk of the Course must ensure that barriers, diversion signs and closure signs are erected and maintained on all side roads immediately before, or as soon as possible after, the beginning of every closure period, and in any event before the relevant part of the race area is used for a race.
- (2) The Clerk of the Course must ensure that all signs required by paragraphs (1) and (3) are plainly visible to approaching traffic.
- (3) The promoter will be responsible for the supply, erection and maintenance of any signage required to mark and adequately delineate any restricted or prohibited areas.
- (4) The barriers referred to in paragraph (1) must consist of—

- (a) structures to which signs approved by the Department have been attached; or
 - (b) if the Department so directs for any particular location, a banner stating “Road Closed” in red letters on a white background, and suspended from a rope, tape or structure .
- (5) The closure signs referred to in paragraph (1) shall be of the size, colour and type shown in diagram 7010.1 (warning, informative and regulatory) in Schedule 12 of the Traffic Signs Regulations and General Directions 2002.
- (6) The promoter must ensure that the barriers, diversion signs and closure signs referred to in paragraphs (1) and (3) are removed at the end of every closure period.

14 Insurance

The promoter must secure insurances and indemnities against death, injury or damage to persons or damage to property arising out of the conduct of the races or arrangements incidental to them of at least thirty million pounds (£30,000,000).

Signed by authority of the Minister for Infrastructure

MADE 10 APRIL 2013

R D PEARSON
Director of Highways

SCHEDULE 1

RACE AREA

(Article 4(1))

The race area includes all footways and roadside grass verges except where specifically excluded; all areas inside or on bus shelters; all areas in front of any road closing barrier or rope and any roadside gateway, lay-by or parking area

COLUMN 1 ROADS	COLUMN 2 DATE AND TIME
The following roads in the Borough of Douglas and Village District of Onchan —	
That length of Glencrutchery Road from 40 metres south of the southerly junction of the entrance to Douglas Borough Cemetery to its junction with Governor's Bridge	12.00 noon - 3.00 pm 6.00 pm – 9.30 pm Thursday 25 April 2013
Governor's Bridge, between its junction with Governor's Road and Glencrutchery Road but excluding the new footway behind the stone wall.	12.00 noon - 3.00 pm 6.00 pm – 9.30 pm Thursday 25 April 2013
The Dip.	12.00 noon - 3.00 pm 6.00 pm – 9.30 pm Thursday 25 April 2013
Bemahague Road from Governor's Bridge to the junction with West Drive (including the old road and new road and the area between the old and new roads outside Government House) but excluding— (i) the verge and footway adjacent to the new road, from the point at which the grass verge begins on the east side of the new road to the junction with South Drive of Government House; (ii) the highway verge between South Drive and Governor's Road, as marked by barriers.	12.00 noon - 3.00 pm 6.00 pm – 9.30 pm Thursday 25 April 2013

SCHEDULE 2

PROHIBITED AND RESTRICTED AREAS

- (1) PLAYING FIELDS, GLENCRUTCHERY ROAD, DOUGLAS

(Vagabonds Rugby and St George's Football pitches)

Restricted—RIGHT HAND SIDE OF RACE AREA—From the rear edge of the pavement to the bottom of the bank, running the entire length from Dukes Avenue up to the boundary of Oakleigh House, Glencrutchery Road, Douglas.

- (2) GOVERNOR'S DIP

Prohibited—RIGHT HAND SIDE OF RACE AREA—The area of land within the walled triangle at "The Dip" enclosed by the road on 3 sides.

- (3) GOVERNOR'S BRIDGE to the NOOK

Restricted—RIGHT HAND SIDE OF RACE AREA—Land between old and new roads Governor's Bridge and Bemahague Road, Onchan.

EXPLANATORY NOTE

(This note is not part of the Order)

This Order effects the temporary closure of sections of Glencrutchery Road including “The Dip”, Governor’s Bridge and Bemahague Road, in the Borough of Douglas and Village District of Onchan to enable the Governor’s Sprint (Douglas) to take place.