



YOUTH TOUR CYCLE TRIALS (LOCH PROMENADE WALKWAY, DOUGLAS) ORDER 2013

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Statutory Document No. 0131/2013



Road Races Act 1982

YOUTH TOUR CYCLE TRIALS (LOCH PROMENADE WALKWAY, DOUGLAS) ORDER 2013

Made: 30 April 2013
Coming into Operation: 3 May 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 Youth Tour Cycle Trials (Loch Promenade Walkway, Douglas) Order 2013.

2 Commencement

This Order comes into operation on 3 May 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;

“**Course**” means the roads specified in the Schedule;

“**promoter**” means Isle of Man Cycling Association;

“**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 Course area;

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

“**trial**” means the Youth Tour Cycle Trials;

“**trial day**” means the day and times specified in the Schedule;

4 Authorisation for use of Course for cycle trials

- (1) The promoter is authorised to use such parts of the roads listed in column 1 of the table in Schedule 1 for trials 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 trial, or any part of a trial.
- (3) If the Clerk of the Course cancels, suspends or annuls a trial or part of a trial 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 Course, 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 article 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 Clerk of the Course as officials for the purpose of the trial in question and bearing an official badge armlet or tabard issued by the Clerk of the Course or promoter;
 - (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 trial in question and any person authorised by the Clerk of the Course or promoter to assist those persons;
- (2) Articles 5 and 6 do not apply to the competitors and any vehicle approved by the Clerk of the Course.

8 Temporary opening of the Course

- (1) This article has effect despite anything in articles 4 to 7.
- (2) If any trial 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 Course, and at such times, as that officer may specify.
- (3) In any interval during the times specified for trials, 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 Course 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 Course, 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 Course, 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 Publicity for cancellation etc

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

10 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 make such provisions as seem most expedient for giving official notification to the public of the conclusion of the trial and the opening of the Course to the public.

11 Erection of 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 Course is used for a trial.

- (2) The Clerk of the Course must ensure that all signs required by paragraph (1) are plainly visible to approaching traffic.
- (3) The Clerk of the Course will be responsible for the supply, erection and maintenance of any signage required to mark and adequately delineate any prohibited area.
- (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, informatory and regulatory) in schedule 12 of the Traffic Signs Regulations and General Directions 2002.
- (6) The Clerk of the Course must ensure that the barriers, diversion signs and closure signs referred to in paragraphs (1) and (4) are removed at the end of every closure period.

12 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 trials or arrangements incidental to them of at least ten million pounds (£10,000,000).

Signed by authority of the Minister for Infrastructure

MADE 30 APRIL 2013

R D PEARSON
Director of Highways

SCHEDULE

THE COURSE

(Article 4(1))

1 ROADS	2 CLOSURE PERIOD DATE AND TIME
Loch Promenade Walkway and Cycleway, Douglas From a point abutting the Bottleneck Car Park to a point abutting the War Memorial opposite to the Villa Marina complex	5.15 pm – 10.45 pm Friday 3 May 2013

EXPLANATORY NOTE

(This note is not part of the Order)

This Order temporarily closes a section of the Promenade Walkway and Cycleway, Douglas to enable a stage of the Youth Tour Cycle Trials to take place.