

ISLE OF MAN  
TO WIT.

By His Excellency Sir Peter Hyla Gawne Stallard,  
K.C.M.G., C.V.O., M.B.E., Lieutenant Governor  
of the said Isle, &c., &c., &c.

ROAD TRAFFIC ACTS, 1963 to 1967.

TRAFFIC REGULATION (BRADDA ROAD PORT ERIN)

ORDER, 1970.

ORDER ON THE APPEAL OF BROADWAY COACHES LIMITED  
AND OTHERS.

WHEREAS it is provided by Section 23(1) of the Road Traffic Act, 1963 as substituted by Section 20 of the Road Traffic Act, 1967 that the Highway Authority may make Orders for determining the roads which may or may not be used by public service vehicles in the area or any part of the area for which the Authority is responsible for the maintenance of the roads and for purposes connected therewith.

AND WHEREAS by Section 23(5) of the said Act it is provided that a person who, being a local authority which, or a person providing transport facilities who, has objected to the proposed order, is aggrieved by the making thereof or by any modification thereof, may within the prescribed time, and in the prescribed manner, appeal to the Governor who may refer the same for consideration and report to a tribunal of not less than three persons, one of whom shall be a Deemster or the High Bailiff or a person of legal training (other than a practising advocate).

AND WHEREAS Broadway Coaches Limited and others have appealed to me against the Traffic Regulation (Bradda Road Port Erin) No.2 Order 1969 made by the Commissioners of the Village District of Port Erin on the 14th day of April 1970 under Section 23(1) of the said Act.

AND WHEREAS the said appeal was referred to a Tribunal to consider and report upon the said appeal.

/AND

AND WHEREAS the Tribunal has submitted to me its Report on the said appeal dated the 28th day of July, 1970.

NOW, therefore, I, the said Lieutenant Governor upon consideration of the said Report and in exercise of the powers vested in me by Section 23(6) of the said Act and of all other powers in that behalf enabling DO HEREBY ORDER -

- (1) that the Traffic Regulation (Bradda Road Port Erin) No.2 Order 1969 made by the Commissioners of the Village District of Port Erin on the 14th day of April 1970 be and the same is hereby confirmed as varied and in the form contained in the First Schedule to the Report of the said Tribunal;
- (2) that in pursuance of Section 23(7) of the said Act the said Order as confirmed by me shall have effect from the date hereof.

GIVEN under my hand this 29th day of JULY, 1970.

P.H.G. STALLARD,  
Lieutenant Governor.

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FIRST SCHEDULE

ROAD TRAFFIC ACTS, 1963 to 1967.

THE TRAFFIC REGULATION (BRADDA ROAD, PORT ERIN)  
ORDER, 1970.

THE COMMISSIONERS OF THE VILLAGE DISTRICT OF PORT ERIN (hereinafter referred to as "the Commissioners") by and under the powers contained in Section 23 of the Road Traffic Act 1963 (as substituted by Section 20 of the Road Traffic Act 1967) DO HEREBY ORDER AND PRESCRIBE -

1. Save as provided in Clause 6 hereof no person, other than the holder of an authorisation given under this Order, shall use or cause to be used a public service vehicle on that portion of Bradda Road, Port Erin leading from the boundary at Cronk Hunna to the junction of Bradda West Road.

2. An authorisation shall entitle the holder thereof to use a public service vehicle in one direction only, namely from East to West on Bradda Road aforesaid leading from the boundary at Cronk Hunna to the junction of Bradda West Road as a traffic route to Port Erin.

3. An application for authorisation may be made to the Commissioners' Office at any time up to the end of the office working day prior to the date of the intended use of the aforesaid portion of Bradda Road leading from the boundary at Cronk Hunna to the junction of Bradda West Road. An application shall be made orally or in writing giving the name and address of the applicant, the date and concession for which authorisation is sought and the registration number of the public service vehicle intended to be used.

4. Authorisations shall be issued by the Clerk to the Commissioners and shall normally be limited to three per session.

5. An authorisation when being used shall be carried by the driver of the public service vehicle to which it relates and shall be produced to an officer of the Commissioners or to an officer of Police on demand.

6. This Order shall not apply so as to prevent any person from causing any public service vehicle to proceed along the aforesaid portion of Bradda Road from Cronk Hunna aforesaid if the public service vehicle is being used for the conveyance of school children in accordance with arrangements made by the Isle of Man Board of Education.

7. For the purposes of this Order -

"public service vehicle" means a public service vehicle as defined by Section 1 of the Road Traffic (Public Service Vehicles) Act, 1964;

"public service licence" means a public service vehicle licence as granted under the Road Traffic (Public Service Vehicles) Act, 1964;

"session" means one of the following periods, namely:-

(i) the period of a day ending at 1.00 p.m.

(ii) the period of a day between 1.00 p.m. and 5.00 p.m.

(iii) the period of a day commencing at 5.00 p.m. and ending at midnight.

4.

8. This Order may be cited as THE TRAFFIC REGULATION (BRADDA ROAD PORT ERIN) ORDER, 1970.

PENALTY

Any person who uses a Public Service Vehicle or cause or permits such a vehicle to be used in contravention of the above-mentioned Order shall be liable on summary conviction to a fine not exceeding £20 and in the case of a continuing offence to a fine not exceeding £5 for every day during which the offence continues.

IN pursuance of the powers vested in them by Section 23 of the Road Traffic Act 1963 (as amended) the Commissioners of the Village District of Port Erin hereby make the foregoing ORDER this 14th day of April One thousand nine hundred and seventy.

THE TRAFFIC REGULATION (BRADDA ROAD PORT ERIN) No.2 ORDER 1969 made by the Commissioners of the Village District of Port Erin on the 14th day of April 1970 is hereby confirmed (as varied) in the form hereinbefore set forth.

29th July, 1970.

R.H.G. STALLARD,

Lieutenant Governor.