



Statutory Document No 149 /97

ROAD RACES ACT 1982

JURBY MOTOR CYCLE RACE (NO 1) ORDER 1997

Coming into Operation : 26th April 1997

In exercise of the powers conferred on the Department of Transport by Section 1 and 2 of the Road Races Act 1982 (a) and of all other enabling powers, on the application of the Andreas Road Racing Association Limited, the following Order is hereby made:-

Citation and commencement

1. This Order may be cited as the Jurby Motor Cycle Race (No 1) Order 1997 and shall come into operation on the 26th April 1997.

Interpretation

2. In this Order :-

"the Clerk of the Course" means the official so designated by the promoter in the Official Programme of the Jurby Motor Cycle Races and includes (in the absence of the Clerk of the Course) any Deputy Clerk of the Course so designated.

"the Course" means the roads and portions of roads set out and described in the Schedule and includes parts of the Course;

"the Department" means the Department of Transport;

"marshal" means a marshal appointed by the Chief Constable under Section 3 of the Road Races Act 1982;

"promoter" means the Andreas Racing Association Limited;

"race day" means the day specified in Article 4;

"race period" means the period of time specified in Article 4;

"race period" means the period of time specified in Article 4 when the Course (subject to Article 3) is closed to traffic in order to permit racing and purposes incidental thereto.

Closure of the Course to traffic and suspension of right of way

3. During the race period on the race day the Course shall, subject to sub-paragraphs (a) to (g) be closed to, and the right of way thereover suspended for, all traffic other than:-

- (a) persons appointed as officials for the practices and races and vehicles approved for their conveyance by the Clerk of the Course;
- (b) constables, special constables and marshals and vehicles approved for their conveyance by the Chief Constable and by the Clerk of the Course;
- (c) motor cycles and motor cyclists engaged in the practices and races and their attendants;
- (d) His Excellency the Lieutenant Governor of the Isle of Man and persons and vehicles forming part of the official race party and persons in attendance upon His Excellency and vehicles for their conveyance.
- (e) press representatives, photographers and observers approved by the promoter who are wearing the appropriate official armet or permit issued by or on behalf of the promoter; and
- (f) such other persons as the Department or Chief Constable may authorise in writing;
- (g) such other vehicles as are approved by the Clerk of the Course.

Use of the Course for motor cycle practices and races

4. The Course may be used for motor cycle races, including preliminary practices, on the 24th May 1997, from the hour of 1.00 p.m. until the practices and races are officially notified as completed in accordance with Article 7 or until the hour of 6.00 p.m. whichever shall be the earlier.

Re-opening of the Course

5. Notwithstanding any of the provisions of Article 3, pedestrian traffic may during any intervals between practices and races for different classes of motor cycles, cross or proceed along the Course at such points and places as may be sanctioned by the Chief Constable, but not elsewhere and only at such times during such intervals as may be sanctioned by the Chief Constable with the approval of the Clerk of the Course and not otherwise.

Duty of promoter to erect barriers and diversion signs

6. (1) It shall be the duty of the promoter to ensure that the barriers and diversion signs referred to in paragraph 7 of the Schedule are placed in position on the race day as soon as possible after the time specified in Article 4 as that at which the Course shall be closed to traffic, and before the Course is used for practices and races.

(2) In a case where a barrier consists of a rope stretched across the road, the promoter shall cause a suitable red flag to be attached to the barrier to give adequate warning of the position of the barrier to persons using the road.

Duty of the Clerk of the Course to notify completion of racing

7. On the completion of the practices and races on the race day it shall be the duty of the Clerk of the Course (or the senior police officer present in consultation with the Clerk of the Course) to ensure that such completion is officially notified to the public with all reasonable expedition and for such purpose an official motor vehicle displaying in a prominent position "Roads Open" thereon shall travel along the Course, and the passing of any portion of the Course by such vehicle shall be official notification of the completion of the practices and races as regards such portion so passed which shall thereupon be open again for traffic.

Promoter to secure insurance and indemnities

8. The promoter shall secure adequate insurances and indemnities against injury or damage to persons or property arising out of the conduct of the practices or races.

Provision for access of fire service vehicles to the Course

9. The Clerk of the Course in consultation with the Chief Fire Officer or his Deputy will use his best endeavours to permit access to the Course as quickly as possible for Fire Service vehicles to attend incidents where :

- (a) there is a danger to human life or danger of significant damage to property;
and
- (b) (i) no other access route is possible; or
(ii) the severity of the incident would be aggravated by the delay involved in the use of an alternative access route.

PROVIDED NEVERTHELESS that no Fire Service vehicle shall enter the Course without prior consent of the Clerk of the Course and shall proceed only in the direction of race flow and only for the minimum possible distance required for access to the incident.

Prohibited areas

10. On the days and hours specified in Article 4 or until the practices and races are officially notified as completed in accordance with Article 7 whichever shall be the earlier no traffic or pedestrians shall be permitted on such areas of land as will clearly be marked as "prohibited areas" by the promoter.

Restriction on breaking up of the Course for road works

11. Paragraph 9 (1) of Schedule 4 (the Road Works Code) to the Highways Act 1986 shall apply to the Course from the 26th April 1997 to the 24th May 1997.

Notice of the making of the Order

12. Public notice of this Order shall be given in one or more Isle of Man newspapers.

SCHEDULE

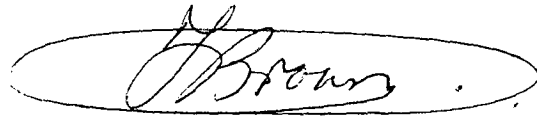
IN THE PARISHES OF BALLAUGH AND JURBY

1. Than length of the Jurby Main Road from its junction with the Jurby Coast Road and the Ballacrye Road to a point 150 yards east of its junction with the Ballavarran Road.
2. The whole of the length of the Ballavarran Road.
3. The length of the Jurby Coast Road from its junction with the Ballavarran Road to its junction with the Jurby Main Road and the Ballacrye Road.
4. The Jurby Church Road for a distance of 100 yards from its junction with the Jurby Coast Road.
5. That length of the Ballacrye Road from its junction with the Jurby Coast Road and the Jurby Main Road to its junction with the road leading to Ballamona Beg.
6. The whole of the length of the Killane Road.
7. Those portions of all roads leading into the foregoing roads from such points thereon as may be fixed by or on behalf of the Department and indicated by barriers and diversion signs.

MADE

16th April.

1997

A handwritten signature in cursive script, appearing to read "J. Brown", is enclosed within a hand-drawn oval.

Minister for Transport