



Statutory Document No 155 /97

## ROAD RACES ACT 1982

### PORT ERIN KERMESSE BICYCLE RACE ORDER 1997

*Coming into Operation: 21st May 1997*

In exercise of the powers conferred on the Department of Transport by Sections 1 and 2 of the Road Races Act 1982(a), and of all other enabling powers, on the application of the Manx Viking Wheelers Cycling Club, the following Order is hereby made:-

#### **Citation and commencement**

1. This Order may be cited as the Port Erin Kermesse Bicycle Race Order 1997, and shall come into operation on the 21st May 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 Manx Cycling Week 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 Manx Viking Wheelers Cycling Club;

"race day" means the day 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 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 (f) be closed to, and the right of way thereover suspended, for all traffic other than:-

- (a) persons appointed as officials for the 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) bicycles and cyclists engaged in the races and their attendants;
- (d) press representatives, photographers and observers approved by the promoter, who are wearing the appropriate official armband or permit issued by or on behalf of the promoter;
- (e) such other vehicles as the Department or Chief Constable may authorise in writing;
- (f) such other vehicles as are approved by the Clerk of the Course.

### **Use of Course for bicycle races**

4. The Course may be used for bicycle races on the 18th June 1997 from the hour of 6.30 p.m., until the races are officially notified as completed in accordance with Article 6 or until the hour of 9.15 p.m, whichever shall be the earlier.

### **Duty of promoter to erect barriers and diversion signs**

5. (1) It shall be the duty of the promoter to ensure that the barriers and diversion signs referred to in paragraph 2 of the Schedule are placed in position on the race day as soon as possible after the times specified at which the Course shall be closed to traffic and before the Course is used for 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**

6. On the completion of racing earlier than the race period specified in Article 4, 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 a notice with the words "Roads Open" thereon shall proceed around the Course. The passing of any part of the Course by such vehicle shall be official notification of the completion of the races as regards such portion so passed which shall thereupon be open again for traffic.

### **Prohibited areas**

7. On the day and hours specified in Article 4 or until the Port Erin Kermesse Bicycle races are officially notified as completed in accordance with Article 6 whichever shall be the earlier no traffic or pedestrians shall be permitted on such areas of land as will clearly be marked "prohibited areas" by the promoter.

### **Promoter to secure insurances 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 races.

### **Restriction on breaking up the Course for road works**

9. Paragraph 9(1) of Schedule 4 (the Road Works Code) to the Highways Act 1986 shall apply to the Course from the 21st May 1997 to the 18th June 1997.

### **Notice of the making of the Order**

10. Public notice of this Order shall be given by advertisement in two Isle of Man newspapers.

## **SCHEDULE**

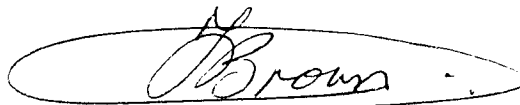
1. That length of Station Road from its junction with the Promenade to its junction with Bridson Street, that length of Bridson Street from its junction with Station Road to its junction with Orchard Road, Orchard Road from its junction with Bridson Street to its junction with Church Road, that length of Church Road from its junction with Orchard Road to its junction with the Promenade, that length of the Promenade from its junction with Church Road to its junction with Station Road.

2. 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 diversions signs.

MADE

*16<sup>th</sup> April*

1997



Minister of Transport