



ROAD RACES ACT 1982

PEEL KART RACES ORDER 1998

Coming into Operation : 4th June 1998

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 Isle of Man Kart Racing Association, the following Order is hereby made :-

Citation and commencement

1. This Order may be cited as the Peel Kart Races Order 1998 and shall come into operation on the 4th June 1998.

Interpretation

2. In this Order :-

"the Clerk of the Course" means the official so designated by the promoter in the official programme of the Peel Kart Races and includes (in the absence of the Clerk of the Course) and 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;

"the promoter" means the Isle of Man Kart Racing Association;

"practice days" and "race days" means days specified in Article 4;

(a) C.14 p.281

"practice periods" and "race periods" means the periods of time specified in Article 4(2) and (3) when the Course (subject to Article 3) is closed to traffic in order to permit practising and racing and purpose incidental thereto.

Closure of Course to traffic and suspension of right of way

3. During the practice periods and the race periods on the practice days and the race days, 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 authorised as officials for the practices or 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 karts, and drivers thereof engaged in the practices and races and their attendants;
- (d) press representatives, photographers and observers approved by the promoter, who are wearing the appropriate official armlet or permits issued by or on behalf of the promoter;
- (e) such other persons 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 motor kart practices and races

4. (1) The Course may be used for motor kart races, including preliminary practices, on the days and during the periods specified in paragraph (2) and (3).

(2) The Course may be used for practices and races subject to Article 7 on :-

- (i) 1st July 1998 from 6.15 p.m. until 9.45 p.m.
- (ii) 2nd July 1998 from 6.15 p.m. until 9.45 p.m.
- (iii) 3rd July 1998 from 6.15 p.m. until 9.45 p.m.
- (iv) 4th July 1998 from 6.15 p.m. until 9.45 p.m.

(3) Notwithstanding the provision of paragraph (2) there may be incorporated into this race period, practices in the event of the promoter so deciding.

Paddock area

5. (1) On the days and during the hours specified in paragraph (2) the section of Marine Parade, Peel between the north junction of Walpole Road and the Headland at the former Swimming Pool, (except for the seaward walkway) will be closed to the public (except for access via the landward footway to properties within this area) for use as a paddock area for motor vehicles, motor karts and competitors and their attendants engaged in the practices and races.

(2) From 9.00 a.m. on 1st July 1998 until 10.00 p.m. on the 4th July 1998.

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 the diversion signs referred to in paragraph 2 of the Schedule are placed in position on the practice days and the race days as soon as possible after the times specified in this Order as those at which the Course shall be closed to traffic and before the Course is used for practices or 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 Clerk of the Course to notify completion of practising and racing

7. On completion of practising and racing on any day earlier than the times specified in this Order, or in any event, 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 practices and races as regards such portion so passed which shall thereupon be open again for traffic.

Re-opening of the Course during intervals between practices and races

8. (1) Notwithstanding the provisions of Article 3, during any intervals as determined by the Clerk of the Course between the practice sessions occurring in the practice periods and any intervals between races for different classes of motor karts occurring in the race periods traffic may cross or proceed along the Course as provided in paragraphs (2), (3) and (4) but only when permitted by a constable or special constable.

(2) Vehicular traffic and pedestrian traffic at the following points only :-

Derby Road;
Douglas Road/Tynwald Road;
West View

- (3) Vehicular traffic travelling to and from the Fish Processing premises in Mill Road, Peel along the following roads :-

Heathfield Drive, Patrick Street and Station Road.

- (4) Pedestrian traffic at the following point only :-

A section of Shore Road not exceeding 6 feet in width as near as circumstances will permit and to the east of an imaginary line extending direct from a point on the footway on the south side of the said Shore Road at it's westernmost junction with Queen Street to the opposite side of Shore Road.

Promoter to secure insurances and indemnities

9. The promoter shall secure adequate insurances and indemnities against injury or damage to persons or property arising out of the conduct of the practices and races and the arrangements incidental thereto, and shall indemnify the Department against any claim or liability arising therefrom and shall take out adequate insurances to support or cover such indemnity.

Prohibited Areas

10. (1) On the days and hours specified in Article 4 the sections of course specified in paragraph (2) or until the practices and races in that section shall be officially notified as completed in accordance with Article 7 or whichever shall be the earlier, no traffic or pedestrians shall be permitted on those areas of land specified in paragraph (2) and indicated by notices bearing the words "the public is not permitted in this area".

- (2) (i) the front of the showroom to Empire Garage at the seaward junction of Shore Road and Stanley Road.
- (ii) the small gardens at the junction of Derby Road and Albany Road adjacent to the Police Station.
- (iii) the whole area of the Pier at Weatherglass (Spit) Corner

Restrictions on breaking up 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 4th June 1998 to the 4th July 1998.

Notice of the making of the Order

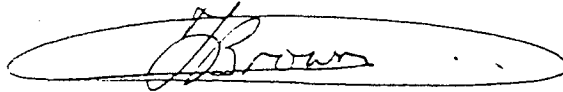
12. Public notice of this Order shall be given by advertisement in one Isle of Man newspaper.

SCHEDULE

1. Walpole Road from its junction with the lane to the rear of the Creg Malin Hotel and the Marine Parade to its junction with Marine Parade. The Marine Parade from its junction with Walpole Road to its junction with Stanley Road (exclusive of the footpath on the seaward side of this part of Marine Parade. The whole of Stanley Road. Christian Street from its junction with Stanley Road to its junction with Church Street. The whole of Church Street. Derby Road from its junction with Church Street to its junction with Albany Road. The whole of Albany Road to its junction with Queens Drive crossing Tynwald Road. Queens Drive from its junction with Tynwald Road to its junction with West View. The whole of Heathfield Drive from its junction with West View to its junction with Patrick Street. Patrick Street from its junction with Heathfield Drive to its junction with Station Road. The whole of Station Road and Station Place. East Quay from its junction with Station Place to its junction with Victoria Road/Shore Road. Victoria Road/Shore Road from its junction with East Quay to its junction with Stanley Road (but exclusive of the footpath on the seaward side of Victoria Road/Shore 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 diversion signs.

MADE 21st March 1998

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

Minister for Transport