



Highways Act 1986

**FESTIVAL OF VISUAL ARTS (PUPPET FESTIVAL) (GERMAN) ORDER 2002**

*Coming into Operation*

*4<sup>th</sup> May 2002*

In exercise of the powers conferred on the Department of Transport by Section 38 of the Highways Act 1986<sup>1</sup>, and of all other enabling powers, the following Order is hereby made:-

*Introductory*

**1. Citation and commencement**

This Order may be cited as the Festival of Visual Arts (Puppet Festival) (German) Order 2002 and shall come into operation on the 4<sup>th</sup> May 2002.

**2. Interpretation**

(1) In this Order :-

“the Act” means the Highways Act 1986.

“closure period” means any period during which an authorisation under Article 3 is in force in relation to the festival site or any part of the festival site;

“the Department” means the Department of Transport;

“festival days” means the 4<sup>th</sup> May 2002, 5<sup>th</sup> May 2002 and 6<sup>th</sup> May 2002;

“the festival period” means from the hour of 10.00 a.m. each day until the festival is officially notified as completed in accordance with Article 7 or until not later than the hour of 5.30 p.m. each day whichever may be the earlier;

“the festival site” means the roads specified in the Schedule;

“the promoter” means Tynwald Mills (Isle of Man) Limited;

“the senior police officer” means a member of the Isle of Man Constabulary of the rank of sergeant or above who is authorised by the Chief Constable to act as senior police officer under this Order.

*Authorisation to use roads for the festival*

**3. Authorisation of use of festival site for the festival**

- (1) The promoter is authorised to use the festival site for the festival on the days and times specified in Article 2(1).
- (2) The promoter may for any reason cancel the festival, or any section of the festival.
- (3) Where the promoter cancels the festival or any section of the festival under paragraph (2) and notifies the senior police officer of such cancellation the relevant authorisation under paragraph (1) of this paragraph shall cease to have effect so far as it relates to the festival or section of the festival.

*Regulation of traffic etc.*

**4. Suspension of right of way etc.**

Subject to Article 7, during any closure period in relation to any part of the festival site -

- (a) the right of way over it is suspended; and
- (b) no traffic may pass on to or over it.

**5. Exemptions from Article 4**

- (1) Article 4(a) does not apply to the following persons -
  - (a) the promoters;
  - (b) persons appointed by the promoter as officials for the purpose of the festival;
  - (c) constables;
  - (d) persons lawfully taking part in the festival and their attendants;
  - (e) any other person authorised in writing by the Department or the Chief Constable.
- (2) Article 4(a) does not apply to the following vehicles -
  - (a) vehicles approved by the promoters or the senior police officer for the conveyance of persons mentioned in paragraph (1)(b) and (c);
  - (b) motor-cars engaged in the festival.

*Administration*

**6. Publicity for cancellation etc.**

Where the senior police officer is notified of the cancellation of the festival or a section of the festival under Article 3(3), he shall take such measures as he considers appropriate to inform the public of the effect of it.

**7. Notification of end of closure**

(1) At the end of the festival period on the festival days for which an authorisation under Article 3 is in force -

- (a) the promoters, or
- (b) the senior police officer after consulting the promoters,

shall make such provisions as seem most expedient for giving official notification to the public of the conclusion of the festival and the opening of the festival site to traffic.

**8. Erection of barriers and signs**

(1) The promoter shall ensure that barriers, diversion signs and closure signs are erected and maintained on all roads leading on to the festival site immediately before, or as soon as possible after, the beginning of every closure period on the festival days, and in any event before the relevant part of the festival site is used.

(2) The barriers referred to in paragraph (1) shall consist of -

- (a) tubular steel structures supplied by the Department with suitable signs attached, in any case where the Department so directs; or
- (b) a rope across the road with a suitable red flag attached, in any other case.

(3) The closure signs referred to in paragraphs (1) and (2)(a) shall be of the size, colour and type shown in diagram 616 in Schedule 2 to the Traffic Signs Regulations and General Directions 1994<sup>2</sup>.

**9. Insurance**

The promoter shall secure the following insurance and indemnities -

- (1) against injury and damage to persons or property arising out of the conduct of the festival;
- (2) any claims or liability on the Department arising from the conduct of the festival.

**10. Notice of the making of the Order**

Public notice of this Order shall be given in one Isle of Man Newspaper.

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<sup>2</sup>SI 1994/1519

**SCHEDULE**

The C550 Tynwald Mills Road from a point abutting the first entrance to the main car park eastwards to a point abutting the entrance to The Courtyard.

MADE

3<sup>rd</sup> April

2002



Minister for Transport