



ROAD TRAFFIC REGULATION ACT 1985

**TEMPORARY ROAD CLOSURE
(A31 SOUND ROAD) (RUSHEN) (FILMING) ORDER 2005**

Coming into Operation: 9th March 2005

In exercise of the powers conferred on the Department of Transport by Sections 3A of the Road Traffic Regulation Act 1985¹, and of all other enabling powers, and having regard to the existence of alternative routes suitable for traffic which will be affected by this Order, and after complying with the requirements of subsection (8) of the said section 3A, the following Order is hereby made:-

1. Citation, commencement and interpretation

- (1) This Order may be cited as the Temporary Road Closure (A31 Sound Road) (Rushen) (Filming) Order 2005 and shall come into operation from 6.00 a.m. on Wednesday 9th March 2005.
- (2) This Order shall continue in operation from 6.00 a.m. until 8.00 p.m. on Wednesday 9th March 2005 or until the filming work has been completed, whichever is the earlier.

2. Interpretation

In this Order –

“the Department” means the Department of Transport;

“the producer” means that producer of the film, or other person, whom the Department of Trade and Industry has identified in writing to the Department as being in control of the progress of the filming for the purposes of this Order;

“film” means the film for the time being known as “Keeping Mum”

“filming” means the recording of a scene of the film on any medium from which a moving image may by any means be produced, and includes the work of preparing the road or adjacent land or premises for the purpose of such recording, and restoring them to normal use after that recording has been completed;

“occupation period” means the period during which the producer may cause traffic on a scheduled road to be prohibited or regulated in accordance with this Order, beginning at 6.00 a.m. on the day on which this Order comes into operation and ending at 8.00 p.m. on Wednesday 9th March 2005 (such date being a date not later than the date specified in article 1(2)), or such earlier time as notice is given of the conclusion of filming in accordance with Article 5(2);

¹1985 c.20

“filming session” means any period within the occupation during which filming is taking place;

“scheduled road” means a road specified in Schedule 1.

3. Temporary closure of road to traffic for filming

Subject to Article 4, pedestrian traffic and vehicular traffic is prohibited from using a scheduled road during the occupation period.

4. Authorisation and regulation of traffic on road closed for filming

- (1) Article 3 has effect only during a period which is a filming session.
- (2) Nothing in Article 3 shall be taken to prohibit traffic proceeding on a scheduled road unless –
 - (a) the traffic is under the direction of a constable in uniform; or
 - (b) the effect of the prohibition is conveyed by a traffic sign controlled by or on behalf of the producer,

and nothing in this Order shall be taken as prohibiting a constable in uniform or the producer, or any person on the producer’s behalf, from authorising by any means any pedestrian or other non-vehicular traffic to use a scheduled road in circumstances where such pedestrian or other traffic would otherwise be prohibited by this Order from using the road.

- (1) Nothing in Article 3 and paragraph (2) shall be taken as prohibiting, or as having the effect of prohibiting, the use of a road, or the use of or access to any place, -
 - (a) by pedestrian for a period or periods exceeding 15 minutes at a time;
 - (b) by any other traffic for a period or periods exceeding –
 - (i) one hour at a time, in the case of the use of a road by traffic under the direction of a constable in uniform; or
 - (ii) 15 minutes at a time, or 15 minutes in the aggregate in any period of 30 minutes, in any other case.

- (1) Nothing in Article 3 and paragraph (2) shall be taken as prohibiting, restricting or regulating the use of, or access to, any place to which the public has a right of access or to which the public is normally permitted to resort, unless the owner and the occupier of such road or place gives his consent in writing to the Department and in that event the prohibition of traffic specified in Article 3 and paragraph (2) shall apply to the use of or access to such road or place as is specified in the Schedule.

5. Temporary reopening of road upon completion of a filming session within the occupation period, and permanent reopening of the road at the end of that period

- (1) The producer shall, by such means as is acceptable to the Department, give notice to traffic intending to use a scheduled road that, for the time being between the completion of one filming session and the commencement of another filming session, he is not causing traffic to be prohibited or restricted from using the road.

- (2) Upon completion of the final filming session the producer shall, by such means as is acceptable to the Department, give notice to traffic intending to use a scheduled road that the final filming session has been completed, that the occupation period is terminated and that he will no longer be causing traffic to be prohibited or restricted from using the road.

Article 2

SCHEDULE 1
"The Scheduled Road"

District	Name of Road	Description of road or part of road to which the Order applies
Rushen	A31 Sound Road	That section of the A31 Sound Road, Rushen between, but not including, its junction with the U62 Balnahowe Road and its junction with The Sound car park.
MADE	3 rd March	2005



Minister for Transport

EXPLANATORY NOTE
(This note is not a part of the Order)

This Order comes into effect from 6.00 a.m. on Wednesday 9th March 2005 following public notice having been given by the Department of Transport in accordance with section 3A(8) of the Road Traffic Regulation Act 1985.

The Order empowers the temporary closure of a section of the A31 Sound Road, Rushen, during filming sessions on Wednesday 9th March 2005 for the making of the film "Keeping Mum" on the road in question. In accordance with section 3A of the Road Traffic Regulation Act 1985 pedestrians and other traffic may be prevented from using such a road only for short periods, either by a constable in uniform or as indicated by traffic signs. A pedestrian is not to be required to wait for more than 15 minutes to use a closed road, whether under direction of a constable or in obedience to notice given by traffic signs. If the closure is indicated by traffic signs the road concerned may be similarly closed for traffic other than pedestrians for 15 minutes at a time, but not more than 15 minutes in the aggregate in any period of 30 minutes. If traffic is under direction of a constable in uniform a road may be closed to traffic (other than pedestrians) for up to one hour at a time.

