



Highways Act 1986

RAMSEY MARKET DAYS ORDER 2005

Coming into Operation

26th March 2005

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

Introductory

1. Citation and commencement

This Order may be cited as the Ramsey Market Days Order 2005 and shall come into operation on the 26th March 2005.

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 market site or any part of the market site;

“the Department” means the Department of Transport;

“the market days” means on Saturday 26th March 2005 and Sunday 27th March 2005;

“the market period” means from the hour of 9.00 a.m. until the market is officially notified as completed in accordance with Article 7 or until not later than the hour of 4.30 p.m. whichever may be the earlier;

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

“the promoter” means Ramsey Market Committee;

“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 market

3. Authorisation of use of market site for the market

- (1) The promoter is authorised to use the market site for the market on the days and times specified in Article 2(1).
- (2) The promoter may for any reason cancel the market, or any section of the market.
- (3) Where the promoter cancels the market or any section of the market 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 market or section of the market.

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 market 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 market;
 - (c) constables;
 - (d) persons lawfully taking part in the market;
 - (e) any other person authorised in writing by the Department or the Chief Constable.
- (2) Article 4(b) 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-vehicles engaged in the market.

6. Publicity for cancellation etc.

Where the senior police officer is notified of the cancellation of the market or a section of the market 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 market period on the market 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 market and the opening of the market 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 market site immediately before, or as soon as possible after, the beginning of every closure period on the market days, and in any event before the relevant part of the market 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 1994².

9. Erection of stalls

During the market period on the market days the promoters may permit persons to erect stalls on the market site subject to compliance with the terms of any licence issued by the Ramsey Town Commissioners.

10. 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 market;

²SI 1994/1519

(2) any claims or liability on the Department arising from the conduct of the market.

11. Notice of the making of the Order

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

SCHEDULE

That part of the designated vehicle parking area in Market Place, Ramsey, abutting the carriageway as indicated by barriers erected thereon.

MADE

22nd March

2005



Minister for Transport