

2012 No. 228

ROAD TRAFFIC AND VEHICLES

The Road Races (Down Special Stages Rally) Order (Northern Ireland) 2012

Made - - - - *31st May 2012*

Coming into operation - *6th July 2012*

The Department for Regional Development^(a) in exercise of the powers conferred by Article 3 of the Road Races (Northern Ireland) Order 1986^(b) and now vested in it^(c), and after consulting the Chief Constable, orders and declares as follows:

Citation and commencement

1. This Order may be cited as The Road Races (Down Special Stages Rally) Order (Northern Ireland) 2012 and shall come into operation on 6th July 2012.

Interpretation

2. In this Order—

“the course” means the roads specified in the Schedule;

“marshal” means a person of at least 18 years of age authorised in writing by the promoter to assist in connection with the proper conduct of the race;

“the promoter” means the Rathfriland Motor Club Limited.

Application

3. Subject to compliance with all the requirements of this Order, the course may be used by the promoter for motor races between the times and on the day specified in Schedules 1 to 4.

Suspension of right of way and notice thereof

4. On the day specified in Schedules 1 to 4 from and until the times specified therein or until the time the race is announced by the promoter as completed, whichever is the earlier, the right of way on the course of all persons, vehicles and other forms of traffic shall be suspended other than to—

- (a) persons appointed by the promoter as officials or marshals, constables, vehicles engaged in the race, persons in charge of or directly employed in connection with such vehicles and vehicles used by such officials, marshals, or constables;

(a) S.I. 1999/283 (N.I. 1) Article 3(1)

(b) S.I. 1986/1887 (N.I. 17)

(c) S.R. 1999 No. 481 Article 6(d) and Schedule 4 Part IV

- (b) vehicles used to cross the course in an emergency by a medical practitioner or for fire and rescue, ambulance or police purposes; and
- (c) persons with or without vehicles who reside in the race area crossing the course or proceeding on it for that purpose and persons so proceeding or crossing the course with or without vehicles in pursuance of statutory powers or duties;

provided that such persons and vehicles referred to in (b) and (c) shall cross the course only at such times and places as may be specified by a person appointed by the promoter as the clerk of the course.

5. The promoter shall give notice to the inhabitants of the districts adjoining the course of the temporary suspension of the right of way thereon by—

- (a) posting, not later than 7 days before the date of the race, placard notices specifying the course, the date on which, and the times during which, the right of way is suspended, in prominent positions in the neighbourhood and in particular near the junction of all other roads within or adjoining the course; and
- (b) publishing, during each of the 2 weeks preceding the date of the race, advertisements giving information as in paragraph (a) in 2 newspapers circulating in the locality of the course.

Prohibition of traffic

6. It shall not be lawful to cause or permit traffic, either vehicular or pedestrian, to use or remain on that part of any road between the barricades and its junction with the course during the period when the right of way on the course is suspended.

Cordonning off of the course

7. The promoter shall—

- (a) close every road opening off the course by means of a proper and sufficient barricade or barricades placed at least 10 metres from the course;
- (b) place notice boards on every road at or in the vicinity of the barricades stating that the right of way on the course is temporarily suspended;
- (c) ensure that the barricades and notice boards referred to in this Article are—
 - (i) in position at least one hour before the start of the race; and
 - (ii) removed within one hour after the end of the race; and
- (d) take all steps necessary to prohibit spectators and other persons, other than the promoter's officials, marshals and constables, from using the carriageway or sides of the course during the progress of the race.

8. The promoter shall not open the course to traffic until the last competitor has finished.

Provision of marshals

9. The promoter shall—

- (a) before the race consult with the Chief Constable as to the number and positioning of marshals;
- (b) provide a sufficient number of marshals for the proper conduct of the race;
- (c) place marshals at the junction of each road, laneway and accommodation road adjoining the course and also at such other positions as shall be requisite in the interests of public safety;
- (d) provide each marshal with at least an armband of distinguishing colour which shall be worn by the marshal during the period when the right of way on the course is suspended.

Documents to be produced to the Department

10. Not less than 14 days before the date of the race the promoter shall lodge with the Department 5 copies of the particulars of the promoter's proposed arrangements for the conduct of the race and shall make such further arrangements as the Chief Constable may consider desirable in the interests of public safety.

Insurance and indemnities

11.—(1) The promoter shall have secured insurances and indemnities as follows—

- (a) the promoter is indemnified by a policy of insurance effected with an approved Insurance Company or Lloyd's Underwriters for the sum as specified in paragraph (2)(a), which the promoter, the promoter's officials, marshals, agents or servants, any competitor in the race, the Crown or any servants of the Crown or any constable may become legally liable to pay for compensation and litigation expenses in respect of the death of, or bodily injury to, any person, or the loss of, or damage to, lands or property adjoining the course caused by or arising out of the race, provided that such a policy of insurance may exclude any claim made by one competitor against another arising out of accidents occurring during the race; and
- (b) the promoter shall have so effected as in sub-paragraph (a) a personal accident policy of insurance for such benefits as are specified in paragraph (2)(b) in respect of the death of, or bodily injury to, the promoter's officials, marshals, agents or servants, the servants of the Crown, constables and members of voluntary medical services solely in connection with or arising out of the holding of the race.

(2) The specified sums are—

- (a) liability of the promoter, the promoter's officials, marshals, agents or servants, the Crown or any servants of the Crown or any constable or any competitor in the race.....£40,000,000
for any one accident or series of accidents arising out of one occurrence, but unlimited in amount as to the total sum payable; and
- (b) in respect of death of, or bodily injury to, any of those persons mentioned in paragraph (1)(b) the following benefits—
 - (i) death.....£65,000
 - (ii) total loss by physical severance of two limbs or total and irrecoverable loss of all sight in both eyes or total loss by physical severance of one limb together with the total and irrecoverable loss of all sight in one eye.....£65,000
 - (iii) total loss by physical severance of one limb or total and irrecoverable loss of all sight in one eye£32,500
 - (iv) permanent total disablement£65,000
 - (v) temporary total disablement necessarily preventing such person from attending to business or occupation or necessarily confining such person to hospital or similar institution or to such person's house or apartment.....up to £350 weekly limited to 104 weeks.

Sealed with the Official Seal of the Department for Regional Development on 31st May 2012

(L.S.)

D J Millar
A senior officer of the Department for Regional Development

SCHEDULE 1

SPECIAL STAGES 1 & 3 – TULLYREE — ROADS IN THE COUNTY OF DOWN (Saturday 7th July 2012 from 08:00 to 14:30)

Burrenreagh Road (Unclassified No. 213) from its junction with Dublin Road (Route A25) to its junction with Burren Road (Unclassified No. 227).

Burren Road (Unclassified No. 227) from its junction with Burrenreagh Road (Unclassified No. 213) to its junction with Market Road (Unclassified No. 214).

Market Road (Unclassified No. 214) from its junction with Burren Road (Unclassified No. 227) to its junction with Moneyscalp Road (Route C325).

Moneyscalp Road (Route C325) from its junction with Market Road (Unclassified No. 214) to its junction with Planting Road (Unclassified No. 216).

Planting Road (Unclassified No. 216) from its junction with Moneyscalp Road (Route C325) to its junction with Tullyree Road (Route C373).

Tullyree Road (Route C373) from its junction with Planting Road (Unclassified No. 216) to its junction with Drumena Road (Unclassified No. 217).

Drumena Road (Unclassified No. 217) from its junction with Tullyree Road (Route C373) to its junction with Moneyscalp Road (Route C325).

Moneyscalp Road (Route C325) from its junction with Drumena Road (Unclassified No. 217) to its junction with Dublin Road (Route A25).

SCHEDULE 2

SPECIAL STAGES 5 & 7 – ANNAHUNSHIGO — ROADS IN THE COUNTY OF DOWN (Saturday 7th July 2012 from 12:30 to 19:00)

Letalian Road (Unclassified No. 223) from its junction with Lackan Road (Route C325) to its junction with Islandmoyle Road (Unclassified No. 4389).

Islandmoyle Road (Unclassified No. 4389) from its junction with Letalian Road (Unclassified No. 223) to its junction with Cabra Road (Unclassified No. 4388).

Cabra Road (Unclassified No. 4388) from its junction with Islandmoyle Road (Unclassified No. 4389) to its junction with School Road (Unclassified No. 4387).

School Road (Unclassified No. 4387) from its junction with Cabra Road (Unclassified No. 4388) to its junction with Bannfield Road (Unclassified No. 4386).

Bannfield Road (Unclassified No. 4386) from its junction with School Road (Unclassified No. 4387) to its junction with Crabtree Road (Unclassified No. 4383).

Crabtree Road (Unclassified No. 4383) from its junction with Bannfield Road (Unclassified No. 4386) to its junction with Lackan Road (Route C325).

SCHEDULE 3

SPECIAL STAGES 2 & 4 – CLOSKELT — ROADS IN THE COUNTY OF DOWN (Saturday 7th July 2012 from 08:45 to 15:00)

Dechomet Road (Unclassified No. 4197) from its junction with Rathfriland Road (Route B7) to its junction with Ringsend Road (Unclassified No. 4198).

Ringsend Road (Unclassified No. 4198) from its junction with Dechomet Road (Unclassified No. 4197) to its junction with Drumgooland Road (Unclassified No. 4199).

Drumgooland Road (Unclassified No. 4199) from its junction with Ringsend Road (Unclassified No. 4198) to its junction with Lakeview Road (Unclassified No. 4256).

Lakeview Road (Unclassified No. 4256) from its junction with Drumgooland Road (Unclassified No. 4199) to its junction with Glen Road (Route C322).

Lakeview Road (Unclassified No. 4256) from its junction with Glen Road (Route C322) to its junction with Manse Road (Unclassified No. 4255).

Manse Road (Unclassified No. 4255) from its junction with Lakeview Road (Unclassified No. 4256) to its junction with Lairds Road (Unclassified No. 4258).

Lairds Road (Unclassified No. 4258) from its junction with Manse Road (Unclassified No. 4255) to its junction with Doyles Road (Unclassified No. 4257).

Doyles Road (Unclassified No. 4257) from its junction with Lairds Road (Unclassified No. 4258) to its junction with Manse Road (Unclassified No. 4255).

Manse Road (Unclassified No. 4255) from its junction with Doyles Road (Unclassified No. 4257) to its junction with Un-named Road (Unclassified No. 4254).

Un-named Road (Unclassified No. 4254) from its junction with Manse Road (Unclassified No. 4255) to its junction with Kilnamurry Road (Route C307).

Kilnamurry Road (Route C307) from its junction with Un-named Road (Unclassified No. 4254) to its junction with Un-named Road (Unclassified No. 4181).

Un-named Road (Unclassified No. 4181) from its junction with Kilnamurry Road (Route C307) to its junction with Corbally Road (Unclassified No. 4162).

Corbally Road (Unclassified No. 4162) from its junction with Un-named Road (Unclassified No. 4181) to its junction with Corbally Old Road (Unclassified No. 4186).

Corbally Old Road (Unclassified No. 4186) from its junction with Corbally Road (Unclassified No. 4162) to its junction with Un-named Road (Unclassified No. 4182).

Un-named Road (Unclassified No. 4182) from its junction with Corbally Old Road (Unclassified No. 4186) to its junction with Scriggan Road (Unclassified No. 4186).

Scriggan Road (Unclassified No. 4186) from its junction with Un-named Road (Unclassified No. 4182) to its junction with Ballooleymore Road (Unclassified No. 4186).

Ballooleymore Road (Unclassified No. 4186) from its junction with Scriggan Road (Unclassified No. 4186) to its junction with Katesbridge Road (Route A50).

SCHEDULE 4

SPECIAL STAGES 6 & 8 – HAMILTONS FOLLY — ROADS IN THE COUNTY OF DOWN (Saturday 7th July 2012 from 13:30 to 20:00)

Dunturk Road (Unclassified No. 131) from its junction with Carnreagh Road (Route C293) to its junction with Cauleys Pipe Road (Unclassified No. 131).

Dunturk Road (Unclassified No. 171) from its junction with Cauleys Pipe Road (Unclassified No. 131) to its junction with Dunmore Road (Unclassified No. 129).

Dunmore Road (Unclassified No. 129) from its junction with Dunturk Road (Unclassified No. 171) to its junction with Druminaquoile Road (Route C376).

Druminaquoile Road (Route C376) from its junction with Dunmore Road (Unclassified No. 129) to its junction with Guinness Road (Unclassified No. 128).

Guinness Road (Unclassified No. 128) from its junction with Druminaquoile Road (Route C376) to its junction with Dunmore Road (Unclassified No. 129).

Dunmore Road (Unclassified No. 129) from its junction with Guinness Road (Unclassified No. 128) to its junction with and across Drumkeeragh Road (Route C293).

Dunmore Road (Route C293) from its junction with Drumkeeragh Road (Route C293) to its junction with Magherahamlet Road (Route C290).

Magherahamlet Road (Route C290) from its junction with Dunmore Road (Route C293) to its junction with Drumgavlin Road (Unclassified No. 130).

Drumgavlin Road (Unclassified No. 130) from its junction with Magherahamlet Road (Route C290) to its junction with Drumkeeragh Road (Route C293).

Drumkeeragh Road (Route C293) from its junction with Drumgavlin Road (Unclassified No. 130) to its junction with Mountain Road (Unclassified No. 130).

Mountain Road (Unclassified No. 130) from its junction with Drumkeeragh Road (Route C293) to its junction with Druminaquoile Road (Route C376).

Druminaquoile Road (Route C376) from its junction with Mountain Road (Unclassified No. 130) to its junction with Ballywillwill Road (Unclassified No. 153).

Ballywillwill Road (Unclassified No. 153) from its junction with Druminaquoile Road (Route C376) to its junction with Slievenisky Road (Unclassified No. 152).

Slievenisky Road (Unclassified No. 152) from its junction with Ballywillwill Road (Unclassified No. 153) to its junction with Clonvaraghan Road (Route C308).

Clonvaraghan Road (Route C308) from its junction with Slievenisky Road (Unclassified No. 152) to its junction with Slievehanny Road (Unclassified No. 151).

Slievehanny Road (Unclassified No. 151) from its junction with Clonvaraghan Road (Route C308) to its junction with Wood Road (Route C324).

Wood Road (Route C324) from its junction with Slievehanny Road (Unclassified No. 151) to its junction with Clarkill Road (Route C324).

Clarkill Road (Route C324) from its junction with Wood Road (Route C324) to its junction with Ballymaginaghy Road (Unclassified No. 4354).

EXPLANATORY NOTE

(This note is not part of the Order)

This Order permits the Rathfriland Motor Club Limited, as promoter of the Down Special Stages Rally 2012, to use for that event certain roads by suspending the right of way of other traffic on the day and during the times specified in the Schedules.

In effect this Order temporarily closes these roads.

This Order requires the promoter to give public notice of the promoter's intended use of these roads by displaying placard notices in prominent positions in the neighbourhood of the roads and by publishing advertisements in 2 local newspapers. The promoter must also provide marshals, seal off the roads and arrange insurance to cover death, bodily injury or loss or damage to property resulting from the event.

It is an offence for any person—

- (a) to obstruct or interfere wilfully and unlawfully with the conduct of the event;
- (b) to obstruct any constable acting in the course of that constable's duty or any marshal or any other person exercising any function conferred on that person;
- (c) to enter or remain without authority on any road closed for the event;
- (d) to keep any animal or any vehicle without lawful authority on any specified road; or
- (e) to contravene wilfully any provision of a road closing Order or any traffic direction given by the police for the purposes of the event.