

2017 No. 113

ROAD TRAFFIC AND VEHICLES

**The Road Races (Tyrone Stages Rally) Order (Northern Ireland)
2017**

Made - - - - *16th June 2017*

Coming into operation - *28th July 2017*

The Department for Infrastructure(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 (Tyrone Stages Rally) Order (Northern Ireland) 2017 and shall come into operation on 28th July 2017.

Interpretation

2. In this Order—

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

“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 Cookstown 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 3.

Suspension of right of way and notice

4. On the day specified in Schedules 1 to 3 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) 2016 c. 5 (N.I.)

(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, £67,000,000 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, £30,000;
 - (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 £375 weekly limited to 104 weeks.

Sealed with the Official Seal of the Department for Infrastructure on 16th June 2017

(L.S.)

G F McKenna
A senior officer of the Department for Infrastructure

SCHEDULE 1

Articles 2, 3 and 4

SPECIAL STAGES 1, 4 & 7 — ‘Blue Hills’ — ROADS IN THE COUNTY OF TYRONE — Saturday 29th July 2017 from 09:24 to 18:19

1. Carnan Road (Unclassified No. 628) from its junction with Mountjoy Road (Route C619) to its junction with Ballynafeagh Road (Unclassified No. 625)
2. Ballynafeagh Road (Unclassified No. 625) from its junction with Carnan Road (Unclassified No. 628) across its junctions with Ballyblagh Road (Unclassified No. 626) and Tamlaghmore Road (Route C619) to its junction with Gortnaskea Road (Unclassified No. 625)
3. Tamlaghmore Road (Route C619) at its junction with Ballynafeagh Road (Unclassified No. 625) and Gortnaskea Road (Unclassified No. 625)
4. Gortnaskea Road (Unclassified No. 625) from the junction with Ballynafeagh Road (Unclassified No. 625) and Tamlaghmore Road (Route C619) to its junction with Ballyblagh Road (Unclassified No. 626)
5. Ballyblagh Road (Unclassified No. 626) from its junction with Gortnaskea Road (Unclassified No. 625) to the junction with Ballyblagh Road (Unclassified No. 626 - leading to Ballymaguire Road)

SCHEDULE 2

Articles 2, 3 and 4

SPECIAL STAGES 2, 5 & 8 — ‘Drumcairne’ — ROADS IN THE COUNTY OF TYRONE— Saturday 29th July 2017 from 09:42 to 18:37

1. Ballynagowan Road (Unclassified No. 636) from its junction with Mountjoy Road (Route B161) to its junction with Drumhubbert Road (Unclassified No. 636)
2. Drumhubbert Road (Unclassified No. 636) from its junction with Ballynagowan Road (Unclassified No. 636) to its junction with Gortnaglogh Road (Unclassified No. 635)
3. Gortnaglogh Road (Unclassified No. 635) from its junction with Drumhubbert Road (Unclassified No. 636) to its junction with Drumcairne Road (Unclassified No. 635)
4. Drumcairne Road (Unclassified No. 635) from its junction with Gortnaglogh Road (Unclassified No. 635) to its junction with Ballygittle Road (Unclassified No. 1014)
5. Ballygittle Road (Unclassified No. 1014) from its junction with Drumcairne Road (Unclassified No. 635) to its junction with Aughrimderg Road (Unclassified No. 1015)
6. Aughrimderg Road (Unclassified No. 1015) from its junction with Ballygittle Road (Unclassified No. 1014) to its junction with Lisaclare Road (Route C640)
7. Lisaclare Road (Route C640) from its junction with Aughrimderg Road (Unclassified No. 1015) to its junction with Aughagranna Road (Unclassified No. 1013)
8. Aughagranna Road (Unclassified No. 1013) from its junction with Lisaclare Road (Route C640) to its junction with Aughagranna Road (Unclassified No. 638)
9. Aughagranna Road (Unclassified No. 638) from its junction with Aughagranna Road (Unclassified No. 1013) to its junction with Lisaclare Road (Route C640)
10. Lisaclare Road (Route C640) from its junction with Aughagranna Road (Unclassified No. 638) to its junction with Aghalarg Road (Unclassified No. 637)
11. Aghalarg Road (Unclassified No. 637) from its junction with Lisaclare Road (Route C640) to its junction with Ballygittle Road (Unclassified No. 637)
12. Ballygittle Road (Unclassified No. 637) from its junction with Aghalarg Road (Unclassified No. 637) to its junction with Castlefarm Road (Route C619)

SCHEDULE 3

Articles 2, 3 and 4

SPECIAL STAGES 3, 6 & 9 — ‘Roughan’ — ROADS IN THE COUNTY OF TYRONE — Saturday 29th July 2017 from 10:08 to 18:57

1. Blacktown Road (Unclassified No. 646) from its junction with Sherrigrim Road (Route B160) to its junction with Blacktown Road (Unclassified No. 646)
2. Blacktown Road (Unclassified No. 646) from its junction with Newmills Road (Route C638) to its junction with Lurgy Road (Unclassified No. 646)
3. Lurgy Road (Unclassified No. 646) from its junction with Blacktown Road (Unclassified No. 646) to its junction with Roughan Road (Route C636)
4. Roughan Road (Route C636) at its junction with Lurgy Road (Unclassified No. 646) and Tullaghmore Road (Unclassified No. 645).
5. Tullaghmore Road (Unclassified No. 645) from its junction with Roughan Road (Route C636) to its junction with Lowes Lane (Unclassified No. 645)
6. Lowes Lane (Unclassified No. 645) from the junction with Tullaghmore Road (Unclassified No. 645) to its junction with Roughan Road (Route C636).
7. Roughan Road (Route C636) from its junction with Lowes Lane (Unclassified No. 645) to its junction with Liskittle Road (Unclassified No. 645)
8. Liskittle Road (Unclassified No. 645) from its junction with Roughan Road (Route C636) to its junction with Tullaghmore Road (Unclassified No. 645)
9. Tullaghmore Road (Unclassified No. 645) at its junction with Liskittle Road (Unclassified No. 645) and Tullaghbeg Road (Unclassified No. 645)
10. Tullaghbeg Road (Unclassified No. 645) from its junction with Tullaghmore Road (Unclassified No. 645) to its junction with Tullaghbeg Road (Unclassified No. 1007)
11. Tullaghbeg Road (Unclassified No. 1007) from its junction with Tullaghbeg Road (Unclassified No. 645) to its junction with Roughan Road (Route C636)

EXPLANATORY NOTE

(This note is not part of the Order)

This Order permits the Cookstown Motor Club Limited as promoter of the Tyrone Stages Rally 2017 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.