

**2021 No. 296**

**ROAD TRAFFIC AND VEHICLES**

**The Traffic Weight Restriction (Clady) Order (Northern Ireland)  
2021**

*Made* - - - - - *8th November 2021*

*Coming into operation* - *29th November 2021*

The Department for Infrastructure<sup>(a)</sup> makes the following Order in exercise of the powers conferred by Article 4(1) and (2) of, and paragraph 5 of Schedule 1 to, the Road Traffic Regulation (Northern Ireland) Order 1997<sup>(b)</sup> and now vested in it<sup>(c)</sup>.

The Department has consulted such persons as it considered appropriate in compliance with paragraphs 1 and 2 of Schedule 1 to that Order.

The Department has published a notice in compliance with paragraphs 1 and 3 of that Schedule.

Two objections have been received and duly considered.

The Department has modified the draft Order.

**Citation, commencement and interpretation**

**1.**—(1) This Order may be cited as The Traffic Weight Restriction (Clady) Order (Northern Ireland) 2021 and shall come into operation on 29th November 2021.

(2) In this Order—

“goods” includes goods or burden of any description; and

“maximum gross weight” has the meaning assigned to that term by regulation 2 of the Traffic Signs Regulations (Northern Ireland) 1997<sup>(d)</sup>.

**Prohibition**

**2.** Subject to Article 3, the use by vehicles exceeding 7.5 tonnes maximum gross weight of the length of the B85 Urney Road, Clady from its junction with the B165 Bellspark Road to its junction with Urney Road, Unclassified No. U0204, is prohibited.

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(a) Formerly the Department for Regional Development; see section 1(6) and (11) of, and Schedule 1 to, the Departments Act (Northern Ireland) 2016 (2016 c. 5 (N.I.))

(b) S.I. 1997/276 (N.I. 2)

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

(d) S.R. 1997 No. 386 to which there are no relevant amendments

## Exceptions

### 3. The prohibition in Article 2 shall not apply to—

- (a) vehicles being used—
  - (i) by or on behalf of the owner or occupier of land abutting on or convenient to the length of road for the purpose of gaining access to such land; or
  - (ii) in connection with the delivery to or collection from such land of any goods or livestock or postal packets; or
  - (iii) in an emergency by a medical practitioner, or for fire and rescue, ambulance, police or customs purposes or for the purposes of the security forces; or
  - (iv) on or adjacent length of road in pursuance of statutory powers and duties by or on behalf of a district council or government department; or
  - (v) by or on behalf of a sewerage undertaker or a water undertaker in connection with the discharge of that undertaker's functions; or
  - (vi) in connection with the laying, erection, alteration or repair of any telecommunication apparatus as defined in Section 4(3) of the Telecommunications Act 1984(a); or
  - (vii) on or adjacent to the length of road by or on behalf of the holder of a licence granted under Article 10(1) of the Electricity (Northern Ireland) Order 1992(b) or of a licence granted under Article 8 of the Gas (Northern Ireland) Order 1996(c) in connection with the discharge of the holder's functions; or
  - (viii) agricultural vehicles for agricultural purposes.
- (b) vehicles providing a passenger transport service.
- (c) vehicles requiring access, for the purposes specified in paragraph (a), to the roads or lengths of the roads specified in the Schedule that are—
  - (i) west of the A5 Melmount Road from its junction with the B165 Bellspark Road to its junction with the Melmount Road Roundabout;
  - (ii) west of the Great Northern Link from its junction with the Melmount Road Roundabout to its junction with the B85 Urney Road; and
  - (iii) north of the B72 Fyfin Road from its junction with the B72 Melmount Road to its junction with the U108 Spring Road.

Sealed with the Official Seal of the department for Infrastructure on 8th November 2021

(L.S.)

*M Toner*  
A senior officer of the Department for Infrastructure

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(a) 1984 c. 12 as amended by 2003 c. 21 Schedule 3 paragraph 2(2)  
(b) S.I. 1992/231 (N.I. 1) as amended by S.I. 2003/419 (N.I. 6), S.R. 2007 No. 283, S.R. 2007 No. 284, S.R. 2007 No. 303, S.R. 2007 No. 320, S.R. 2007 No. 321, S.I. 2007/913 (N.I. 7) and S.R. 2011 No. 155  
(c) S.I. 1996/275 (N.I. 2) as amended by S.R. 2006 No. 358, S.R. 2011 No. 155 and S.R. 2013 No. 92

## SCHEDULE

Article 3(c)

1.	Bell Road – for its entire length.
2.	Bells Court – for its entire length.
3.	Bellspark Road – for its entire length.
4.	Brocklis Road – from its junction with Peacock Road to its junction with Whisker Road.
5.	Carrick Avenue – for its entire length.
6.	Carricklee Road – for its entire length.
7.	Concess Road – for its entire length.
8.	Drumeagle Road – for its entire length.
9.	Dunowen Park – for its entire length.
10.	Fort Road – for its entire length.
11.	Garden Road – for its entire length.
12.	Garvan Crescent – for its entire length.
13.	Garvan Road – for its entire length.
14.	Glebe Gardens – for its entire length.
15.	Glebe Road – for its entire length.
16.	High Road – for its entire length.
17.	Hillhead Road – for its entire length.
18.	Inchenny Road – for its entire length.
19.	Knockroe Road – for its entire length.
20.	Lisdoo Road – for its entire length.
21.	Lougher Road – for its entire length.
22.	Orchard Road – from its junction with Knockroe Road to its border with the Republic of Ireland.
23.	Peacock Road – from its junction with Primrose Park to its junction with Brocklis Road.
24.	Prospect Road – for its entire length.
25.	Rabstown Road – for its entire length.
26.	School Terrace – for its entire length.
27.	Scotstown Road – for its entire length.
28.	Seein Road – from its junction with Parkside Gardens to its junction with Peacock Road.
29.	Somerville Road – for its entire length.
30.	Strahans Road – from its junction with Knockroe Road to its junction with Prospect Road.
31.	The Paddock – for its entire length.
32.	Tullymoan Road – for its entire length.
33.	Ulster Cottages – for its entire length.
34.	Urney Court – for its entire length.
35.	Urney Road – from its junction with Carrick Avenue to its two border crossings with the Republic of Ireland at Clady Bridge and at Donnalooob.
36.	Whisker Road – for its entire length.

## **EXPLANATORY NOTE**

*(This note is not part of the Order)*

This Order prohibits vehicles exceeding 7.5 tonnes maximum gross weight from using the B85 Urney Road, Clady from its junction with the B165 Bellspark Road to its junction with the U0204 Urney Road.

Vehicles requiring access are excepted from the provisions of the Order.

Any person who acts in contravention of the Order shall be guilty of an offence under the Road Traffic Regulation (Northern Ireland) Order 1997 (“the Regulation Order”) and shall be liable on summary conviction to a fine not exceeding level 3 on the standard scale (£1,000), in accordance with the Road Traffic Offenders (Northern Ireland) Order 1996 as amended by the Regulation Order.

Traffic signs indicating the effect of the Order will be placed on the road in due course.