

Report on	The Roads Miscellaneous Provisions Act (NI) 2010
Date of Meeting	1 st July 2019
Reporting Officer	Fiona McClements, Head of Environmental Health

Is this report restricted for confidential business?	Yes	
If 'Yes', confirm below the exempt information category relied upon	No	X

1.0	Purpose of Report
1.1	To request that Members make a determination on a road closure application in connection with a special event that is being held in August 2019.
2.0	Background
2.1	<p>Further to previous reports, Members will be aware that The Roads Miscellaneous Provisions Act (NI) 2010 introduced by The Department for Infrastructure (DfI) permits the closure of roads for the holding of special events.</p> <p>The above legislation enables Council to deal with requests to close public roads for special events in its area. Special Events are defined as:</p> <ul style="list-style-type: none"> Any sporting event, social event or entertainment which is held on a public road; or The making of a film on a public road (including making TV programmes, films or advertisements). <p>Special Events do not include the following:</p> <ul style="list-style-type: none"> Public processions; Motor road races; Cycle races or trials; or Road works
2.2	<p>The underlying principle in relation to special events on roads is that it would not be reasonably practicable to hold the event elsewhere. The restriction or prohibition of traffic using the public road will only be permitted for:</p> <ul style="list-style-type: none"> Facilitating the holding of a special event, or Enabling members of the public to watch a special event, or Reducing traffic disruption in adjacent streets <p>Although the legislation provides the Council with the power to prohibit or restrict the use of a public road, an Order cannot be made that would at any time prevent pedestrian access to any premises situated on or adjacent to the road, or to any other premises accessible for pedestrians from and only from the road.</p>

3.0	Main Report
3.1	<p>The Environmental Health Service has received an application from Draperstown Traders for a road closure order to facilitate the holding of the following special event:</p> <ul style="list-style-type: none"> • Draperstown Busking Festival and Community Fun Day – Saturday 24th and Sunday 25th August 2019 <p>The application seeks to temporarily restrict all vehicular traffic using St. Patrick's Street, Draperstown from its junction with Cahore Terrace to its junction with Cahore Road at the following times:</p> <ul style="list-style-type: none"> - Saturday 24th August 2019 between the hours of 19:00 and 00:00. - Sunday 25th August 2019 between the hours of 13:00 and 22:00 <p>Diversion routes will be signposted via Cahore Terrace and Cahore Road, Draperstown.</p>
3.2	<p>The application is in the latter stages of being processed by the Environmental Health Service after receipt of a completed application form, payment of the appropriate fee, and submission of a range of supporting information which must include:</p> <ul style="list-style-type: none"> • Traffic Management Plan / Traffic Signing Schedule prepared by one of the DfI authorised Traffic Management Companies. • Evidence of Public Liability Insurance • Details of consultees and feedback received • Evidence of consultation with emergency services <p>Draperstown Busking Festival and Community Fun Day is deemed a 'large event' and is likely to attract a large number of visitors from a wide catchment area.</p> <p>A fee of £415 has been receipted in respect of the application.</p>
3.3	<p>The necessary consultation has been undertaken with the various statutory bodies (PSNI, NIFRS, NIAS) and DfI in relation to each application and a public notice of consultation has been placed in the local press.</p>
3.4	<p>Although feedback has been sought in connection the application, some statutory consultee responses remain outstanding at the time of report. The Environmental Health Service will however, be in a position to update Members of any particular concerns or representations raised by the consultation process at the time of Committee.</p>
3.5	<p>It is therefore recommended that Members make a determination "that the road closure order outlined above be made in line with DfI guidance, subject to no objections being received during the consultation process and DfI giving final consent".</p>

4.0	Other Considerations
4.1	Financial, Human Resources & Risk Implications
	Financial: N/A
	Human: N/A
	Risk Management: N/A
4.2	Screening & Impact Assessments
	Equality & Good Relations Implications: N/A
	Rural Needs Implications: N/A
5.0	Recommendation(s)
5.1	<p>That Members note the content of this report and agree issue of a Road Closure Order as specified under the Roads Miscellaneous Provisions Act (NI) 2010 for</p> <ul style="list-style-type: none"> • Draperstown Busking Festival and Community Fun Day – Saturday 24th and Sunday 25th August 2019 <p>The Order to temporarily restrict all vehicular traffic using St. Patrick's Street, Draperstown from its junction with Cahore Terrace to its junction with Cahore Road at the following times:</p> <ul style="list-style-type: none"> - Saturday 24th August 2019 between the hours of 19:00 and 00:00. - Sunday 25th August 2019 between the hours of 13:00 and 22:00 <p>subject to no objections being received during the consultation process and DfI consent being granted.</p>
6.0	Documents Attached & References
6.1	N/A