

Report on	The Roads Miscellaneous Provisions Act (NI) 2010 – Road Closures
Date of Meeting	15 th June 2021
Reporting Officer	Fiona McClements

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 an application for a Road Closure Order in connection with a special event to be held on 31 July 2021.
2.0	Background
2.1	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.
2.2	<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).
2.3	<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
2.4	<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
2.5	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.

3.0	Main Report
3.1	<p>The Environmental Health Service has received the following application for a Road Closure Order to facilitate the holding of a special event:</p> <ul style="list-style-type: none"> • Tri Limits Triathlon Club – Tri Tyrone 70.3– Saturday 31st July 2021 <p>The application seeks to temporarily restrict or prohibit all vehicular traffic from using the following roads between the hours of 09:00 and 17:30 in order to facilitate the event:</p> <ul style="list-style-type: none"> ➤ Road Closure, Old Ballygawley Road, Dungannon from junction Parkanaur Road, East to junction Old Caulfield Road. ➤ Lane Closure, Old Ballygawley Road, East bound from its junction with Woodlough Road to its junction with Parkanaur Road.
3.2	<p>The application has been 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 includes:</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
3.3	A fee of £219 has been invoiced in respect of this application.
3.4	The necessary consultation has been undertaken with the various statutory bodies (PSNI, NIFRS, NIAS) and DfI in relation to each application and public notices of consultation have been placed in the local press.
3.5	Although some feedback has been received some statutory consultee responses remain outstanding at the time of report. The Environmental Health Service will hopefully be in a position to update Members of any particular concerns or representations raised by the consultation process at the time of Committee.
3.6	The applicant has been advised that due regard has to be given to proceeding in line with the Covid restrictions in place at that time.
3.7	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 consent”.

4.0	Other Considerations
4.1	Financial, Human Resources & Risk Implications
	Financial: £219 for the application process to cover advertising
	Human: Staff time
	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	It is recommended that Members make a determination that the Road Closure Order outlined in Section 3.1 of the report be made in line with the Dfl guidance, subject to no objections being received during the consultation process and Dfl consent being granted.
6.0	Documents Attached & References
6.1	Appendix 1 – Application.