

<b>Report on</b>	The Roads Miscellaneous Provisions Act (NI) 2010 – Draperstown Busking Festival
<b>Date of Meeting</b>	2 July 2018
<b>Reporting Officer</b>	Fiona McClements
<b>Contact Officer</b>	Fiona McClements

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

<b>1.0</b>	<b>Purpose of Report</b>
1.1	To request that Members make a determination for a road closure order to be made for the Draperstown Busking Festival and Community Fun Day on 26 <sup>th</sup> August 2018.
<b>2.0</b>	<b>Background</b>
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"> <li>• Any sporting event, social event or entertainment which is held on a public road; or</li> <li>• The making of a film on a public road (including making TV programmes, films or advertisements).</li> </ul> <p>Special Events do not include the following:</p> <ul style="list-style-type: none"> <li>• Public processions;</li> <li>• Motor road races;</li> <li>• Cycle races or trials; or</li> <li>• Road works</li> </ul> <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"> <li>• Facilitating the holding of a special event, or</li> <li>• Enabling members of the public to watch a special event, or</li> <li>• Reducing traffic disruption in adjacent streets</li> </ul> <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>
<b>3.0</b>	<b>Main Report</b>

<p>3.1</p>	<p>The Environmental Health Service has received an application for the Draperstown Busking Festival and Community Fun Day scheduled for 26<sup>th</sup> August 2018 in Draperstown. The application seeks a temporary prohibition of vehicular traffic access to St Patrick's Street, Draperstown from 1pm to 10pm on Sunday 26<sup>th</sup> August 2018 in order to facilitate the holding of the special event.</p> <p>The application was processed by the Environmental Health Service after submission of a completed application form, appropriate fee, and some of required supporting information which included:</p> <ul style="list-style-type: none"> <li>• Traffic Management Plan / Traffic Signing Schedule</li> <li>• Details of consultees and feedback received</li> <li>• Evidence of consultation with emergency services.</li> </ul> <p>The company who completed the traffic management plan has submitted the relevant information to the DfI in order to obtain authorised status. Confirmation of DfI authorisation is currently pending at the time of report submission. Additionally evidence of £10 million public liability is also pending.</p> <p>As the event attracts considerable crowds of people from a wide catchment area, the event is deemed 'large' and a fee of £415 was received in respect of this application.</p> <p>Consultation was undertaken with the various statutory bodies (PSNI, NIFRS, NIAS) and DfI in relation to each application and a public notice of consultation was placed in the local press.</p> <p>No representations have been made to Council on the proposed road closure following public advertisement and the statutory consultees have raised no objections to the proposal.</p> <p>That a road closure order be made for the special event, subject to written confirmation of public liability insurance and DfI authorisation for the traffic management company being received.</p>
<p><b>4.0</b></p>	<p><b>Other Considerations</b></p>
<p><b>4.1</b></p>	<p><b>Financial, Human Resources &amp; Risk Implications</b></p> <p>Financial: N/A</p> <p>Human: N/A</p> <p>Risk Management: As determined.</p>
<p><b>4.2</b></p>	<p><b>Screening &amp; Impact Assessments</b></p> <p>Equality &amp; Good Relations Implications: N/A</p> <p>Rural Needs Implications: N/A</p>

<b>5.0</b>	<b>Recommendation(s)</b>
5.1	That members agree the determination for a Road Closure Order for Draperstown Busking Festival and Community Fun Day for a temporary prohibition of vehicular traffic access to St Patrick's Street, Draperstown from 1pm to 10pm on Sunday 26 <sup>th</sup> August 2018 in order to facilitate this event. Subject to confirmation of appropriate documentation.
<b>6.0</b>	<b>Documents Attached &amp; References</b>
	None.