

<b>THE ROADS (MISCELLANEOUS PROVISIONS) ACT (NORTHERN IRELAND) 2010 PROHIBITION OR RESTRICTION OF USE OF PUBLIC ROADS: SPECIAL EVENTS</b>	<b>6<sup>th</sup> June 2017</b>
<b>TO: ENVIRONMENTAL SERVICES COMMITTEE</b>	
<b>FOR INFORMATION</b>	

<b>Linkage to Council Strategy (2015-19)</b>	
<b>Strategic Theme</b>	Resilient, Healthy and Engaged Communities
<b>Outcome</b>	Implementation of Statutory legislation
<b>Lead Officer</b>	Head of Health and Built Environment
<b>Cost: (If applicable)</b>	Application fee to be determined

### **Background**

Further to ES Committee 161206 item 13, members will recall that the proposed commencement date of this legislation was to be 1<sup>st</sup> January 2017. Following representations made to the Department for Infrastructure this was subsequently deferred with the commencement order made on the 25<sup>th</sup> January with an operational date of the 4<sup>th</sup> September 2017.

The special events on Public Roads provisions in the Act provides District Councils to be the relevant authority for administering the holding of special events on all roads other than special roads (motorways) where the authority would be the Department for Infrastructure.

A special event is defined as:

- (a) Any sporting event, social event or entertainment which is held on a public road; or
- (b) The making of a film on a public road.

The following are not special events:

- (a) A public procession
- (b) A motor race falling within the Road Races (Northern Ireland) Order 1986
- (c) A race or trial falling within Article 45 of the Road Traffic (Northern Ireland) Order 1995 (cycle races)

A working group to agree a consistent approach to the implementation of the legislation has been convened by SOLACE and is due to report early summer. The role of the Council would be an administrative one, with the authority requiring to publicly advertise the application received (21 day representation period), and comments from the statutory consultees (PSNI, NIFRS, NIAS and the Department for Infrastructure) being taken into consideration before an order may be made. Enforcement of the Order will rest with the PSNI. It is proposed that a full report be brought for member's consideration in August 2017 prior to the commencement of the legislation.