



**The Nottinghamshire County Council (The Alleyway between Woburn Avenue and Priory Grove, Kirkby-in-Ashfield) Gating Order 2011**

The Council of the County of Nottinghamshire ("the Council") in exercise of its power under Section 129A to G of the Highways Act 1980 ("the Act") and of all other enabling powers being satisfied that the conditions set out in Section 129A (3) of the Act have been met hereby makes the following Order:

1. In this Order "the highway" means: the highway specified in the Schedule to this Order.
2. Save as provided in Article 3 of this Order the public right of way over the highway is restricted at all times to all persons so that passage and repassage thereover may not occur.
3. Nothing in Article 2 shall apply to any person proceeding or causing to proceed in respect of the following:
  - (1) Ambulance, Fire and Rescue Service or Police purposes;
  - (2) Access to or egress from properties adjoining or fronting the highway, by owners or occupiers (of those properties) and their invitees or licensees;
  - (3) Any of the following operations if the relevant vehicle cannot conveniently be used for such purpose in any other highway,
    - (a) Building or demolition,
    - (b) The maintenance, improvement or reconstruction of the highway,
    - (c) The laying, erection, alteration or repair in, or on land adjacent to, the highway of any sewer, main, pipe or of any electronic telecommunications apparatus as defined in Schedule 3 of the Communications Act 2003,
    - (d) The service of a local authority for the collection of refuse from premises adjacent to the highway,
    - (e) The permission of or the direction of a duly authorised officer of the Council.

4. A gate or other barrier may be installed, operated and maintained at any point or points on the highway as determined from time to time by the Council.
5. The following are responsible for maintaining and operating any gate or barrier in the highway:-
  - (a) Station Sergeant at Sutton Police Station, 45 Church Street, Sutton-in-Ashfield, Nottinghamshire NG17 1AE – contact number is 0300 123 1212.
  - (b) Community Protection Manager at Ashfield District Council, Urban Road, Kirkby-in-Ashfield, Nottinghamshire NG17 8DA – contact number is 01623 450000.
6. The alternative routes available when the use of the highway is restricted are via Westminster Avenue, Chartwell Road, Abbey Road and vice versa.
7. This Order shall take effect on the **15th** day of **August 2011**.

SCHEDULE

Highway at Kirkby-in-Ashfield in the District of Ashfield

The alleyway (between Woburn Avenue and Priory Grove) from its junction with Priory Grove for a distance of 38 metres in a south-westerly direction.

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**THE COMMON SEAL** of **THE**  
**NOTTINGHAMSHIRE COUNTY COUNCIL**

was hereunto affixed this **4th**

day of **July 2011**

in the presence of :-

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SEAL REGISTER  
 NO. - 36511

Authorised Signatory

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