



The Nottinghamshire County Council (The Alleyway leading from Malthouse Close, Eastwood) Gating Order 2012

NOTICE IS HERBY GIVEN that the Nottinghamshire County Council in exercise of its powers under Sections 129A to G of the Highways Act 1980 proposes to make the above Order. The Order will have the following effect:

1. To restrict the public right of way at all times over the highway specified in the draft Order shown in the Schedule to this Notice ("the highway") by all persons except those listed in the Order.
2. To authorise the erection and maintenance of gates or other barriers on the highway in order to enforce the restriction.
3. Alternative routes for public passage are via Church Street, Knapp Avenue, the length of highway to which the public has access (between Knapp Avenue and Plumtre Way) and vice versa.

Relevant documents may be inspected at the Eastwood Library, Wellington Place, Eastwood, Nottingham NG16 3GB.

A copy of this Notice can be viewed by visiting the Council's website at www.nottinghamshire.gov.uk/youandyourcommunity/staysafe/antisocialbehaviour/GatingOrders.

Written representations (stating grounds) must be received by me before the 22nd day of **December 2011**. Please quote ref. no. **AG/028882**.

This Notice is dated this 24th day of November 2011

Jayne Francis-Ward
Assistant Chief Executive
Nottinghamshire County Council
County Hall
West Bridgford
Nottingham
NG2 7QP

SCHEDULE

Draft Gating Order

The Nottinghamshire County Council (The Alleyway leading from Malthouse Close, Eastwood) Gating Order 2012

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 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 the any gate or barrier in the highway:-
 - (a) Station Sergeant at Eastwood Police Station– contact number is 0300 300 9999.
 - (b) Station Sergeant at Beeston Station – contact number is 0115 9254358.
 - (c) Communities Team at Broxtowe Borough Council Offices– contact number is 0115 9177777.
 - (d) Officer at Eastwood Hub contact number is 0115 9173828.
 - (e) Waste and Recycling Section at Kimberley Depot – contact number is 0115 917777.

6. The alternative routes available when the use of the highway are restricted is via Church Street, Knapp Avenue, the length of highway to which the public has access (between Knapp Avenue and Plumptre Way) and vice versa.

7. This Order shall take effect on the ##### day of ##### 2012.

SCHEDULE

Highway at Eastwood in the Borough of Broxtowe

The alleyway, between its junctions with Malthouse Close and the length of highway to which the public has access (between Knapp Avenue and Plumptre Way).

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| <u>THE COMMON SEAL</u> of <u>THE</u> |) |
| |) |
| <u>NOTTINGHAMSHIRE COUNTY COUNCIL</u> |) |
| |) |
| was hereunto affixed this ##### |) |
| |) |
| day of ##### 2012 |) |
| |) |
| in the presence of :- |) |

Authorised Signatory