

NOTTINGHAM CITY COUNCIL
HIGHWAYS ACT 1980 – GATING ORDER

NOTTINGHAM CITY COUNCIL (SMEDLEY CLOSE, ASPLEY
NOTTINGHAM) GATING ORDER 2008 (GO 5004)

The Nottingham City Council in exercise of its power under section 129A of the Highways Act 1980 ("the Act") and being satisfied that the conditions set out in section 129A(3) of the Act have been met hereby makes the following order:-

1. This order shall come into force for all purposes on the 17th day of October and may be cited as "Nottingham City Council (Smedley Close, Aspley, Nottingham) Gating Order 2008".
2. Save as provided in paragraph 4 below, no person shall proceed on foot, pedal cycle, horse or in vehicle or cause any animal to proceed in the public right of way over the highway described in Schedule 1 hereof ("the Highway") shown by the solid black line between points (A), (B), (C) and (D) on the Map attached to this Order ("the Order Map") during the times specified in Schedule 2 hereof.
3. A barrier or barriers may be installed for the purpose of enforcing the restrictions provided for in this order and the contact details of the persons who are respectively responsible for maintaining and operating the barriers are given at Schedules 3 and 4 hereof.
4. Nothing in paragraph 2 shall apply to the following:-
 - (a) The personnel of the Ambulance/National Health Services, Fire and Rescue Services or Police Authority proceeding in the Highway;
 - (b) Occupiers of premises and the invitees and licensees of occupiers of premises adjoining or adjacent to the Highway who require access to or egress from such premises;
 - (c) Persons carrying out any of the following operations if the vehicle being used in relation to such operations cannot be conveniently used for such purpose in any other highway:
 - (i) building, industrial or demolition;
 - (ii) the inspection, maintenance, improvement or repair of the Highway;
 - (iii) persons carrying out any works for the laying, erection, alteration or repair of any sewer, main, pipe or apparatus in, on, under or adjacent to the Highway in connection with the supply of gas, water, electricity or electronic communications as defined in Schedule 3 of the Communications Act 2003.

- (d) The service for the collection of refuse or other items from premises adjacent to or adjoining the Highway.

- 5. The alternative route which is available for use to pedestrians during the hours of operation of this gating order is described in Schedule 5 hereof and shown by the dashed black line between points C and D on the Order Map.

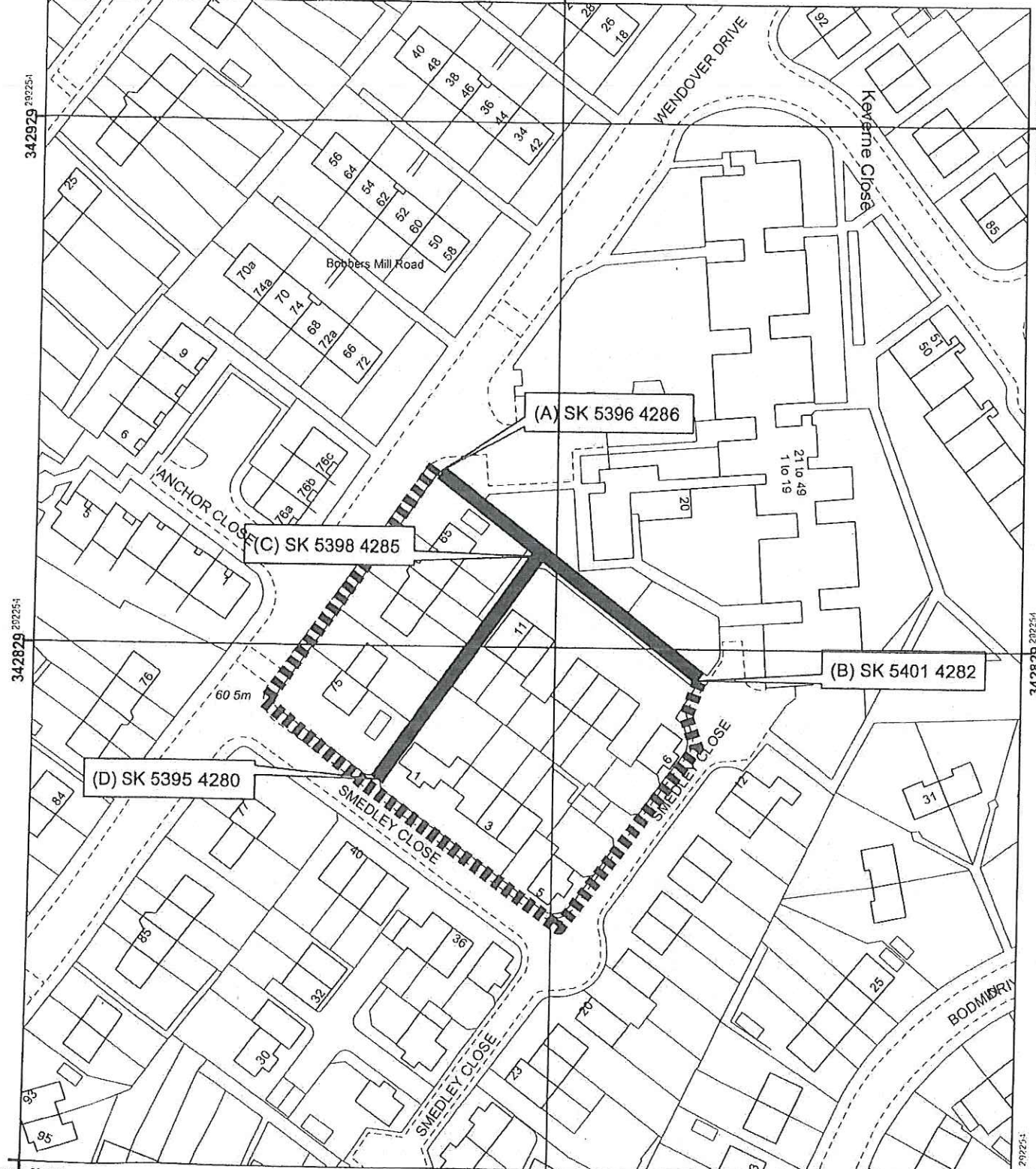
THE COMMON SEAL of THE }
NOTTINGHAM CITY COUNCIL }
was hereunto affixed }
this 17th day of October 2008 }
in the presence of: 69485

AUTHORISED SIGNATORY


WEST AREA COMMITTEE
ASPLEY WARD
DATED 23RD JULY 2008
MINUTE NO 21



453883 371429

453983 371429



Gating Order (Smedley Close, Aspley Nottingham) 2008 (GO5004)

Legend

-  A - B - C - D gated pathway
-  alternative route

Map produced on
3 September 2008
Map produced by
John Lee
TQM Management



**Nottingham
City Council**

Environment and Regeneration

Scale 1:1,000

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SCHEDULE 1

THE HIGHWAY

The footpath running between (A) SK 5396 4286, (B) SK 5401 4282, (C) SK 5398 4285 and (D) SK 5395 4280 comprising a total distance of 118 metres and as shown on the Order Map by a continuous solid black line.

SCHEDULE 2

HOURS OF OPERATION

All times on all days

SCHEDULE 3

MAINTENANCE OF BARRIER(S)

The Team Leader of the Highways Maintenance Section of Nottingham City Council at Humber Building, East Croft Depot, London Road Nottingham, NG1 5NT telephone number 0115 9152100

SCHEDULE 4

OPERATION OF BARRIER(S)

The Director of the Neighbourhood Protection of Nottingham City Council at Central Police Station, North Church Street, Nottingham, NG2 3AH telephone number 0115 9670999 extension 5514 or 5517.

SCHEDULE 5

ALTERNATIVE ROUTE

From point (A) continue south along the footway on Wendover Drive for 56 metres to its junction with Smedley Close then left along Smedley Close for 71 metres then left again along Smedley Close for 57 metres to point (B) comprising a total distance of 184 metres as shown on the Order Map by a dashed black line