

2010 No. 388

ROAD TRAFFIC AND VEHICLES

**The Cycle Tracks (A50 Castlewellan Road, Newcastle) Order
(Northern Ireland) 2010**

Made - - - - - *29th November 2010*

Coming into operation - - - - - *21st December 2010*

The Department for Regional Development(a) makes the following Order in exercise of the powers conferred by Article 4(1), (2), (3) and (4A) of the Road Traffic Regulation (Northern Ireland) Order 1997(b) and now vested in it(c).

The Department has consulted such persons as it considered appropriate in compliance with paragraphs 1 and 2 of Schedule 1 to that Order.

The Department has published a Notice in compliance with paragraphs 1 and 3 of that Schedule.

No written objection or other representation has been received.

Citation, commencement and interpretation

1.—(1) This Order may be cited as The Cycle Tracks (A50 Castlewellan Road, Newcastle) Order (Northern Ireland) 2010 and shall come into operation on 21st December 2010.

(2) In this Order—

“cycle” and “footway” have the same meaning as in the Order of 1995; and

“the cycle track” means the areas of footway of the A50 Castlewellan Road, Newcastle, more particularly delineated and shown coloured red on map Nos. TM105-10-CT01-00, TM105-10-CT01-01, TM105-10-CT01-02, TM105-10-CT01-03 and TM105-10-CT01-04 prepared by the Department under Article 36 of the Traffic Management (Northern Ireland) Order 2005(d) for the purposes of this Order.

Application

2. This Order shall have effect as if map nos. TM105-10-CT01-00, TM105-10-CT01-01, TM105-10-CT01-02, TM105-10-CT01-03 and TM105-10-CT01-04 were part of the Order.

(a) S.I. 1999/283 (N.I. 1) Article 3(1)

(b) S.I. 1997/276 (N.I. 2) Article 4(4A) was inserted by Article 37(1) of S.I. 2005/1964 (N.I. 14)

(c) S.R. 1999 No. 481 Article 6(d) and Schedule 4 Part IV

(d) S.I. 2005/1964 (N.I. 14)

Use of cycle tracks

3.—(1) Subject to paragraph (2), a person may ride a cycle in the cycle track.

(2) A person riding a cycle along the cycle track shall do so on the left or near side of the cycle track, having regard to the direction in which that person is proceeding.

(3) Nothing in this Order shall prohibit the use of the cycle track by pedestrians.

Sealed with the Official Seal of the Department for Regional Development on 29th November
2010

(L.S.)

D J Millar
A senior officer of the Department for Regional Development

EXPLANATORY NOTE

(This is not part of the Order)

This Order provides for parts of the footways on the A50 Castlewellan Road, Newcastle to be used by cyclists as well as pedestrians (Article 3). The parts of the footways referred to in the Order are specified by reference to maps (Article 1(2)) and the order further provides that the maps shall have effect as if they were part of the Order (Article 2). A copy of the maps has been deposited at the Department's Roads Service Headquarters offices, Room 213, Clarence Court, 10-18 Adelaide Street, Belfast.

Any person who acts in contravention of the Order shall be guilty of an offence under the Road Traffic Regulation (Northern Ireland) Order 1997 ("the Regulation Order") and shall be liable on summary conviction to a fine not exceeding level 3 on the standard scale (£1,000), in accordance with the Road Traffic Offenders (Northern Ireland) Order 1996 as amended by the Regulation Order.

Traffic signs indicating the effect of the Order will in due course be erected on the road.