



Jersey

BATTLE OF FLOWERS (JERSEY) ORDER 2013

Arrangement

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BATTLE OF FLOWERS (JERSEY) ORDER 2013

Made

Coming into force

THE MINISTER FOR TRANSPORT AND TECHNICAL SERVICES, in pursuance of Article 2 of the Entertainments on Public Roads (Jersey) Law 1985, on the application of the Jersey Battle of Flowers Association and after consultation with the Connétables of St. Helier and St. Lawrence, orders as follows –

1 Interpretation

In this Order –

“association” means the Jersey Battle of Flowers Association;

“entertainments” means the entertainments known as the Battle of Flowers, to be held on Thursday 8th August 2013, and the Moonlight Parade, to be held on Friday 9th August 2013.

2 Use of roads for Battle of Flowers and Moonlight Parade

If the association complies with the requirements of Article 6 as to insurance and of Article 7 as to public notice, it may use any public road specified in column (1) of the Schedule during the period specified opposite in column (2) of the Schedule for any of the following purposes –

- (a) the holding of the entertainments;
- (b) the viewing of the entertainments; and
- (c) the making of arrangements preparatory to the holding and viewing of the entertainments.

3 Closure of roads so used

During the period when a public road specified in column (1) in the Schedule may be used for any of the purposes specified in Article 2, the association may close it to traffic.

4 Material required for the entertainments

- (1) Between Friday 12th July 2013 and Saturday 7th September 2013 (both dates inclusive), the association may place and maintain on those parts of the public roads specified in column (1) of the Schedule that comprise –
 - (a) the footpaths of Victoria Avenue between West Park and La Rue du Galet;
 - (b) the parking places on the promenade, and on the cycle track, between West Park and La Rue du Galet; and
 - (c) the grassed area next to the former German bunker at First Tower,material required for the purposes of or in connection with the entertainments.
- (2) Between Friday 19th July 2013 and Saturday 31st August 2013 (both dates inclusive), the association may place and maintain on –
 - (a) the sides of the carriageways; and
 - (b) the median line,of Victoria Avenue, at a point between West Park and the first lay-by on the promenade proceeding westward from West Park, material comprising decorative towers for the purposes of or in connection with the entertainments.
- (3) Material shall not be placed in pursuance of this Article except –
 - (a) with the prior consent of the Minister;
 - (b) in accordance with such conditions as the Minister may think fit to impose; and
 - (c) with adequate illumination from half an hour after sunset to half an hour before sunrise so as to give reasonable warning of its presence to pedestrian and vehicular traffic.

5 Other arrangements for temporary regulation of traffic, safety of public, and purposes incidental to the entertainments

- (1) The powers in this Article may be exercised for purposes of or incidental to the entertainments.
- (2) Notwithstanding Article 4(2) of the Road Traffic (St. Lawrence) (Jersey) Order 1990 or Part 2 of Schedule 2 to that Order –
 - (a) between 9.30 a.m. and 7.30 p.m. on Thursday 8th August 2013 and between 6.15 p.m. and midnight on Friday 9th August 2013, any vehicle may be driven from La Route de la Haule into St. Aubin's Road; and
 - (b) between those times on those days, any vehicle may be driven from St. Aubin's Road into La Route de la Haule.
- (3) Notwithstanding any other enactment –
 - (a) between 7 a.m. on Thursday 8th August 2013 and 3 a.m. on Saturday 10th August 2013, no vehicle shall remain on either side of St. Aubin's Road between West Park roundabout and Bel Royal; and

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- (b) between 6 a.m. and 6 p.m. on Thursday 8th August 2013 and between 4 p.m. and midnight on Friday 9th August 2013, no vehicle shall remain on either side of Gloucester Street between The Parade and The Esplanade.
 - (4) Between 9.15 a.m. and 7.00 p.m. on Thursday 8th August 2013, and between 6 p.m. on Friday 9th August 2013 and 3 a.m. on Saturday 10th August 2013 –
 - (a) the association may close La Rue du Haut to traffic proceeding west from its junction with Le Mont Cambrai; and
 - (b) the association may close to eastbound traffic the spur road that leads from St. Aubin’s Road to The Esplanade.
 - (5) Between 9.15 a.m. and 7.00 p.m. on Thursday 8th August 2013, and between 6 p.m. and midnight on Friday 9th August 2013, the association may close –
 - (a) La Rue de la Ville Emphrie to eastbound traffic; and
 - (b) St. Peter’s Valley, between Bel Royal and the junction with La Rue du Haut, to southbound traffic other than omnibuses and large goods vehicles.
 - (6) In paragraph (5) “omnibus” has the same meaning as in the Motor Traffic (Jersey) Law 1935 and “large goods vehicle” has the same meaning as in the Road Traffic (Jersey) Law 1956.

6 Insurance cover

The requirements of this Article to which Article 2 refers are that the association shall produce to the Minister, not later than Friday 26th July 2013, satisfactory evidence that the association is insured (in a manner and to an extent determined by the Minister) against any liability that may be incurred by –

- (a) the association;
- (b) any official, agent or servant of the association; or
- (c) any person taking part in the entertainments,

in respect of damage to property, or in respect of the death of any person or bodily injury to any person, resulting from the holding or viewing of either of the entertainments or from any of the preparations for the entertainments.

7 Public notice of restrictions

- (1) The requirements of this Article to which Article 2 refers are as set out in paragraphs (2), (3) and (4).
- (2) On 2 occasions during the 14 days immediately preceding Tuesday 6th August 2013, the association shall publish in the Jersey Gazette a notice of –
 - (a) each proposed closure of a public road under Article 3; and
 - (b) each arrangement that will apply under Article 5.

- (3) The notices shall specify –
 - (a) the public roads to be closed under Article 3, or subject to arrangements under Article 5; and
 - (b) the periods during which they will be closed, or subject to those arrangements.
- (4) Each notice shall be certified by the Greffier of the States as a notice that is being published in pursuance of this Order.

8 Admission fees

The association may make charges for the admission of spectators to the entertainments.

9 Access to premises

Nothing in this Order authorizes the restriction of such access as is reasonably required for vehicles to any premises that are situated on or adjacent to any public road to which this Order applies.

10 Citation

This Order may be cited as the Battle of Flowers (Jersey) Order 2013.

Signed.....

Date.....

Minister for Transport and Technical Services

SCHEDULE

(Articles 2, 3 and 4)

PUBLIC ROADS SUBJECT TO USE AND CLOSURE

(1) Public road	(2) Period of use and closure
<p>1. The following lay-bys on the promenade west of West Park containing parking places –</p> <p>(a) the lay-by lying first proceeding westward from West Park</p> <p>(b) the lay-by lying second proceeding westward from West Park</p> <p>(c) the lay-by lying third proceeding westward from West Park</p> <p>(d) the lay-by lying fourth proceeding westward from West Park</p> <p>(e) the lay-by lying fifth proceeding westward from West Park</p> <p>(f) the lay-by lying sixth proceeding westward from West Park</p> <p>(g) the lay-by lying seventh proceeding westward from West Park</p>	<p>between 6 p.m. on Sunday 4th August 2013 and midnight on Sunday 11th August 2013</p> <p>between 6 p.m. on Friday 2nd August 2013 and midnight on Sunday 11th August 2013</p> <p>between 6 p.m. on Thursday 1st August 2013 and 8 p.m. on Monday 12th August 2013</p> <p>between 6 p.m. on Wednesday 7th August 2013 and 6 a.m. on Saturday 10th August 2013</p> <p>between 6 p.m. on Wednesday 7th August 2013 and 6 a.m. on Saturday 10th August 2013</p> <p>between 6 p.m. on Wednesday 7th August 2013 and 9 p.m. on Saturday 10th August 2013</p> <p>between 6 p.m. on Wednesday 7th August 2013 and 9 p.m. on Saturday 10th August 2013</p>
<p>2. The promenade, the cycle path and the gardens on the seaward side of Victoria Avenue between West Park and Bel Royal</p>	<p>between 9 a.m. and 6 p.m. on Thursday 8th August 2013, and again between 6.15 p.m. and midnight on Friday 9th August 2013</p>
<p>3. (a) Victoria Avenue between Bel Royal and the Esplanade</p> <p>(b) Paris Lane</p> <p>(c) Tyneville Lane</p> <p>(d) the spur road that leads from Victoria Avenue into St. Aubin's Road at First</p>	<p>between 9.30 a.m. and 7 p.m. on Thursday 8th August 2013 and again between 6.15 p.m. and midnight on Friday 9th August 2013</p>

<p>Tower</p> <p>(e) Farley's Lane</p> <p>(f) the Lower Park</p> <p>(g) La Rue du Galet</p>	
<p>4. (a) Victoria Avenue between the Esplanade and the junction of Victoria Avenue with the spur road that leads into St. Aubin's Road at First Tower</p> <p>(b) Paris Lane</p> <p>(c) Tyneville Lane</p> <p>(d) the spur road that leads from Victoria Avenue into St. Aubin's Road at First Tower</p> <p>(e) the Lower Park</p>	<p>between midnight on Friday 9th August 2013 and 3 a.m. on Saturday 10th August 2013</p>

