

**WIGAN BOROUGH COUNCIL**

**NOTICE OF PROPOSALS**

**THE WIGAN BOROUGH (PASSAGEWAYS TO THE REAR OF RAILWAY RD AND SIDE OF DORNING ST, THE REAR OF DORNING ST AND SIDE OF BUCHANAN ST, THE REAR OF EYET ST AND SIDE OF BUCHANAN ST, THE REAR OF RAILWAY RD AND SIDE OF EYET ST, LEIGH) GATING ORDER 2007**

Notice is hereby given that the Wigan Borough Council intends to make the above Gating Order under Section 129 of the Highways Act 1980 (hereinafter called 'the Act') and of all other enabling powers

The effect of the Order will be to restrict at all times, subject to certain exemptions, the public right of way over the passageways to the rear of Railway Rd and side of Dorning St, the rear of Dorning St and side of Buchanan St, the rear of Eyet St and side of Buchanan St, the rear of Railway Rd and the side of Eyet St, Leigh.

Details of the exemptions and alternative routes along with full particulars of the passageways affected are set out in the proposed Order shown in the Schedule.

Any representations or objections to the Order must be in writing to the Director of Legal and Property Services, Town Hall, Library Street, Wigan WN1 1YN by quoting DLPS/VW/Q41/24-/Q-000813 by 12<sup>th</sup> October 2007. Please state the grounds on which they are made.

A copy of the proposed Order and associated documents may be inspected at the Town Hall, Library Street, Wigan and Leigh Town Hall, Market St, Leigh, Monday to Friday between the hours of 9.30 a.m. and 4.30 p.m. or by visiting the Council's website at [www.wigan.gov.uk](http://www.wigan.gov.uk)

Dated this 13<sup>th</sup> day of September 2007

**SCHEDULE**

**(Proposed Gating Order)**

**THE WIGAN BOROUGH (PASSAGEWAYS TO THE REAR OF RAILWAY RD AND SIDE OF DORNING ST, THE REAR OF DORNING ST AND SIDE OF BUCHANAN ST, THE REAR OF EYET ST AND SIDE OF BUCHANAN ST, THE REAR OF RAILWAY RD AND SIDE OF EYET ST, LEIGH) GATING ORDER 2007**

Wigan Borough Council in exercise of its powers under Section 129 of the Highways Act 1980 and all the enabling powers being satisfied that a Gating Order would be beneficial for tackling crime and anti-social behaviour to that area of Leigh hereby makes the following Order:-

1. This Order may be cited as the Wigan Borough (Passageways to the rear of Railway Rd and side of Dorning St, the rear of Dorning St and side of Buchanan St, the rear of Eyet St and side of Buchanan St, the rear of Railway

Rd and side of Eyet St, Leigh) Gating Order 2007 and shall come into operation on

2. The public right of way along the following passages is restricted at all times:-

- I) Rear of 40 Railway Rd and side of 1 Dorning St
- II) Rear of 15 Dorning St and side of 5 Buchanan St
- III) Rear of 10 Eyet St and side of 11 Buchanan St
- IV) Rear of 66 Railway Rd and side of 2 Eyet St

3. Nothing in article 2 of this Order shall apply to:

- a) all owners and occupiers of premises adjacent to or adjoining the passageways listed in Article 2
- b) persons using the highway in connection with the laying, erection, inspection, maintenance, alteration, repair, renewal or removal in or near the said length of highway of any sewer, main, pipe, conduit, wire, cable or other apparatus for the supply of gas, water, electricity or any other telecommunication apparatus as defined in Schedule 2 to the Telecommunications Act 1984
- c) persons using the highway for police, ambulance or fire brigade purposes
- d) Council officers on business
- e) persons using the highway with the permission or at the direction of the duly authorised officer of the Council

4. Alternative routes are available via Eyet St, Buchanan St, Dorning St, Jaffrey St and Railway Rd.

5. The maintenance and operation of the gate will be the responsibility of the Council Co-ordinator

6. The conditions set out in Section 129A (3) of the Highways Act 1980 have been complied with for the purposes of making the Order

Dated this                      day of    200

EXECUTED as a                      )  
DEED by affixing                      )  
THE COMMON SEAL of                      )  
THE WIGAN BOROUGH                      )  
COUNCIL in the                      )  
presence of:                      )

**Director of Legal and Property Services and Solicitor to the Council**

