

WIGAN BOROUGH COUNCIL

THE WIGAN BOROUGH (PASSAGeways AT BEECH STREET, BIRCH ROAD, ATHERTON) GATING ORDER 2012

Wigan Borough Council in exercise of its powers under Section 129A 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 Atherton hereby makes the following Order:-

1. This Order may be cited as the Wigan Borough (Passageways to the rear of 1 to 31 Beech Street, 2 to 28 Birch Road, 9 to 17 Laburnum Avenue and 63 to 82 Douglas Street, Atherton) Gating Order 2012 and shall come into operation on 20th May 2012.
2. The public right of way along the following passages as shown for identification purposes only on the attached plan is restricted at all times:-
 - (i) to the rear of 1 to 31 Beech Street
 - (ii) to the rear of 2 to 28 Birch Road
 - (iii) to the rear of 9 to 17 Laburnum Avenue
 - (iv) to the rear of 63 to 82 Douglas Street
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 Beech Street, Laburnum Avenue, Birch Road and Douglas Street.

5. Gates will be installed at the approximate locations marked on the attached plan and each will be operated and maintained by the Council.
6. The maintenance and operation of the gate will be the responsibility of the Council's Anti-Social Behaviour Co-ordinator who may be contacted at Places Directorate, Wigan Life Centre, College Avenue, Wigan.
7. 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 4th day of May 2012

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




Head of Service Legal & Risk

HEAD OF SERVICE - LEGAL AND RISK

J. Mitchell
HEAD OF SERVICE - LEGAL AND RISK



El Sub Sta



**Atherton Block 9MG
317**



PLACES DIRECTORATE

Gillian Bishop
Corporate Director
Town Hall
Library Street
Wigan
WN1 1YN
Tel (01942) 244991
Fax (01942) 404210

NB. EXACT POSITION OF GATE NOT SHOWN

Title: Atherton Block 9MG

Address: Alley ways to the rear of Beech Street,
Laburnum Avenue, Birch Road and Douglas
Street, Atherton.

Gating Order 317

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Date: 5th December 2011

Scale: 1:1,001