

**MANCHESTER CITY COUNCIL**  
**NOTICE OF INTENTION TO MAKE A GATING ORDER**  
**SECTION 129A HIGHWAYS ACT 1980**

**ALLEYWAY IN THE ETHEL AVENUE AREA, HIGHER BLACKLEY**

Manchester City Council ("the Council") proposes for the purposes of reducing crime and antisocial behaviour to make an Order preventing anyone, other than those persons specified in the Order, from using the alleyway described in Schedule 1 to this Notice ("the Highway"). The Highway is shown marked '1' on the Order plan.

The restriction shall apply during the periods specified in Schedule 2 to this notice. A notice showing the dates and times when the restriction shall apply will be affixed upon any barrier installed on the Highway and is also available by visiting the Council's website.

The Order will exempt any occupier adjoining or adjacent to the Highway, any person engaged on Council business, emergency services personnel, statutory undertakers and utility providers from the restriction.

An alternative route for vehicles and pedestrians is available by using the existing highways of Cecil Road, Hazel Terrace and Ethel Avenue as shown by dotted lines on the Order plan. A draft of the proposed Order is set out in Schedule 3 to this Notice.

A copy of the Council's statement of reasons for making the Order, a plan and other associated papers are available for inspection at Room 601, City Solicitor's Office, Town Hall, Manchester, M60 2LA during normal office hours. A copy of this Notice can be viewed by visiting the Council's website at [www.manchester.gov.uk](http://www.manchester.gov.uk) under Housing/Housing Advice/Homeowners/Alleys and Alleygating.

If you have any objections to or representations about the proposed Order please send them in writing to Susan Orrell, City Solicitor, Town Hall, Manchester, M60 2LA by 11/04/2010 quoting reference L/DWW/HSG2013/2403. Please set out your reasons for objecting.

Dated: 11/03/2010

Signed:

Susan Orrell, City Solicitor  
Town Hall, Manchester, M60 2LA

**SCHEDULE 1**

**Alleyway to be gated**

The alleyway situated to the side of 40 Cecil Road and continuing to the side of 39 Ethel Avenue for its full length of 36 metres and for its full width. Shown marked '1' and edged in black on the Order plan.

**SCHEDULE 2**

**Period the Alleyway is to be restricted**

<u>Period</u>	<u>Days</u>	<u>Times</u>
During term time <sup>1</sup>	Mondays to Fridays	5:00 pm to 7:00 am
	Saturdays and Sundays	At all times
Outside term time	Mondays to Sundays	At all times

<sup>1</sup> For the purpose of this notice "term time" means the divisions of the academic year during which the Victoria Avenue County Primary School is open.

**SCHEDULE 3**  
**DRAFT GATING ORDER - SECTION 129A HIGHWAYS ACT 1980**  
**CITY OF MANCHESTER (ALLEYWAY IN THE ETHEL AVENUE AREA, HIGHER**  
**BLACKLEY) GATING ORDER 2010**

The Council of the City of Manchester in exercise of its power under Section 129A (1) of the Highways Act 1980 ("the Act") and of all other enabling powers being satisfied that the conditions set out in Section 129A (3) of the Act have been met hereby makes the following Order:

1. For the purpose of this Order "term time" means the divisions of the academic year during which the Victoria Avenue County Primary School is open.
2. Except as provided in Article 3 to this Order no person shall use the public right of way over the alleyway ("the Highway") shown edged black on the plan annexed to this Order and described in Schedule 1 to this Order during the period specified in Schedule 2 to this Order. A notice showing the dates and times when the restriction shall apply will be affixed upon any barrier installed on the Highway and is also available by visiting the Council's website.
3. The restriction in Article 2 to this Order shall not apply to any occupier of premises adjoining or adjacent to the Highway or to any person engaged on Council business, police, ambulance or fire service personnel acting in pursuance of statutory powers or duties or to any statutory undertaker, gas, electricity, water or communications provider requiring access to their apparatus situated in the Highway.
4. Barriers will be installed, operated and maintained at each end of the Highway. Private Sector Housing, Central Operations Division is responsible for maintaining and operating any barriers. Their contact telephone number is 0161 234 4904.
5. Alternative routes for vehicles and pedestrians which are available for use during the period the Highway is restricted are the existing highways of Cecil Road, Hazel Terrace and Ethel Avenue as shown by dotted lines on the Order plan.
6. This Order shall take effect on the date hereof.

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**Alleyway to be gated**

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Date:

THE COMMON SEAL etc