

**THE CHESHIRE WEST AND CHESTER BOROUGH COUNCIL**  
**(No. 2 S129A HIGHWAYS ACT 1980 ELLESMERE PORT GATING) ORDER 2010**

Cheshire West and Chester Borough Council ("the Council"), being satisfied that the conditions set out in section 129A(3) of the 1980 Act have been met, hereby makes the following Order.

1. This Order shall come into force on *Tuesday 1<sup>st</sup> June 2010* and may be cited as "The Cheshire West and Chester Borough Council (No.2 S129A Highways Act 1980 Ellesmere Port Gating) Order 2010.
2. The public right of way over the highway described in Schedule 1 to this Order ("the Highway") shall be restricted on all days and at all times.
3. The restriction in Article 2 shall not apply to those persons listed in Schedule 2 to this Order.
4. The alternative route for public passage is described in Schedule 3 to this Order.
5. The installation, operation and maintenance of a barrier for the purpose of enforcing the restriction provided for in this Order is hereby authorised.
6. The barrier referred to in Article 5 shall be maintained and operated by the Area Highways Manager, Highways Office, Guilden Sutton Lane, Guilden Sutton, Chester, CH3 7EX.

**SCHEDULE 1 – Length of Highway**

For the part of the public footpath alongside rail track, behind Romiley Road (public footpath no.13, Ellesmere Port) as shown on the plan accompanying this Order.

**SCHEDULE 2 – Persons Exempt from the Restriction in Article 3**

All occupiers of premises adjoining the Highway; Police, Fire and Rescue Services, NHS Trust/Foundation staff, statutory undertakers (providers of gas, electricity, water, or telecommunications services) and Local Authority officers in the exercise of their functions.

**SCHEDULE 3 – Alternative Route**

An alternative route for pedestrians is available on footways alongside the carriageways of Chriselton Drive to Overpool Road.

**THE COMMON SEAL OF CHESHIRE  
WEST AND CHESTER BOROUGH COUNCIL**

was hereunto affixed this        day of June 2010  
Two Thousand and Ten

in the presence of:-

Authorised Signatory