



Manoeuvres Act 1958

1958 CHAPTER 7

3 Powers to close highways

- (1) Where, in the case of, or of any part of, any highway which is a trunk road or a special road within the meaning of the Special Roads Act, 1949, or which is repairable by the inhabitants at large, being a highway or part situated within the manoeuvres area, an application for the purpose is made by a person authorised in that behalf by the Secretary of State, and not less than seven days' notice of the intention to make the application has been published in one or more newspapers circulating generally in the district in question, two or more justices of the peace sitting in petty sessions in the petty sessions area within which that highway or part of a highway is situated may, if they think fit, by order—
 - (a) subject to such terms and conditions as may be required by the justices for the protection of individuals or of the public or of public bodies, suspend for any part of the manoeuvres period not exceeding twelve hours, or
 - (b) authorise any officer in command of the authorised forces or any part thereof, being a general or field officer or an officer of corresponding naval or air force rank, to make an order suspending for a time not exceeding six hours in any one day of the said period,any right of way over that highway or that part of a highway.
- (2) In the case of any other highway or part of a highway, being a highway or part situated within the manoeuvres area, two justices of the peace may, if they think fit, on the application of a person authorised in that behalf by the Secretary of State, by order—
 - (a) suspend for any part of the manoeuvres period not exceeding forty-eight hours, or
 - (b) authorise any such officer as aforesaid to make an order suspending for a time not exceeding six hours in any one day of the said period,any right of way over that highway or part of a highway, being a highway or part within the jurisdiction of those justices.
- (3) The officer directing the manoeuvres shall cause such public notice of any order made under paragraph (a) of either of the two foregoing subsections as the justices may require to be given not less than twelve hours before the order comes into force, and provide for the giving of all reasonable facilities for traffic whilst the order is in

Status: This is the original version (as it was originally enacted).

force; and any officer making an order by virtue of paragraph (b) of either of the two foregoing subsections shall take such steps as in the circumstances he may consider practicable for giving publicity to his intention to make that order and shall give all reasonable facilities for traffic whilst that order is in force.

- (4) The justices acting for the purposes of this section shall not be persons belonging to the authorised forces.
- (5) In the application of this section to Scotland—
- (a) the expression "highway" shall be deemed to include any public right of way;
 - (b) for the words "repairable by the inhabitants at large" there shall be substituted the words "maintained and managed by a county or town council"; and
 - (c) for the words "petty sessions in the petty sessions area" there shall be substituted the words "justice of peace court for the area".