

Mr Alan Kind  
Byway & Bridleway Trust  
PO Box 117  
Newcastle Upon Tyne  
NE3 5YT

Environment and Waste  
Invicta House  
County Hall  
Maidstone  
Kent, ME14 1XX  
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Ask for: Graham Rusling  
Email: [graham.rusling@kent.gov.uk](mailto:graham.rusling@kent.gov.uk)  
Date: 15<sup>th</sup> September 2010  
Your Ref:  
Our Ref: CAS/GDR/10  
Website: [www.kent.gov.uk/countrysideaccess](http://www.kent.gov.uk/countrysideaccess)

Dear Mr Kind

### Byway Open To All Traffic (BOAT) AW51 (part) Charing Seasonal Prohibition of Traffic

The Kent County Council proposed to introduce lockable bollards at certain points on BOAT AW51 (part) which would be operational between 1<sup>st</sup> October and 30<sup>th</sup> April, annually. This was considered necessary by the Kent County Council to prevent damage to the highway, to prevent the use of the BOAT by traffic in a manner which is unsuitable given its character and to preserve the character of the BOAT.

The decision of the County Council is that the seasonal prohibition should be introduced, and an Order has been made to that effect. I enclose the relevant Notice and a copy of the Order for your information.

Yours sincerely

Graham Rusling  
PROW Service Delivery Manager



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## *In the Borough of Ashford*

THE KENT COUNTY COUNCIL  
(Byway Open to All Traffic AW51 (part), Charing)  
(SEASONAL PROHIBITION OF DRIVING) ORDER 2010

ROAD TRAFFIC REGULATION ACT 1984

**NOTICE** is hereby given that The Kent County Council in exercise of all its powers under Section 1 of the Road Traffic Regulation Act 1984 has made an Order the effect of which is to prohibit vehicular access to Byway Open to All Traffic (herein after referred to as BOAT) AW51 (from a point approximately 810 metres south west from its junction with Canterbury Road (Squids Gate) to a point 47metres north east of its junction with Pilgrims Way (U11203). Charing, Ashford, Kent, between the 1<sup>st</sup> October and 30<sup>th</sup> April inclusive annually, for the purposes of preventing damage to the highway, preventing the use of the BOAT by traffic in a manner which is unsuitable given its character and to preserve the character of the BOAT.

Exemptions are provided in the Order to enable a vehicle to wait with police permission; for enabling work to be carried out in or adjacent to the Byway; for use by the emergency services and by any local authority or water authority. The exemptions also extend to:

1. Owners or visitors of premises adjacent to or which are accessed via BOAT AW51 (part).
2. Horse drawn vehicles, motor / pedal cycles and quadricycles

A copy of the Order, an explanatory statement and a map showing the extent of the restriction may be inspected during normal office hours at The Kent County Council Offices, Invicta House, Maidstone, Kent, ME14 1XX; Ashford Highway Depot, Henwood Industrial Estate Javelin Way, Ashford TN24 8AD and at Ashford Borough Council Offices, Civic Centre, Tannery Lane, Ashford, Kent, TN23 1PL.

The Order came into operation on the 10 September 2010.

Anyone wishing to question the validity of the Order or any of its provisions on the grounds that it or they are not within the powers conferred by the Act, or that any requirement of the Act or of any instrument made under the Act has not been complied with may, within six weeks from the date on which the order was made, apply to the High Court for that purpose.

Linda Davies  
Divisional Director of  
Environment and Waste

Environment and Waste  
Invicta House  
Maidstone  
Kent  
ME14 1XX



## *In the Borough of Ashford*

THE KENT COUNTY COUNCIL  
(Byway Open to All Traffic AW51(part) Charing)  
(SEASONAL PROHIBITION OF DRIVING) ORDER 2010

### ROAD TRAFFIC REGULATION ACT 1984

THE KENT COUNTY COUNCIL, acting as the local traffic authority in exercise of its powers under Section 1 of the Road Traffic Regulation Act, 1984 and of all other enabling powers and after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 to the said act of 1984, hereby makes the following order:-

#### Seasonal Prohibition of Driving

1. Save as provided in Articles 2 of this Order no person shall, except upon the direction or with the permission of a police constable in uniform or of a traffic warden, cause any motor vehicle to proceed in the any of the lengths of road as specified in the Schedule to this Order.
2. Nothing in Article 1 of this Order shall prevent any person from causing any motor vehicle to proceed in any of the lengths of road referred to in that Article if the vehicle:-
  1. Is driven by or at the invitation of an owner of premises adjacent to or which are accessed via BOAT AW51 (part).
  2. Is a horse drawn vehicle, motor or pedal cycle, or quadricycle
  3. If it cannot conveniently be used for such purpose elsewhere, to be used in connection with any building operation or demolition, the removal of any obstruction to traffic, the carrying out of any road works or the laying, erection and alteration or repair of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity, or of any telegraph or telephone wires, cables, posts or supports.
  4. Is being used in the service of a Local Authority or Water Authority in pursuance of statutory powers or duties.
  5. Is being used for Police, Fire Brigade or Ambulance purposes.
3. This Order shall come into operation on 10 September 2010

#### THE SCHEDULE

(Prohibition of Driving between 1<sup>st</sup> October and 30<sup>th</sup> April, except for access, horse drawn vehicles, motor / pedal cycles/ quadricycles)

1. Byway Open to All Traffic AW51 – from a point approximately 810 metres south west from its junction with Canterbury Road (Squids Gate) to a point 47metres north east of its junction with Pilgrims Way (U11203).

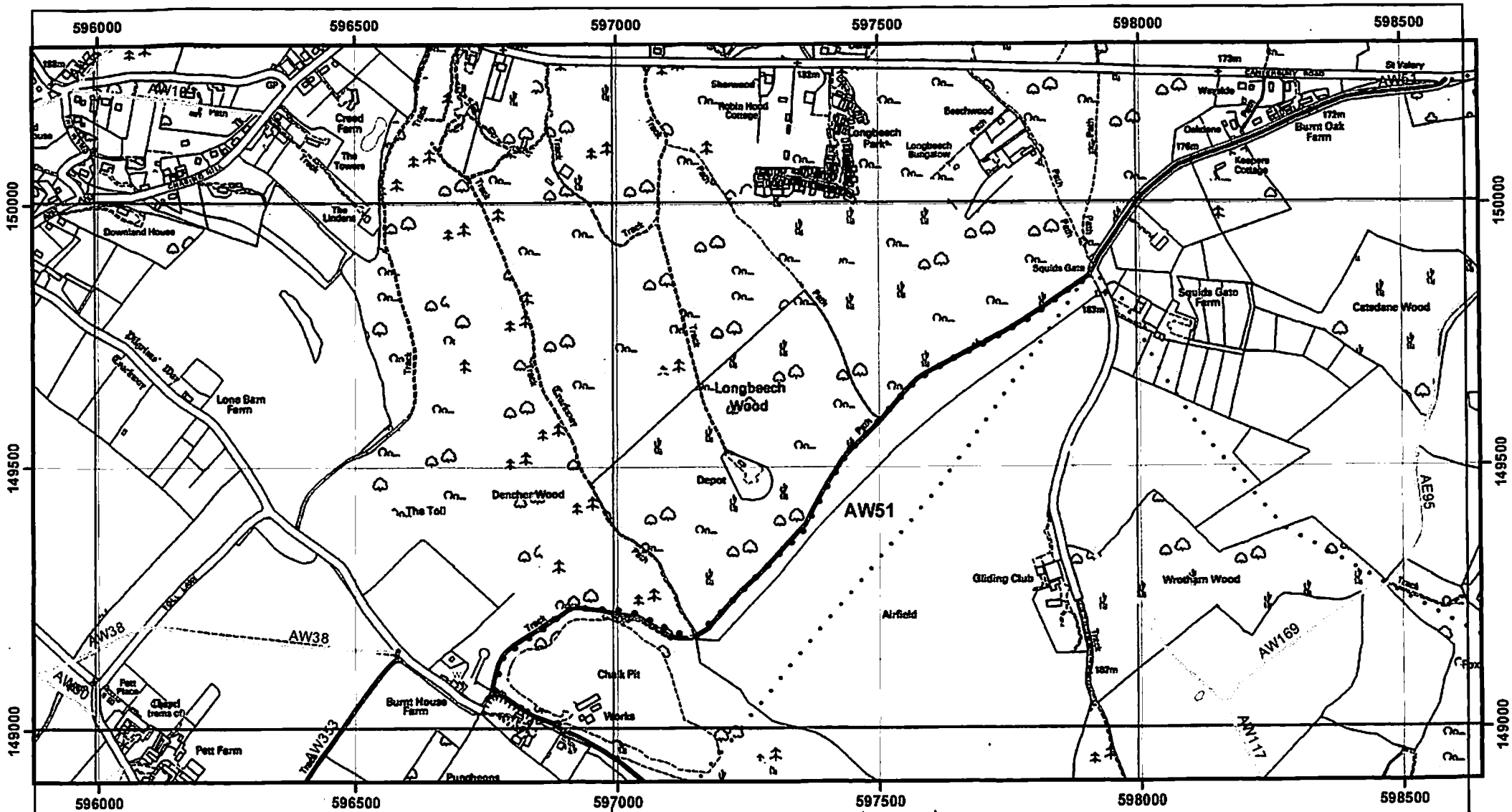
Authorised Signatory:

SIGNED FOR AND ON BEHALF OF THE KENT  
COUNTY COUNCIL BY LINDA DAVIES  
DIVISIONAL DIRECTOR OF ENVIRONMENT AND  
WASTE FOR KENT COUNTY COUNCIL OR BY  
HER AUTHORISED SIGNATORY



DIVISIONAL DIRECTOR

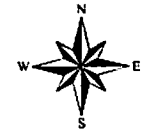
Dated the tenth day of September 2010



**Byway Open To All Traffic AW51 Charing  
Seasonal Prohibition of Driving Order 2010**



Scale 1:10000



- Key**
- Footpath
  - Bridleway
  - Restricted Byway
  - BOAT
  - Affected length of BOAT AW51

Please note that this map extract is not a legal record of a footpaths alignment or existence. No measurements should be taken from it.

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Drawn by: GDR  
Date : 04/2010  
Drawing reference: CAS/AW51/01