

**ARGYLL AND BUTE COUNCIL
(VARIOUS ROADS, MULL)(MULL RALLY)
MOTOR SPORT ORDER 2022**

**This Order is made under the MOTOR SPORT ON PUBLIC ROADS (SCOTLAND)
REGULATIONS 2019 (“the 2019 Regulations”)**

- A. Argyll and Bute Council (“the Council”), has received an application under Regulation 4 of the 2019 Regulations from Mull Car Club (Mull Rally) (“The Promoter”) for a Motor Sport Order to authorise an event to take place on public roads as set out in Schedule 1 to this Order, being a race or trial of speed between motor vehicles on public roads in Scotland (“the Event”).
- B. The Council is the local roads authority for the public roads on which the Event is to take place.
- C. The Council has considered:
- (a) the likely impact of the event on the local community,
 - (b) the potential local economic and other benefits, and
 - (c) any other matters that the roads authority considers relevant.
- D. The Council is satisfied that:
- (a) adequate arrangements have been made to allow the views of the local community to be taken into account,
 - (b) adequate arrangements have been made to involve local residents, the police and other emergency services in the planning and implementation of the event,
 - (c) adequate public safety arrangements have been or will be made for the event, and
 - (d) adequate traffic management arrangements have been or will be made for the event.
- E. The application for the Order was made with the permission of “The Royal Automobile Club Motor Sports Association Limited” (“the Governing Body”), (otherwise known as Motorsport UK) who have the authority to issue permits in respect of a race or trial of speed of that kind for the purposes of the 2019 Regulations. The permit, number 123756 dated 11th April 2022 is appended as Schedule 2 to this Order.
- F. The application included details of orders under section 16A of the Road Traffic Regulation Act 1984 that will be required in connection with the event.
- G. By virtue of section 12H (8) of the Road Traffic Act 1988 (“the 1988 Act”), the Promoter is liable in damages if personal injury or damage to property is caused by anything done:
- (a) by or on behalf of the Promoter in connection with the event,

- (b) by or on behalf of a participant,
- (c) by or on behalf of a person of a description specified in regulations made by Scottish Ministers

Unless it is proved that the Promoter took reasonable steps to prevent injury or damage occurring.

- H. By virtue of section 12H (9) of the 1988 Act, for the purpose of the Law Reform (Contributory) Negligence Act 1945, any injury or damage for which a person is liable under subsection (8) is to be treated as due to the fault of that person.

In exercise of its powers under Regulation 5 of the 2019 Regulations, Argyll and Bute Council hereby orders as follows:

The Event, being the Mull Rally 2022 will take place on the public roads listed in Schedule 1 to this Order and shown in the maps in Part 2 of Schedule 1 to this Order and subject to compliance with the permit as shown at Schedule 2 to this Order and subject to the compliance with the conditions listed in Schedule 3 to this Order. The Maps shown in Part 2 of Schedule 1 to this Order provide the authorised route that is to be followed by participants of the event, the areas which will be available for occupation by spectators and alternative routes for vehicular and pedestrian traffic likely to be affected by the Event.

Sealed with the Common Seal of Argyll and Bute Council and signed for them and on their behalf by David Logan, Head of Legal and Regulatory Support and Proper Officer, at Lochgilphead on Thursday Twenty Second September Two Thousand and Twenty Two.



SCHEDULE 1**PART 1 – List of Public Roads****ROAD CLOSURES/PROHIBITION OF WAITING**

<u>Section of road to be closed in Mull</u>	<u>Times and dates of closures in October 2022</u>
Unclassified Road No.12 – Kilpatrick Road The entire length	From 0930 hours until 1530 hours on the 13th
A848 Tobermory Pier-Salen Pier Road From its junction with Ledaig Car Park to Tobermory Pier.	From 1803 hours until 2345 hours on the 14th
B882 The entire length	From 1803 hours until 2345 hours on the 14th
B8073 Tobermory-Calgary-Gruline Road	
a. From its junction with the A848 at Rockfield Terrace, Tobermory to the junction with Kilmore Terrace (No.U056) at Dervaig.	From 1803 hours until 2345 hours on the 14th From 1014 hours until 1544 hours on the 15th From 0021 hours until 0551 hours on the 16th
b. From its junction at Dervaig with the Dervaig-Torloisk Road (C45) via Calgary to its junction with the C45 at Torloisk.	From 1835 hours on the 14th until 0005 hours on the 15th From 2018 hours on the 15th until 0148 hours on the 16th
c. From its junction with the Dervaig-Torloisk Road (C45) at Torloisk to its junction with the B8045 at Gruline cross-roads.	From 1859 hours on the 14th until 0029 hours on the 15th From 0948 hours until 1518 hours on the 15th From 2018 hours on the 15th until 0148 hours on the 16th
d. From its junction with the C46 Dervaig-Aros Bridge Road to its junction with the C45 Dervaig-Torloisk Road.	From 2018 hours on the 15th until 0148 hours on the 16th
e. From its junction with the C46 Dervaig-Aros Bridge Road to its junction with Kilmore Terrace (U056) at Dervaig.	From 0021 hours until 0551 hours on the 16th
B8035 Salen-Gruline-Kinloch Road	
a. From a point 100 yards north west of Knock Farm near the head of Loch Na Keal to its junction with U076 Balmeanach Road.	From 2156 hours on the 14th until 0326 hours on the 15th From 1416 hours until 1946 hours on the 15th From 2127 hours on the 15th until 0257 hours on the 16 th
b. From a point 0.5 miles northwest of Balevulin to its junction with the A849 at Kinloch.	From 2128 hours on the 14th until 0258 hours on the 15th From 1444 hours until 2014 hours on the 15th From 2155 hours on the 15th until 0325 hours on the 16th
C45 Dervaig-Torloisk Road The entire length	From 0948 hours until 1518 hours on the 15th
C46 Dervaig-Aros Bridge The entire length	From 2018 hours on the 15th until 0551 hours on the 16th

 Authorised Signatory: 

SCHEDULE 1
PART 2- MAPS

Beatsons Building Supplies Mull Rally

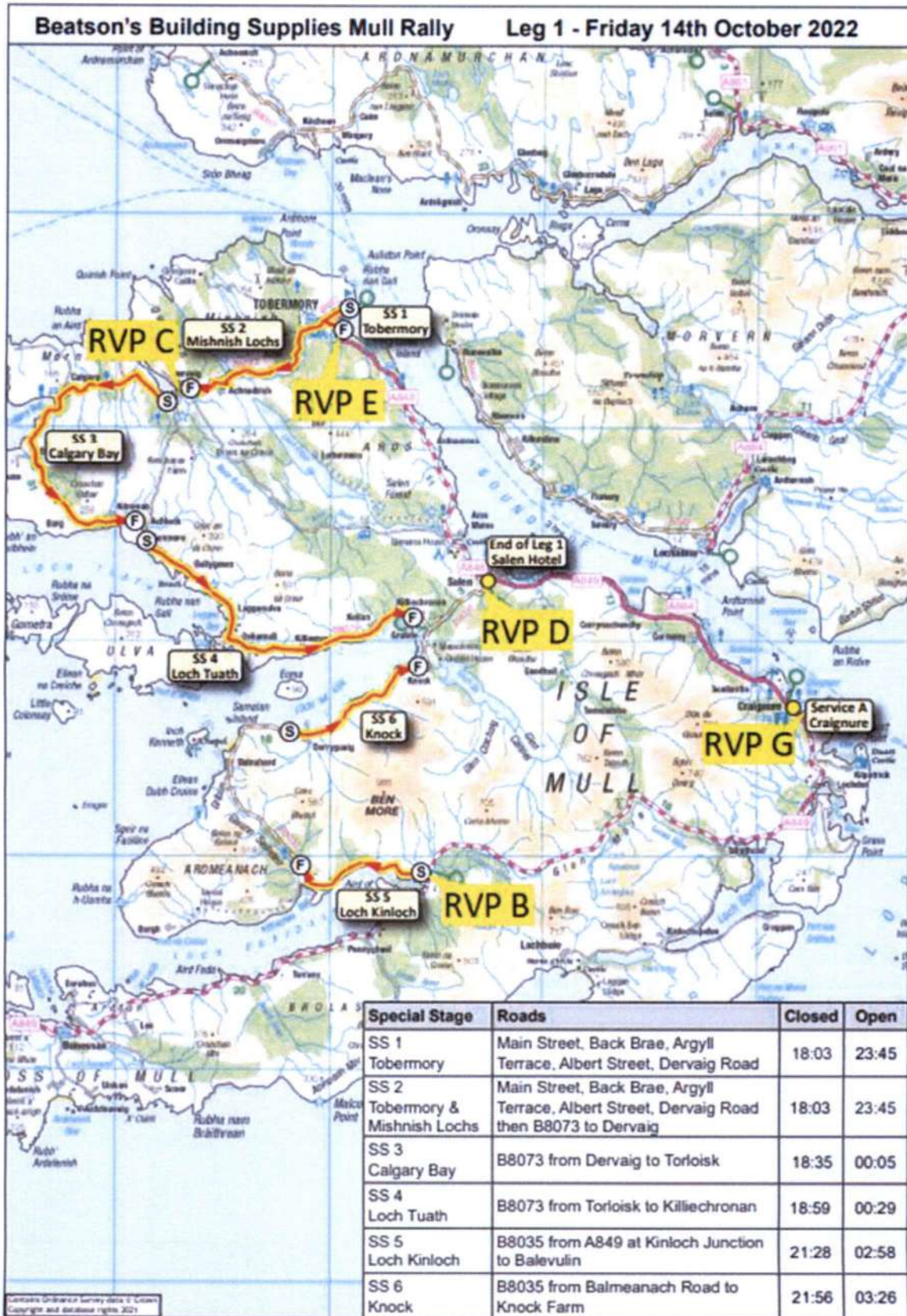
Shakedown Stage
Thursday 13th October 2022

At Duart Castle Road
Unclassified Road No.12 - Kilpatrick Road

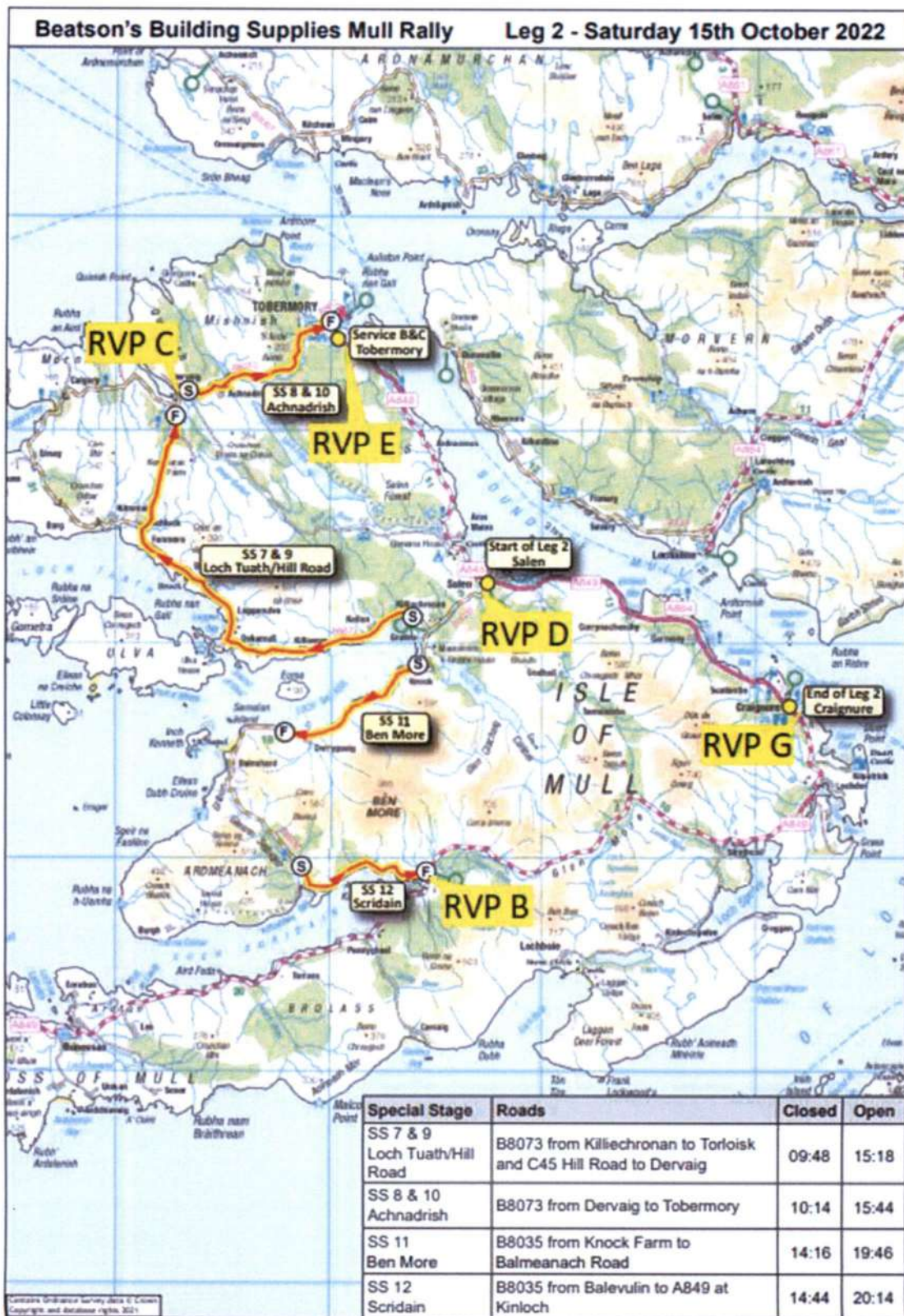
Closed 09:30 until 15:30



**SCHEDULE 1
PART 2- MAPS**



SCHEDULE 1 PART 2- MAPS



SCHEDULE 1 PART 2- MAPS



SCHEDULE 2
Permit



Mrs C A Maclean
7 Bentalla Crescent
Aros
ISLE OF MULL
PA72 6JH

Dear Secretary,

ORGANISING PERMIT/CERTIFICATE OF EXEMPTION

CLUB ID: 120176
ORGANISING CLUB: Mull Car Club
DATE/S OF EVENT: 13 Oct 2022 to 16 Oct 2022
TYPE OF EVENT: Stage Rallying-Stage 45 Miles & Over
STATUS OF EVENT: Interclub
VENUE: Tobermory, Isle of Mull, PA75 6PD
PERMIT NUMBER: 123756

The Royal Automobile Club Motor Sports Association Ltd (hereinafter called Motorsport UK) authorises your Club to organise the event detailed above subject to compliance with the General Regulations of Motorsport UK and all other relevant requirements of Motorsport UK. Your attention is drawn to the conditions printed on the reverse of this form and those stated hereunder.

If applicable, the event has been authorised under the Motor Vehicles (Off Road Events) Regulations 1995 (as amended), see overleaf.

Please note: This Permit is subject to compliance by the Organiser with the Motorsport UK COVID 19 guidance. Motorsport UK Steward TBA. R1.1.9-R1.1.10 re: forestry usage. Note Appendix 1 (3), Motorsport UK Steward overnight accommodation required. Forward draft Safety Manual to the Competitions & Clubs team.

FINANCIAL DECLARATION

We certify that the competitor numbers shown below signed-on for the above event.
Accordingly we enclose our remittance fee made up as follows:

<input type="checkbox"/>	COMPETITORS @	£	81.80
OTHER FEES: STEWARDS FEE		£	816.00
TOTAL		£	_____
VAT RECEIPT	<input type="checkbox"/>		

(Please enclose an S.A.E if address differs from Permit)

Secretary of Meeting.....

For and on behalf of

Date.....

PAYMENT METHOD

Bank Transfer
Details can be found overleaf

Log in to www.

Cheques to be made payable to Motorsport UK and sent to the address below.

For and on behalf of the Motorsport UK
Date of Issue 11 Apr 2022

SCHEDULE 2 Permit

ALL EVENTS

Please note D26.4 - Post event paperwork is required by Motorsport UK within 14 days of the event and can be emailed to competitionsandclubs@motorsportuk.org. Please include the Permit number in the subject line and highlight any issues in the main email. D4.5.5 Clubmans events - post event paperwork is only required if there has been an incident involving loss or damage to persons or property.

PUBLIC HIGHWAY EVENTS - Motor Vehicles (Competitions & Trials) Regulations 1969 (as amended)

This event permit is not valid until a separate Authorisation has been issued under the above mentioned Regulations, or is of a type listed under Regulation 5.

Note Section 170 of the Road Traffic Act 1988 and Rule 286 of the Highway Code. Any injury incidents must be reported to the Police Authority. Details must also be included in the Stewards Report to this office. Clubs are obliged to remind competitors of their statutory duty to stop and/or report any accident as required by the Road Traffic Act.

PER CAPITA FEES

The charges stated overleaf are based on the number of competitors/entrants signed-on for the event.

Team/Endurance races where two or more drivers share the driving of one vehicle entered, only one per capita fee is required per vehicle.

INSURANCE - ALL EVENTS

Subject to payment of fees, the Organising Club is entitled to the benefit of Motorsport UK's Legal Liability and Personal Accident to Officials Policies as specified in Appendix 2 of the Motorsport UK Yearbook.

The insurance is conditional upon the organisers compliance at all times with Motorsport UK regulations and requirements and the policy conditions.

In the case of any accident involving injury to any third party or damage to their property the organisers should give notice to Motorsport UK as soon as possible, but in any event within 14 days, together with the fullest information in writing.

No admission, offer, promise or payment shall be made by the organisers or its officials without the written consent of the Insurers and / or their Agents.

Should the landowner require a contract to be signed by the organising club, this must be forwarded to Motorsport UK before the contract is entered into to ensure that the terms are covered by Motorsport UK Master Policies. A copy of the Motorsport UK Public Liability Insurance schedule for clubs can be found at <https://motorsportuk.bluefinsport.co.uk/>

CANCELLATION

If for whatever reason the competition for which this permit is issued is cancelled or postponed, you can cancel the Permit by logging in as the Club at www.motorsportuk.org. Certificate of Exemptions, 12 Car and Scatter Rally fees are only refundable under extraordinary circumstances.

SIGNING ON SHEETS AND DECLARATIONS

Please use the most recent signing-on sheets from the Motorsport UK website and ensure that your entry form complies with D13.1

MOTORSPORT UK STEWARD/OBSERVER

Details of the Motorsport UK Steward or Observer will be advised as soon as possible to the applicant, note G1.2.1-1.2.4, G2.3, Appendix 1(3) and R2.6.2 for rallies.

NOTIFICATION OF SERIOUS INCIDENTS/FATALITIES

Stewards and Clerks are reminded that in the event of a fatality or potential fatality they should inform the Motorsport UK Emergency Contact without delay on 07525 237403.

CONTENTS OF ENTRY FORM

The requirements are set out in D12. Organisers are asked to ensure that these requirements are met, in particular your attention is drawn to: D12.3.7 "Space for the name and address of a relative or friend to be confirmed in case of a serious accident". It is also advisable to request a telephone and/or mobile number.

OFF-ROAD EVENTS - The Motor Vehicles (Off Road Events) Regulations 1995 (as amended)

This authorisation may be revoked before the event, or while it is being held, if at any time the event does not comply with the Regulations, the relevant General Regulations of Motorsport UK and the Supplementary Regulations as approved for this event, and any specific conditions specified overleaf.

The Road Traffic Act 1991 includes regulations which make dangerous or careless driving in a public place an offence. Section 13 A of that act provides for the Motor Vehicles (Off Road Events) Regulations 1995 (as amended) and the issue of a Motorsport UK Permit exempts competitors from the appropriate sections of the Act (Sections 1, 2 & 3) whilst driving within the rules of the competition.

BANK TRANSFERS (BACS)

ACCOUNT NAME: MOTORSPORT UK **ACCOUNT NO:** 14742411 **SORT CODE:** 60-07-29

IN ORDER FOR YOUR BANK TRANSFER TO BE PROCESSED, PLEASE RETURN THIS PERMIT TO MOTORSPORT UK. YOU MAY EMAIL A COPY TO COMPETITIONSANDCLUBS@MOTORSPORTUK.ORG



SCHEDULE 2
Permit



Club: Mull Car Club
Event: Beatson's Building Supplies Mull Rally
Permit #: 123756 - Schedule

In accordance with The Motor Sport on Public Roads (Scotland) Regulations 2019, Sec. 3(4);

- a) The rally shall take place on the identified route subject to such changes identified as appropriate during the process for consideration of a Motor Sport Order under Regulation 5 which changes have been approved by Argyll & Bute Council.
- b) Competitors must comply with Motorsport UK Regulations R5.1 to R5.4.5, H25.2.1, H31.1.1 to H32.1.7, H Chart 7 and Chart 26.
- c) Vehicles complying with Motorsport UK Regulations R46-49.11.4, R25.2 as appropriate and scrutinised in accordance with Motorsport UK Regulations R5.1 to R5.1.4.
- d) Public safety arrangements compliant with Motorsport UK Regulations and the Stage Rally Safety Requirements following full co-operation and engagement by Mull Car Club with Argyll & Bute Council's Safety Advisory Group.
- e) Insurance provided by the issue of this Motorsport UK Event Organising Permit is explained on the reverse of the Permit.

A handwritten signature in black ink, consisting of several loops and a long horizontal stroke, positioned at the bottom center of the page.

SCHEDULE 3
Conditions

1. The event may only take place between the hours as detailed in Schedule 1 on Thursday 13th Friday 14th day of October, Saturday 15th of October and Sunday 16th of October 2022.
2. The event may only take place on the public roads listed in part 1 of Schedule 1 and on the maps shown in Part 2 of Schedule 1.
3. The Promoter shall at all times during the holding of the event comply with and ensure compliance with the requirements of the permit issued to them and attached at Schedule 2 and the following requirements:
 - i) ensure the event does not take place unless a final operation and safety manual has been submitted to the Council and approved no later than 7 days before the event is due to commence ("the Operation and Safety Manual") the Operation and Safety Manual shall include further details as to the manner of compliance with the conditions specified in this Schedule. In particular this includes (but is not limited to), scrutineer requirements, avoidance of disruption, separation of competitors, notification to residents including road closure signage, permitted access for residents with Marshall authority, command and control centres, spectator areas and spectator welfare/safety;
 - ii) provide a full risk assessment covering all aspects of the event (in particular the safety of all involved);
 - iii) ensure that the road is re-opened safely to the public and residents through the use of a clearly marked "Road Open Car" at the end of the event, including ensuring all signage and other traffic management arrangements have been removed. All apparatus, signage or other structures used to control movement during the event must be removed no later than 11:59 hours on 16th October 2022.
 - iv) ensure that the event is managed in accordance with the Operation and Safety Manual;
 - v) provide information to the occupiers of buildings accessed from the event stage or who are otherwise likely to be affected by or inconvenienced by no later than 2 weeks before the event, which shall include full information about the event including proposed timings, emergency procedures, and how the public can contact the Promoter in the case of an emergency, as well as complying with any other requirement in the Operation and Safety Manual;
 - vi) erect and maintain road closure signage (and any other associated signage) for the duration defined in any relevant Temporary Traffic Regulation Order (Section 16A of Road Traffic Regulation Act 1984 Order);

SCHEDULE 3
Conditions

- vii) ensure that access shall be enabled and permitted to the closed roads whilst this order is in effect to allow residents access only when controlled by Marshalls, when safe to do so and ensure that Marshalls prevent access during a live rally stage;
- viii) enable access by Officers of Argyll and Bute Council and all emergency services to any part of the course, spectator areas, and inspection area's before, during and after the event;
- ix) ensure liaison with emergency services as set out in the Operation and Safety Manual or as otherwise required by the Police or any Officer of Argyll and Bute Council;
- x) enable access by all emergency services along the route and at the designated help points before, during and after the event and comply with any reasonable request by them consistent with ensuring health and safety at the event;
- xi) keep a record of any damage, accident and injury occurring at the event or caused by activity associated with the holding of the event as part of the incident management process and provide a copy to the Council no later than 7 days after the event if required;
- xii) undertake a full inspection of the route by the safety car after each "round" of activity (within an hour before the next scheduled round of activity) and ensure that the route is safe for the next round of activity. This shall include reviewing any damage or problems caused by the previous activity; and have available a suitable competent contractor to carry out required emergency repairs;
- xiii) ensure that spectators are confined to the designated spectator areas during the rally stages and ensure that the local arrangements proposed for managing potential spectators outside these areas is adhered to;
- xiv) ensure that appropriate access, security, parking, medical and welfare facilities are provided for spectators;
- xv) ensure the security and segregation of the competitors areas including service and refuelling areas;
- xvi) provide a roles and responsibilities structure no more than 2 weeks before the event;
- xvii) ensure that all litter or other debris deposited on any road subject to this Order as a result of the event is removed no later than 11:59 hours on the final day of the event;

~

SCHEDULE 3
Conditions

- xviii) stop the event if required to do by either the Police or the Multi-Agency Control Centre and not re-start the event without the prior permission of the said person requiring the event to stop.

Note: The costs of any repairs to the public roads (including statutory undertakers' equipment, street lighting, road signs, drainage structures and traffic signals) which are required as a result of the event will be paid by the Promoter. The route shall be inspected by a roads authority representative before and after the event to agree road condition which will be used as the measurement for any subsequent damage.

Authorised Signatory.....

A handwritten signature in black ink, consisting of several loops and a long horizontal stroke, positioned over a dotted line.