EXPLANATORY MEMORANDUM TO

The A27 Poyntzpass Road, Scarva (Abandonment) Order (Northern Ireland) 2017

S.R. 2017 No. 98

1. Introduction

1.1. This Explanatory Memorandum has been prepared by the Department for Infrastructure to accompany the Statutory Rule (details above) which is laid before the Northern Ireland Assembly.

1.2. The Statutory Rule is made under Article 68(1) and (5) of the Roads (Northern Ireland) Order 1993 and is subject to the negative resolution procedure.

2. Purpose

2.1. The purpose of the rule is to abandon 1824 square metres of superseded road on the A27 Poyntzpass Road, Scarva at what is known locally as Jacksons Corner.

2.2. On the coming into operation of the abandonment the area of road in question shall cease to be maintainable by the Department and the public right of way over it shall be extinguished.

3. Background

3.1. The Department is satisfied that the area of road to be abandoned is no longer necessary for road traffic.

3.2. The area of road to be abandoned is registered to the Department and the land is currently fenced into a saleable plot by the Department.

3.3. Following abandonment the land will be disposed of in accordance with the statutory procedures laid down for the disposal of government owned land. A portion of old road will revert to the adjacent landowner to provide him with access to his field but will no longer be public road.

4. Consultation

4.1. The PSNI has been advised and has no objection to the abandonment. Armagh City, Banbridge and Craigavon Borough Council has also been advised.

4.2. A notice in respect of the proposed abandonment was published in the local press for two successive weeks, a notice was posted on site and the statutory undertakers were notified of the proposal. No objections were received.

5. Equality Impact

5.1. Consideration has been given to compliance with section 75 of the Northern Ireland Act 1998. No equality issues have been identified by the Department and no issues were raised following the publication of the notice in the press.

6. Regulatory Impact

6.1. A Regulatory Impact Assessment was not considered necessary as the proposal does not result in any costs or savings to business, charities or the voluntary bodies.

7. Financial Implications

7.1. None.

8. Section 24 of the Northern Ireland Act 1998

8.1. Consideration has been given to compliance with section 24 of the Northern Ireland Act 1998. No human rights issues have been identified by the Department and no issues were raised following the publication of the notice in the press.

9. EU Implications

9.1. Not applicable.

10. Parity or Replicatory Measure

10.1. Not applicable.

11. Additional Information

11.1. Not applicable.