EXPLANATORY MEMORANDUM TO

The A3 Northway, Portadown (Abandonment) Order (Northern Ireland) 2012

S.R. 2012 No. 296

1. Introduction

1.1. This Explanatory Memorandum has been prepared by the Department for Regional Development 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 an area of 172 square metres of footway and lay-by adjacent to the A3 Northway at Portadown Railway Station.

3. Background

3.1. The abandonment has been requested to facilitate the upgrade of the Portadown Railway Station building and car park.

3.2. The Department is of the opinion that the area of road in question is no longer necessary.

3.3. Translink is the owner of the bed and soil of the area of road in question and following the abandonment the public right over it will be extinguished. Translink will, however, carry out works as part of its redevelopment of the station providing pedestrian facilities within its site. Translink will therefore be responsible for the maintenance of the area in question.

4. Consultation

4.1. The PSNI has been consulted and has no objection. Craigavon Borough Council has been notified and has no objection.

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

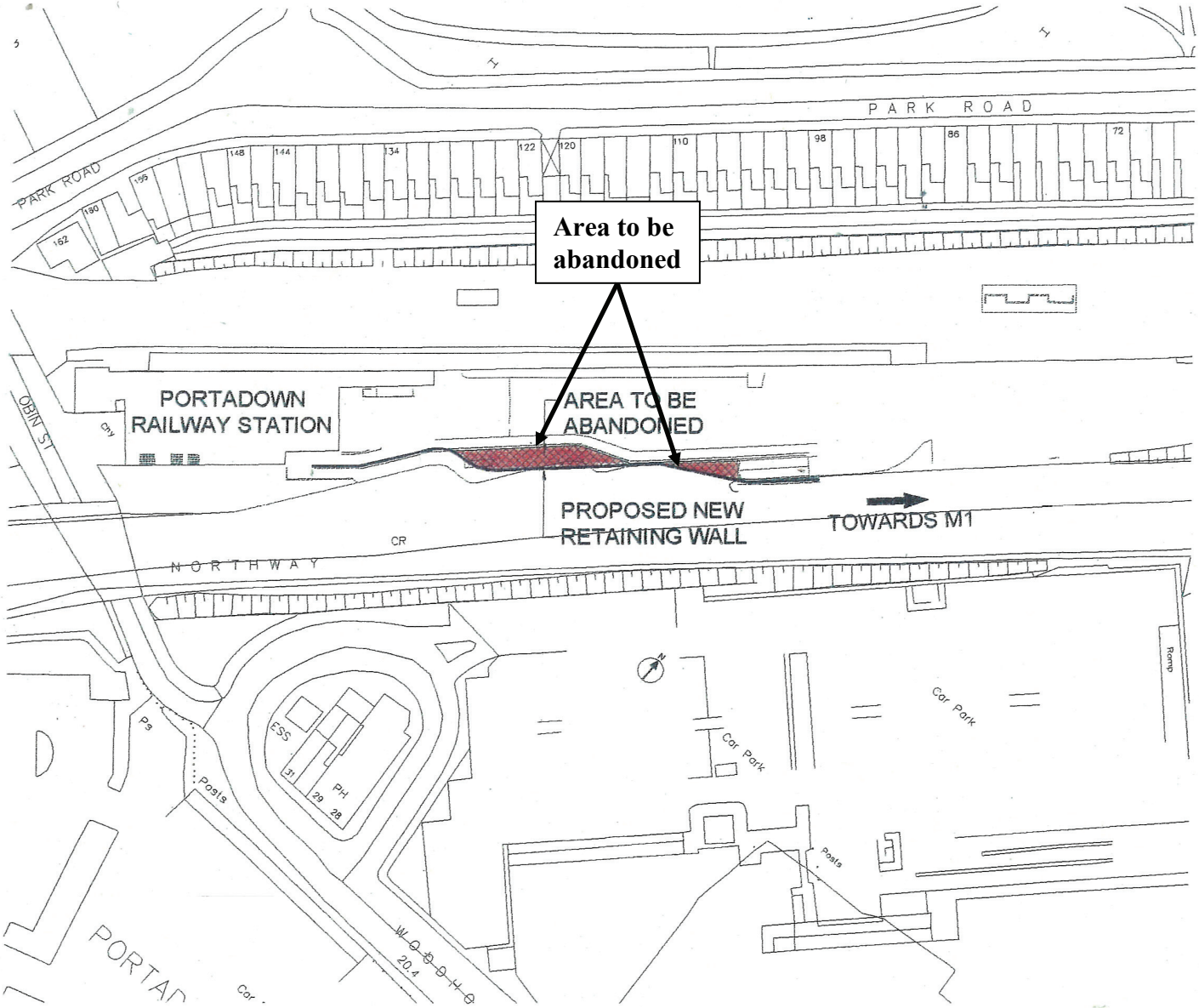
9.1. Not applicable.

10. Parity or Replicatory Measure

10.1. Not applicable.

11. Additional Information

11.1. Not applicable.



ABANDONMENT OF FOOTWAY AND LAY-BY ADJACENT TO PORTADOWN RAILWAY STATION

SCALE 1:1250
(OS MAP REF: 200-04-NW3)
(DRD RS FILE REF: RAB/523/11)

DEPARTMENT FOR REGIONAL DEVELOPMENT

Map No. 10/1/08/12 referred to in "The A3 Northway, Portadown (Abandonment) Order (Northern Ireland) 2012" made by the Department on 23rd July 2012 and coming into operation on 10th October 2012.

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