EXPLANATORY MEMORANDUM TO

The Browning Drive, Londonderry (Abandonment) Order (Northern Ireland) 2012

S.R. 2012 No. 211

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 393 square metres of road at the end of Browning Drive, Londonderry adjacent to the Railway Line The rule also requires the retention of any equipment belonging to statutory undertakers in the area to be abandoned and preserves their right to maintain such equipment there.

3. Background

3.1. The abandonment has been requested by Derry City Council and the residents of Browning Drive to facilitate the proposed Greenway Cycle Lane to Peace Bridge.

3.2. The ownership of the bed and soil of the area of road to be abandoned is unregistered. Following the abandonment the land will be taken over by Derry City Council.

4. Consultation

4.1. The PSNI has been consulted and no response has been recieved. Derry City Council is the applicant.

4.2. A notice in respect of the proposed abandonment was published in the local press for 2 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

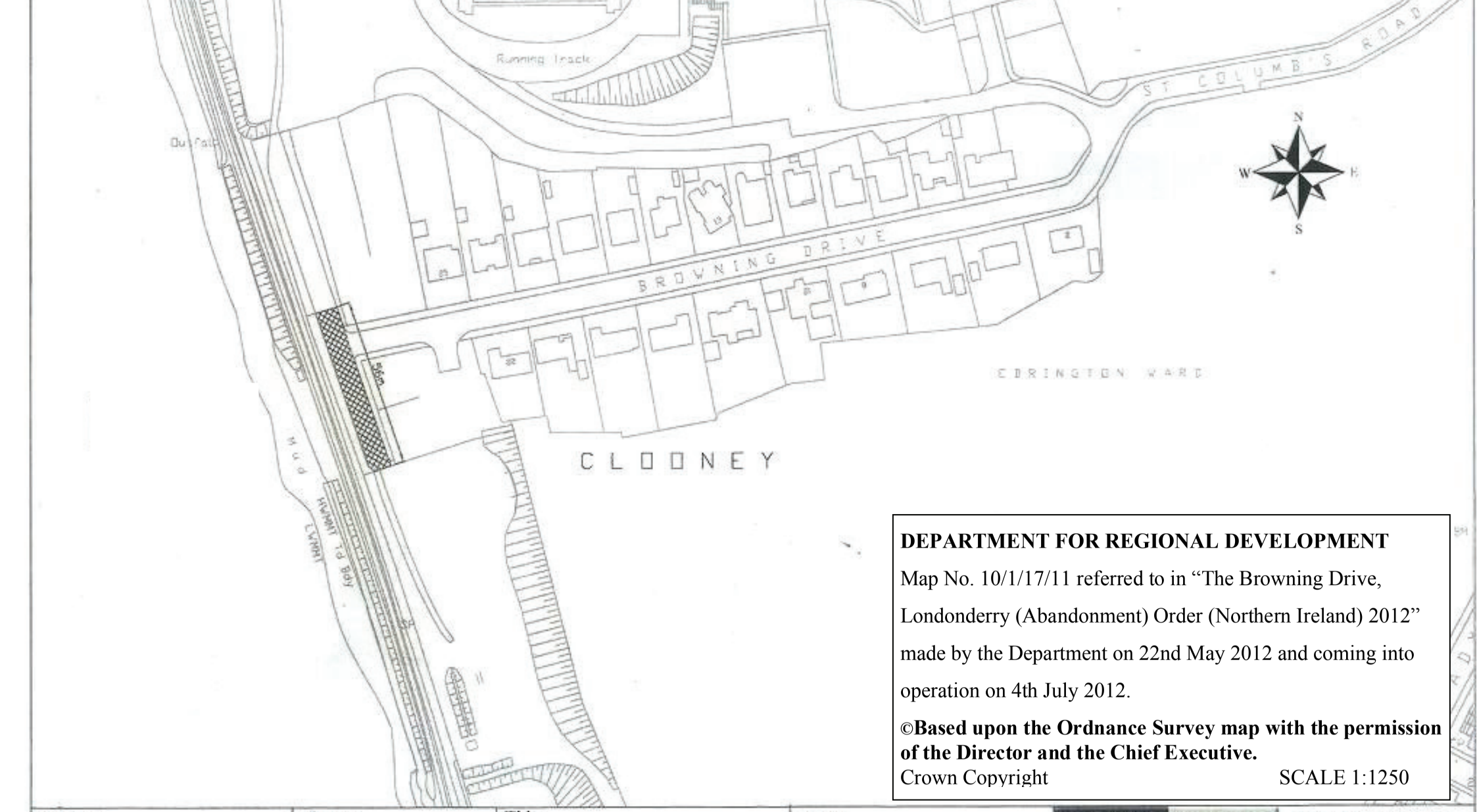
9.1. Not applicable.

10. Parity or Replicatory Measure

10.1. Not applicable.

11. Additional Information

11.1. Not applicable.



DEPARTMENT FOR REGIONAL DEVELOPMENT

Map No. 10/1/17/11 referred to in "The Browning Drive, Londonderry (Abandonment) Order (Northern Ireland) 2012" made by the Department on 22nd May 2012 and coming into operation on 4th July 2012.

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OS Sheet: 3604SW2, 3604SW4	Drawn: CD	Title: Browning Drive Abandonment Map	Client:
Townland: Clooney	Checked:		
Scale: 1:1250	Date: Mar 2011		

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