EXPLANATORY MEMORANDUM TO

The Craigs Road, Carrickfergus (Abandonment) Order (Northern Ireland) 2020

S.R. 2020 No. 102

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 80 square metres of footpath at Craigs Road, Carrickfergus commencing at a point 3 metres north of its junction with Prince Andrew Way, Carrickfergus to the rear of No. 7 Broadlands Park and extending for a distance of 40 metres in a north-easterly direction along the side boundary of No. 123 Craigs Road, after completion of such works as the Department considers necessary to provide alternative facilities.

3. Background

3.1. The abandonment has been requested by a developer so that the area may be incorporated into the garden of the house that has been built on the land adjacent to No. 123 Craigs Road, Carrickfergus. The abandonment will allow work to be completed as per the approved planning application. Following the abandonment a new footway will be constructed.

3.2. The applicant is arranging the transfer of the ownership of the bed and soil of the area to be abndoned to them by Deed of Transfer.

4. Consultation

4.1. The PSNI has been informed and no objection to the abandonment has been received. Mid and East Antrim Borough Council has been advised and no objection has been received.

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. The applicant has signed an undertaking to reimburse the Department and to pay any compensation due as a result of making the Order.

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.