EXPLANATORY MEMORANDUM TO

The Foreglen Road, Dungiven (Abandonment) Order (Northern Ireland) 2022

SR 2022 No. 64

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 an area of 845 square metres of road and verge from the eastern junction of A6 Foreglen Road and U2203 Foreglen Road, Dungiven, extending westward for a distance of 91.7 metres.

2.2. On the coming into operation of the rule, 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 abandonment has been requested by an adjacent landowner in order to provide proper access to his land. The abandoned area of land will be split between the two adjacent landowners and will facilitate access to land.

3.2. The bed and soil of the area of road in question is owned by the Department for Infrastructure.

3.3. Following the abandonment, the bed and soil of the area of road will be declared surplus and disposed of in accordance with the statutory procedures laid down for the disposal of government owned land and split between the two adjacent landowners.

4. Consultation

4.1. The PSNI has been consulted and no objection has been received. Causeway Coast and Glens 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.