EXPLANATORY MEMORANDUM TO

The Glencam Road, Omagh (Abandonment) Order (Northern Ireland) 2009

S.R. 2009 No. 291

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 The purpose of the Rule is to abandon a length of 114 metres of superseded road, extending in a westerly direction from Glencam Road to Gortin Road, Omagh.The Department considers that the road is no longer necessary for road traffic.

3. Background

3.1. The abandonment has been requested by McGinn Developments Ltd, the registered owner of a portion of the bed and soil of the road. The Department is the registered owner of a further portion of the bed and soil and the ownership of the remainder is not registered. Following the abandonment the Department proposes to dispose of its interest in the land.

4. Consultation

4.1. The police have been consulted and have no objections. Omagh District Council was notified about the proposal.

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

R Sherman

3rd August 2009