EXPLANATORY MEMORANDUM TO

The Lisburn Road, Ballynahinch (Abandonment) Order (Northern Ireland) 2011

S.R. 2011 No. 187

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) 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 19 square metres of road adjacent to No. 2 Lisburn Road, Ballynahinch.

3. Background

3.1. The abandonment has been requested by the owner of No. 2 Lisburn Road, who is interested in acquiring this area of road and adjacent land from the Department.

3.2. The area of road to be abandoned was formerly side slope. However, the applicant has carried out works required by the Department so that it no longer forms part of the road structure.

3.3. The Department is the owner of the bed and soil. Following abandonment, the area will be sold to the owner of No. 2 Lisburn Road providing agreement is reached on the sale of the complete plot of land.

4. Consultation

4.1. The PSNI has been consulted and has no objection. Down District Council has been notified and has not responded.

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.