EXPLANATORY MEMORANDUM TO

The North Circular Road and Tarry Lane, Lurgan (Abandonment) Order (Northern Ireland) 2012

S. R. 2012 No. 31

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 The purpose of the rule is to abandon an area of 783 square metres of superseded road at North Circular Road, Lurgan commencing at a point 7.3 metres east of its junction with Tarry Lane and extending for a distance of 125.5 metres in a south-easterly direction.

3. Background

3.1. The area of road to be abandoned lies between two areas of land at St. Colman's Cemetary, Lurgan. The abandonment has been requested by solicitors acting on behalf of the Trustees of St. Peters Church and will regularise the situation on the ground. Ownership of the land is unregistered and following the abandonment, the bed and soil will revert to the Trustees of St. Peters Church as the adjacent frontagers. The Department is of the opinion that the road is not necessary and that another road is available which provides alternative facilities for road traffic.

4. Consultation

4.1. The PSNI has been consulted and has no objection. Craigavon Borough Council has also been advised of the scheme. A Notice in respect of the proposed abandonment was published in the local press for 2 successive weeks and statutory undertakers notified of the proposal. No objections have been 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.

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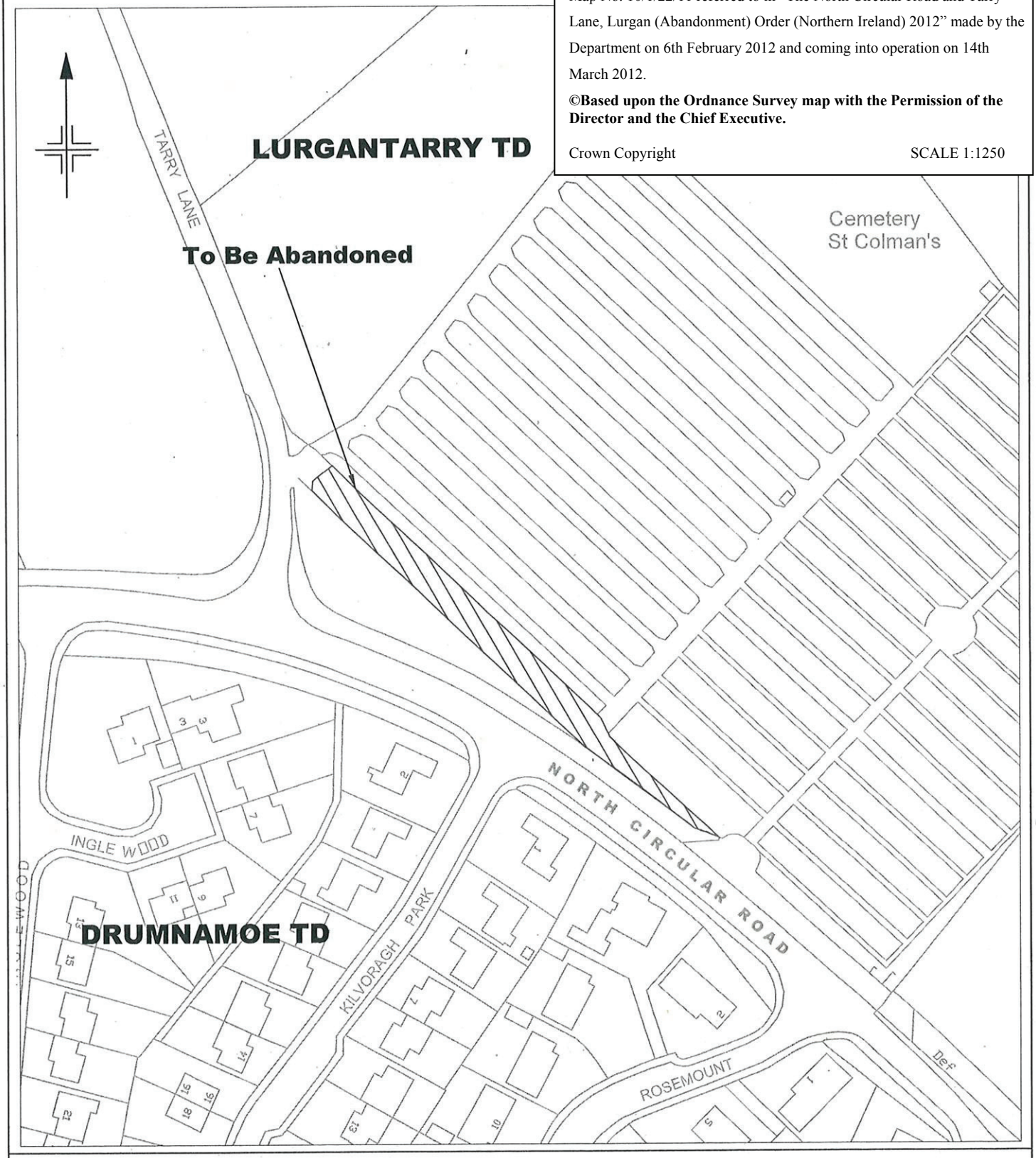
DEPARTMENT FOR REGIONAL DEVELOPMENT

Map No. 10/1/22/11 referred to in "The North Circular Road and Tarry Lane, Lurgan (Abandonment) Order (Northern Ireland) 2012" made by the Department on 6th February 2012 and coming into operation on 14th March 2012.

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ABANDONMENT AT NORTH CIRCULAR ROAD LURGAN

O.S. Map No 182–03–NW4

Date: January 2011

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