EXPLANATORY MEMORANDUM TO

The Northwood, Lurgan (Footway) (Abandonment) Order (Northern Ireland) 2010

S.R. 2010 No. 318

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 4.1 square metres of footway adjacent to No. 13 Northwood, Lurgan.

3. Background

3.1. The Department proposes to abandon the area of road on completion of works to provide alternative facilities for road traffic. The remaining footway will be widened to 1.5 metres whilst retaining the minimum 5.5 metres width for the turning head.

3.2. The abandonment has been requested by Frank O'Loughlin, Architect on behalf of the owner of No. 13 Northwood who intends to incorporate it into the curtilage of his site.

3.3. The owners of the bed and soil of the area of road in question are Charles Lavery & Sons Ltd, 12 Kilmaine Street, Lurgan, Craigavon. Once the abandonment process is completed the land will revert to them and the owner of 13 Northwood has agreed with the landowners that he will purchase the land.

4. Consultation

4.1. The PSNI has been consulted and has no objections. Craigavon Borough Council was notified about the proposal. 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.

4.2. No objections were received following publication of the notice of intention and posting of the notice on site.

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

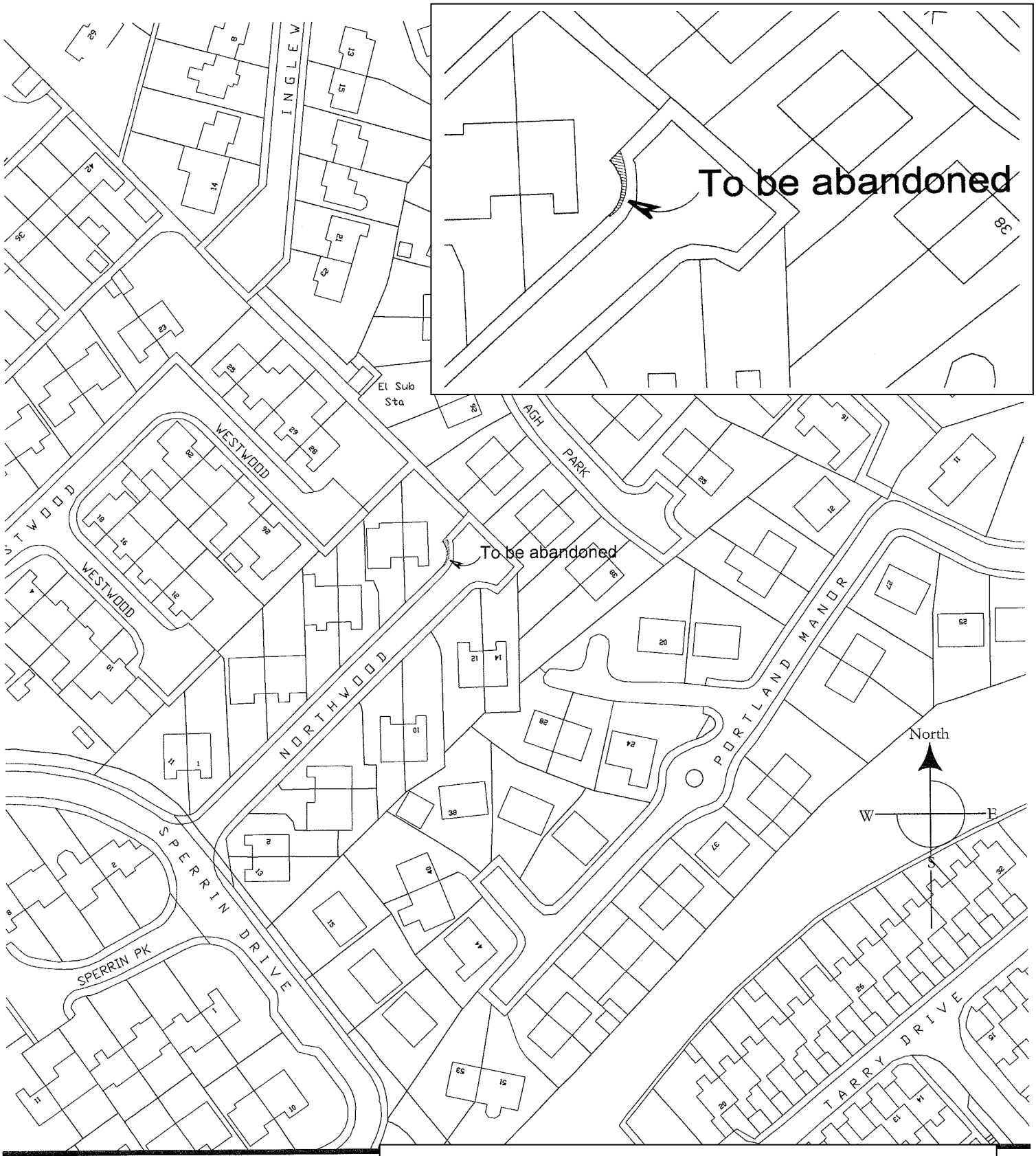
9.1. Not applicable.

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. 10/1/27/09 referred to in "The Northwood, Lurgan (Footway) (Abandonment) Order (Northern Ireland) 2010" made by the Department on 14th September 2010 and coming into operation on 20th October 2010.

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