EXPLANATORY MEMORANDUM TO

The Quay Pass, Enniskillen (Abandonment) Order (Northern Ireland) 2026

S.R. 2026 No. 42

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 182.73 square metres of former road within Quay Lane South Car Park at Quay Pass, Enniskillen.

3. Background

3.1. The abandonment has been requested by the Department to facilitate Fermanagh and Omagh District Council. The area is currently incorporated into Quay Lane South Car Park and is unregistered. The Department does not appear to hold any title to the area to be abandoned Following the abandonment the land will revert to Fermanagh and Omagh District Council.

4. Consultation

4.1. The PSNI has been consulted and has no objection to the abandonment. Fermanagh and Omagh District Council has also been notified of the proposed abandonment but has not commented during the consultation period.

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 voluntary bodies.

7. Financial Implications

7.1. The applicant has signed an undertaking to reimburse the Department's costs and expenses and to pay any compensation due as a result of the making of the Rule.

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.