

EXPLANATORY MEMORANDUM TO

The Charlestown Road, Portadown (Abandonment) Order (Northern Ireland) 2009

S.R. 2009 No. 421

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 386 metres of Charlestown Road, Portadown on completion of such works by the developer as the Department considers necessary for the provision of alternative facilities for road traffic.

3. Background

- 3.1. The abandonment has been requested by Almac Sciences who intend to redevelop the site on either side of the existing road. The developer owns part of the bed and soil of the length of road involved and the Department for Social Development is the registered owner of the remainder, which is to be acquired by the developer once the abandonment process is completed. On completion of the abandonment the length of road in question shall cease to be maintainable by the Department and the public right of way over it shall be extinguished.

4. Consultation

- 4.1. The PSNI has been consulted and has no objections. Craigavon Borough Council and the statutory undertakers were notified of the proposal. An objection was received from NIE but subsequently withdrawn.
- 4.2. A notice in respect of the proposed abandonment was published in the local press for 2 successive weeks. 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.