

EXPLANATORY MEMORANDUM TO

The Limestone Road Area, Belfast (Abandonment) Order (Northern Ireland) 2013

S. R. 2013 No. 27

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 five areas totalling 1145.812 square metres of road comprising footways and alleyways at Alexander Avenue, Clonchattan Street, Limestone Road, Parkend Street and Parkside Gardens, all in the Limestone Road area of Belfast. On the coming into operation of the abandonment the areas of road in question shall cease to be maintainable by the Department and the public right of way over them shall be extinguished.

3. Background

- 3.1. The abandonment is intended to facilitate a housing development promoted by the Northern Ireland Housing Executive (NIHE). The NIHE has already extinguished the public right of way over the other land in the area which is within its ownership in order to allow the scheme to proceed. However, as the bed and soil of the areas to be abandoned are not owned by the NIHE the Department has been asked to complete an abandonment Order.
- 3.2. The abandonment has been requested by Taylor and Boyd, Consulting Structural and Civil Engineers, on behalf of the housing association responsible for the housing development. Work on the scheme has already commenced on the ground.

4. Consultation

- 4.1. Phoenix Natural Gas Ltd and Northern Ireland Electricity Ltd initially objected to the proposed abandonment but subsequently withdrew their objections.
- 4.2. In Accordance with the statutory consultation process Belfast City Council has been advised of the proposed abandonment. A Notice in respect of the proposed abandonment was published in the local press for 2 successive weeks and statutory undertakers were notified of the proposal. No objection was received following completion of the statutory consultation process.

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.

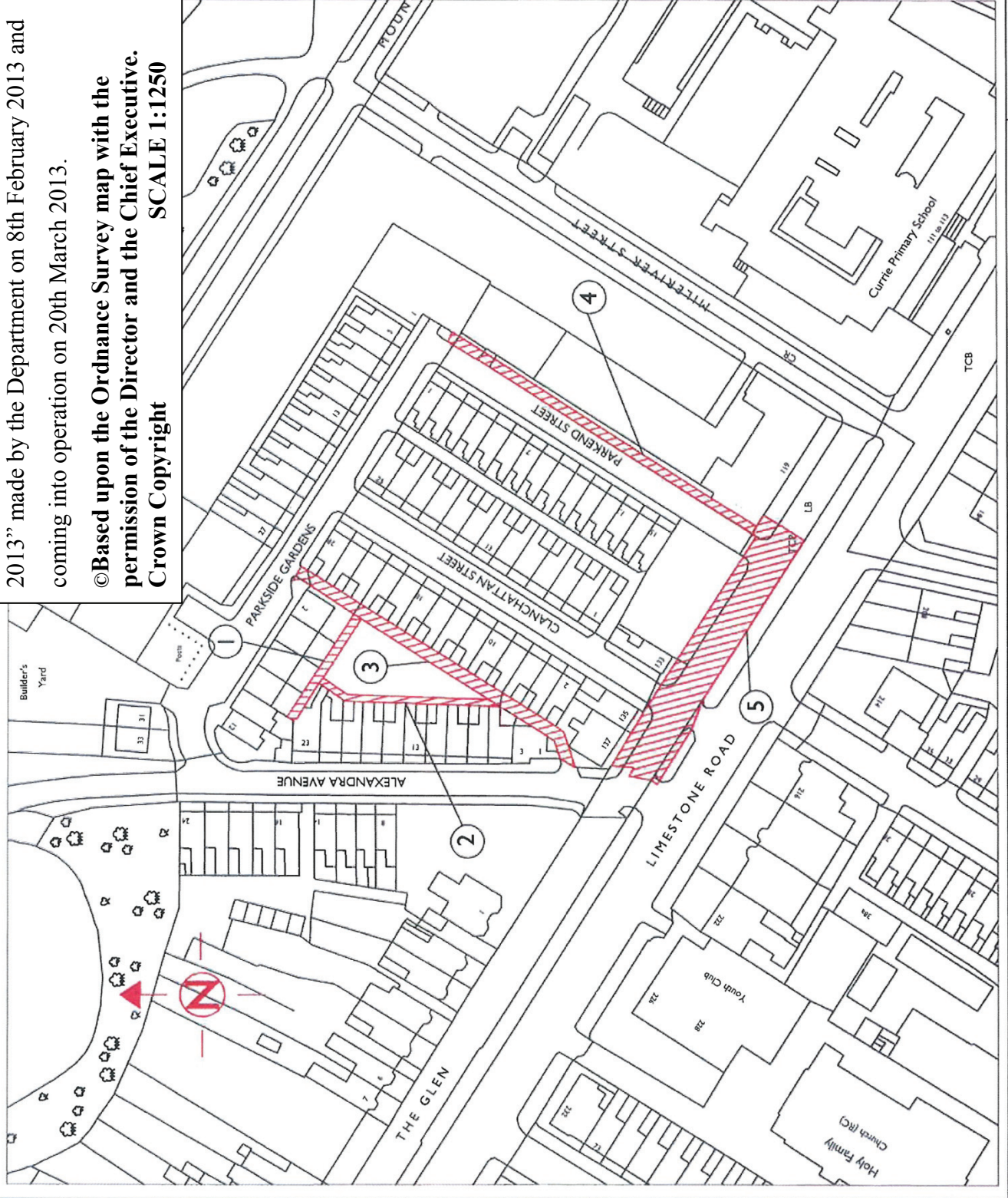
11. Additional Information

- 11.1. Not applicable.

DEPARTMENT FOR REGIONAL DEVELOPMENT

Map No. 10/1/19/12 referred to in "The Limestone Road Area, Belfast (Abandonment) Order (Northern Ireland) 2013" made by the Department on 8th February 2013 and coming into operation on 20th March 2013.

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PLOT No.	AREA TO BE ABANDONED
1	54,592 sq.m.
2	59,907 sq.m.
3	211,503 sq.m.
4	165,287 sq.m.
5	654,523 sq.m.

NO.	REVISION	DATE
Project		
PARKSIDE PHASE 1		
LIMESTONE ROAD BELFAST		
Title		
AREA TO BE ABANDONED		
FILE NO.	DESIGNED	Date
DRAWN	CHECKED	Date
TRACED	I.McB	APPROVED
Draw. No.	O.S.130/09NE1 & 3	
Scale	1/1250	
		Revision
		date 30/10/12

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