
STATUTORY INSTRUMENTS

1980 No. 1086

Private Streets (Northern Ireland) Order 1980

PART IV

MAKING-UP OF PRIVATE STREETS

Appeals regarding street works expenses

16.—(1) Subject to the provisions of this Article, a person from whom the Department proposes to recover under this Part any expenses incurred by it in executing street works may, within 28 days from the date on which a demand for the payment of the expenses or any part thereof was first served on him under Article 15 and after serving notice of the appeal on the Department, appeal to court of summary jurisdiction on all or any of the following grounds, namely:—

- (a) that he is not the responsible person or, as the case may be, the person liable under the provisions of this Order;
- (b) that the street is not a private street;
- (c) that the works carried out are insufficient or unreasonable;
- (d) that the expenses are excessive;
- (e) that the amount charged should be reduced under Article 14(3) on the ground that it is disproportionate to the benefit derived from the execution of the street works;
- (f) that the expenses of the street works have not been apportioned in accordance with the provisions of this Order.

(2) On an appeal under paragraph (1), no question may be raised by any person which might have been raised by that person on an appeal under any other provision of this Order.

Changes to legislation:

There are currently no known outstanding effects for the Private Streets (Northern Ireland) Order 1980, Section 16.