

## **EXPLANATORY MEMORANDUM TO**

### **The Cascum Lane (U4466), Banbridge (Abandonment) Order (Northern Ireland) 2010**

**S. R. 2010 No. 403**

#### **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 The purpose of the Rule is to abandon 1748 square metres of superseded road at Cascum Lane (U4466), Banbridge. On the coming into operation of the Rule the area of road in question shall cease to be maintainable by the Department and the public right of way over it shall be extinguished.

#### **3. Background**

- 3.1. The abandonment has been requested by Stoney Properties Limited. They wish to incorporate the area of road in question into their property.
- 3.2. The bed and soil of the area of road in question is partly owned by the applicant with the remainder owned by the Department. Following the abandonment the land owned by the Department will be declared surplus and purchased by Stoney Properties Limited

#### **4. Consultation**

- 4.1. The PSNI has been consulted and has no objection. Banbridge District 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. 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**

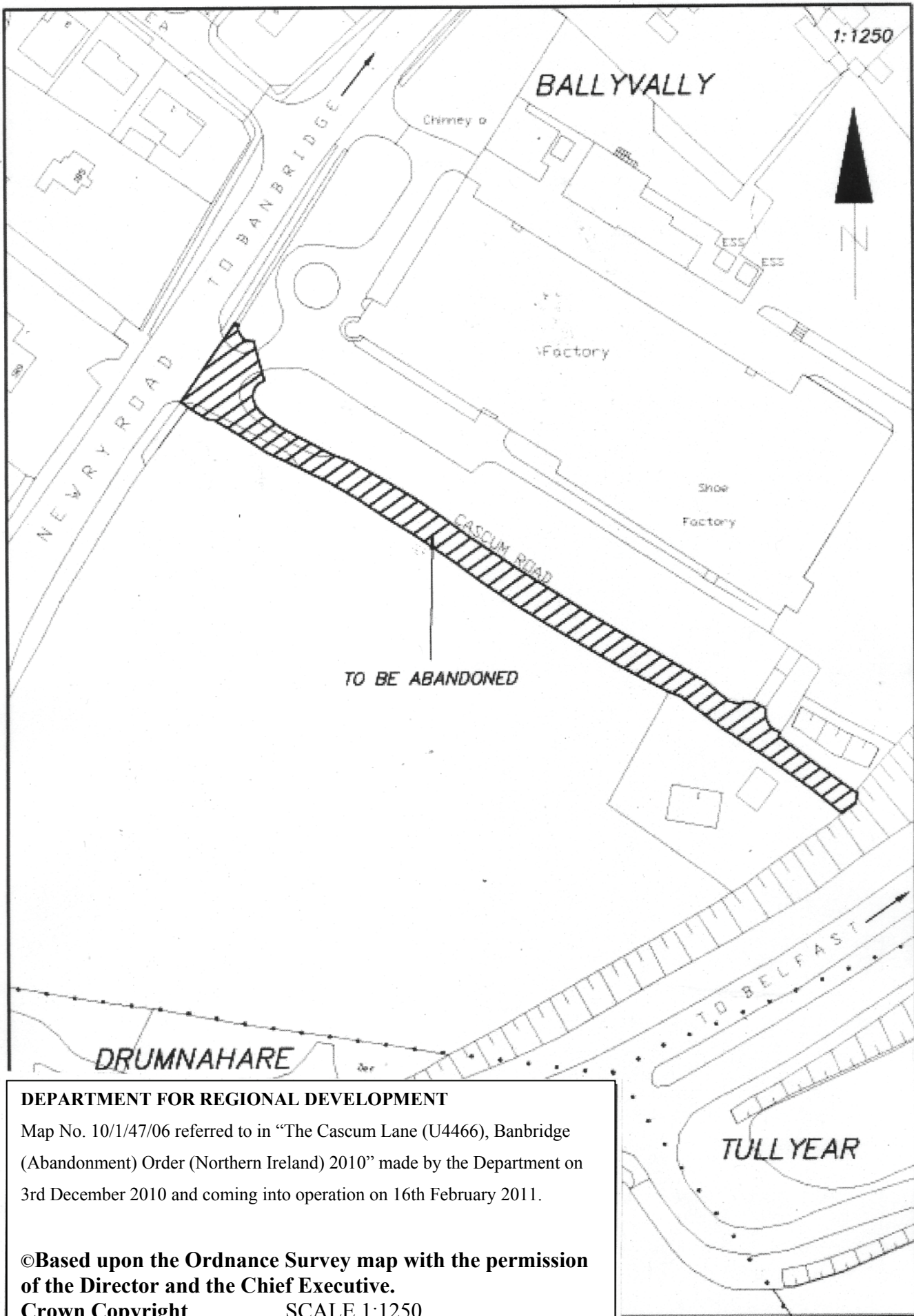
9.1. Not applicable.

**10. Parity or Replicatory Measure**

10.1. Not applicable.

**11. Additional Information**

11.1. Not applicable.



**DEPARTMENT FOR REGIONAL DEVELOPMENT**

Map No. 10/1/47/06 referred to in "The Cascum Lane (U4466), Banbridge (Abandonment) Order (Northern Ireland) 2010" made by the Department on 3rd December 2010 and coming into operation on 16th February 2011.

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