

EXPLANATORY MEMORANDUM TO

The Former Route C646 Killyliss Road, Dungannon (Abandonment) Order (Northern Ireland) 2016

S. R. 2016 No. 40

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 90 metre length of the former Killyliss Road, Dungannon. The Department is of the opinion that another road is available which provides alternative facilities for road traffic.

3. Background

- 3.1. The length of road in question was superseded following the realignment of the road as a result of the A4 dualling. The roadbed is currently incorporated into the frontage of Ewing Bros. Transport, a local business. The bed and soil of the length to be abandoned is owned by the Department and following the abandonment the land will be disposed of in accordance with the statutory procedures laid down for the disposal of government owned land.

4. Consultation

- 4.1. The PSNI has been consulted and has no objection. Mid Ulster District Council was also advised of the proposed abandonment but no acknowledgement was received.
- 4.2. A notice in respect of the proposed abandonment was published in the local press for two successive weeks. In addition, a notice was posted on site and the statutory undertakers, neighbouring landowners and frontagers were consulted as part of the formal consultation process. Following publication of the notice, 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.