

## **EXPLANATORY MEMORANDUM TO**

### **The Meadow Lane, Portadown (Abandonment) Order (Northern Ireland) 2017**

#### **S. R. 2017 No. 195**

#### **1. Introduction**

- 1.1. This Explanatory Memorandum has been prepared by the Department for Infrastructure 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 an area of 350 square metres of road comprising carriageway and footway adjacent to Meadow Lane, Portadown.
- 2.2. The area of road in question will be abandoned after completion of such works as the Department considers necessary. The area of road in question shall then 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 Northern Ireland Water Limited to allow the provision of a control kiosk and the installation of an underground storm storage tank plus the erection of a 1.95 metres high paladin fence.
- 3.2. It is proposed that the existing carriageway and footway will be scarified and grassed over and then realigned accordingly. Following the abandonment the land will revert to the Armagh City, Banbridge & Craigavon Borough Council as owner of the bed and soil of the area to be abandoned.
- 3.3. The Council has agreed to facilitate the scheme on the understanding that the Department will adopt the replacement road upon satisfactory completion of the works.

#### **4. Consultation**

- 4.1. The PSNI has been consulted and has no objection. Armagh City, Banbridge & Craigavon Borough Council has also been advised of the proposed abandonment.
- 4.2. In accordance with the statutory consultation process 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 were notified of the proposal. No objections have been 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.