

## **EXPLANATORY MEMORANDUM TO**

### **The Former Derriaghy Road, Lisburn (Abandonment) Order (Northern Ireland) 2017**

#### **S.R. 2017 No. 21**

#### **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 The purpose of the Rule is to abandon an area of 1056 square metres of superseded road running parallel to the North Lisburn Feeder, Route A513 in the townland of Aghalislone, Lisburn extending in a south-westerly direction from a point 6.4 metres west of its junction with Derriaghy Road (Route C005).

#### **3. Background**

- 3.1. When the North Lisburn Feeder was constructed the Derriaghy Road was realigned to form a new junction with the new road. This resulted in a section of the former Derriaghy Road, which traffic would have used prior to the creation of the new junction, being deemed no longer necessary for road traffic and it is this area that the Department is proposing to abandon.

#### **4. Consultation**

- 4.1. The PSNI was consulted but no response was received. The former Lisburn City Council was notified of the scheme and an acknowledgement was received on 12 May 2008. A further notification was sent to the Council on 16 April 2010.
- 4.2. Following the initial consultations with statutory undertakers an objection to the proposed abandonment dated 27 May 2009 was received from Northern Ireland Electricity Limited (NIE). Following extensive negotiations between the Department and NIE the objection was withdrawn on 28th September 2016.
- 4.3. 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 other objections or representations have been received.
- 4.4. Due to the length of time it took to resolve NIE's objection the Department has confirmed that there are no changes and that the frontagers and adjacent landowners remain the same.

## **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.