
STATUTORY INSTRUMENTS

2002 No. 3153

The Environment (Northern Ireland) Order 2002

PART IV

AREAS OF SPECIAL SCIENTIFIC INTEREST

Powers of Department

Power to make byelaws for ASSI

- 45.**—(1) The Department may make byelaws for the protection of an ASSI.
- (2) Byelaws under this Article may in relation to land included in an ASSI—
- (a) prohibit or restrict the use of the land, either generally or in a manner specified in the byelaws, by traffic of any description so specified;
 - (b) prohibit or restrict, either generally or in a manner specified in the byelaws, the use of mechanically-propelled vessels on watercourses in, or whose shores lie within, any such land;
 - (c) regulate or prohibit the lighting of fires on the land;
 - (d) regulate or prohibit the taking away of soil, turf, sand or minerals of any description from the land;
 - (e) make provision for securing that persons resorting to the land will so conduct themselves as to avoid undue interference with the enjoyment of the land by other persons.
- (3) Before making any byelaws under this Article the Department shall consult the Council.
- (4) Byelaws under this Article shall not interfere with—
- (a) the exercise by any person of a right vested in him as owner or occupier of any land;
 - (b) the exercise of any public right of way in relation to any land; or
 - (c) the exercise of any statutory functions of any public body in relation to any land.
- (5) The Department may authorise persons appointed or employed to enforce byelaws made under this Article to take any action necessary for that purpose.
- (6) In particular, any person authorised under paragraph (5) may, after due warning, remove or exclude a person from any land included in an ASSI who contravenes, or whom he reasonably suspects of contravening, the byelaws relating to that ASSI.