

2018 No. 29

ROADS

The Private Accesses on the A1 Banbridge Bypass (Stopping-Up) Order (Northern Ireland) 2018

Made - - - - - *14th February 2018*

Coming into operation - *28th March 2018*

The Department for Infrastructure^(a) makes the following Order in exercise of the powers conferred by Article 69(1)(a) of the Roads (Northern Ireland) Order 1993^(b) and now vested in it^(c).

The Department considers that the use of 4 private means of access from the road specified in column (2) of the Schedule to this Order to the lands at the locations described in relation thereto in column (3) of that Schedule are likely to cause danger to, or interfere unreasonably with, traffic on that road.

The Department, in accordance with Article 69(2)(a) of the Roads (Northern Ireland) Order 1993, is satisfied that access from the road to the lands is not reasonably required.

Notice has been published and served in compliance with paragraphs 1, 2 and 3 of Schedule 5 to that Order.

No objection has been received.

Citation and commencement

1. This Order may be cited as The Private Accesses on the A1 Banbridge Bypass (Stopping-Up) Order (Northern Ireland) 2018 and shall come into operation on 28th March 2018.

Stopping up of Private Accesses

2. The private accesses specified in the Schedule shall be stopped-up to road traffic at the lines described in that Schedule.

(a) 2016 c. 5 (N.I.)
(b) S.I. 1993/3160 (N.I. 15)
(c) S.R. 1999 No. 481 Article 6(d) and Schedule 4 Part IV

Sealed with the Official Seal of the Department for Infrastructure on 14th February 2018

(L.S.)

G F McKenna
A senior officer of the Department for Infrastructure

SCHEDULE

Article 2

PRIVATE ACCESSES TO BE STOPPED-UP

<i>Column (1)</i>	<i>Column (2)</i>	<i>Column (3)</i>
1.	The A1 Banbridge Bypass (field access)	On the north side at a line commencing 435 metres west-south-west of the centre of the Rathfriland Road overbridge for a distance of 5 metres in a south-westerly direction more particularly delineated and marked AI-AJ on map number IN1/17/730581/1.
2.	The A1 Banbridge Bypass (field access)	On the south side at a line commencing 391 metres west-south-west of the centre of the Rathfriland Road overbridge for a distance of 5 metres in a south-westerly direction more particularly delineated and marked AK-AL on map number IN1/17/730581/1.
3.	The A1 Banbridge Bypass (private access)	On the north side at a line commencing 113 metres south-west of the centre of the Castlewellan Road overbridge for a distance of 5 metres in a south-westerly direction more particularly delineated and marked AO-AP on map number IN1/17/730581/2.
4.	The A1 Banbridge Bypass (field access)	On the south side at a line commencing 114 metres south-west of the centre of the Castlewellan Road overbridge for a distance of 8 metres in a south-westerly direction more particularly delineated and marked AQ-AR on map number IN1/17/730581/2.

Copies of the maps have been deposited at the Department's Headquarters, Room 301, Clarence Court, 10-18 Adelaide Street, Belfast and at DfI Roads Southern Division, Marlborough House, Central Way, Craigavon.

EXPLANATORY NOTE

(This note is not part of the Order)

This Order provides for the stopping-up to road traffic of the private accesses to the A1 Banbridge Bypass detailed in the Schedule.

Any person who acts in contravention of the Order shall be guilty of an offence and shall be liable on summary conviction to a fine not exceeding level 3 on the standard scale (£1000).

Articles 19 and 69(7) of the Roads (Northern Ireland) Order 1993 (S.I. 1993 No. 3160 (N.I. 15)) provide that where access to any land has been stopped-up in pursuance of an order made under Article 69 and any person has suffered damage in consequence thereof by the depreciation of any estate in the land to which they are entitled or by being disturbed in their enjoyment of the land, that person shall be entitled to recover from the Department compensation in respect of that damage.