

## **EXPLANATORY MEMORANDUM TO**

### **The Annesborough Industrial Estate, Lurgan (Abandonment) Order (Northern Ireland) 2024**

#### **SR 2024 No. 8**

#### **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 eleven areas of road and footpath totalling 1728 square metres at Annesborough Industrial Estate, Lurgan.
- 2.2. On the coming into operation of the Rule, the areas in question shall cease to be maintainable by the Department and the public right of way over them shall be extinguished.

#### **3. Background**

- 3.1. The abandonment has been requested to facilitate proposed new units and the storage of plant/machinery. The areas to be abandoned are owned by a third party and following the abandonment the land will revert to them.

#### **4. Consultation**

- 4.1. The PSNI has been consulted and has no objection to the abandonment. Armagh City, Banbridge and Craigavon Borough Council has also been advised of the proposed abandonment and no objection has been received.
- 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. Following the advertisement of the notice in the local press, two objections were received. One objection was subsequently withdrawn.
- 4.3. The remaining objection was considered and the Department responded to the objector but the objection was not withdrawn. The Department is satisfied that the appropriate processes have been followed in relation to the proposed abandonment and that the issues raised by the objector have been fully addressed.

#### **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. The applicant has signed an undertaking to reimburse the department's costs and expenses and to pay any compensation due as a result of making the Rule.

## **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.