

EXPLANATORY MEMORANDUM TO

The Barbour Gardens and Kingsway, Dunmurry (Abandonment) Order (NI) 2009

S.R. 2009 No. 300

1. Introduction

- 1.1. This Explanatory Memorandum has been prepared by the Department for Regional Development 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 32.2 square metres of grass verge on the south-western side of Barbour Gardens and adjacent to No. 105 Kingsway, Dunmurry.

3. Background

- 3.1. The Abandonment has been requested by owners of the adjacent properties and the area is intended to be used to allow access when the properties are re-developed.

4. Consultation

- 4.1. The police have been consulted and have no objection to the scheme. Lisburn City Council have also been notified. A notice in respect of the proposed abandonment was published in the local press for 2 successive weeks, a notice was posted on site and statutory undertakers notified of the proposal.

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.

R Sherman

24th August 2009