

2012 No. 304

ROADS

**The Private Accesses on the A5 Western Transport Corridor
(Stopping-Up) Order (Northern Ireland) 2012**

Made - - - - *25th July 2012*

Coming into operation - *9th October 2012*

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

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

The Department, in accordance with Article 69(2)(b) of that Order, is satisfied that another reasonably convenient means of access to the lands will be provided.

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 A5 Western Transport Corridor (Stopping-Up) Order (Northern Ireland) 2012 and shall come into operation on 9th October 2012.

Application

2.—(1) The Department shall carry out works as it considers necessary for the provision of a new means of access from each of the roads specified in column (2) of the Schedule to the lands specified in relation thereto in column (3) of that Schedule.

(2) On completion of the works mentioned in paragraph (1), the private means of access from the roads specified in column (2) of the Schedule to the lands specified in relation thereto in column (3) in that Schedule shall be stopped-up to road traffic at the lines specified in that Schedule.

(a) S.I. 1999/283 (N.I. 1) Article 3(1)

(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 Regional Development on 25th July 2012

(L.S.)

D J Millar

A senior officer of the Department for Regional Development

SCHEDULE

Article 2

THE PRIVATE ACCESSES FROM THE A5 WESTERN TRANSPORT CORRIDOR TO BE STOPPED-UP TO ROAD TRAFFIC

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>
1.	A4 Annaghilla Road, Drumcorke, Ballygawley	On the south-east side of Annaghilla Road, from a point 95 metres south-west of its junction with C651 Ballynany Road to a point 86 metres south-west of that junction, more particularly delineated and marked A-B on Map No. 1 (Drawing No. 796036/D70/06)
2.	A4 Annaghilla Road, Drumcorke, Ballygawley	On the south-east side of Annaghilla Road, from a point 75 metres south-west of its junction with C651 Ballynany Road to a point 70 metres south-west of that junction, more particularly delineated and marked C-D on Map No. 1 (Drawing No. 796036/D70/06)

A copy of the map has been deposited at the Department's Roads Service offices, Headquarters, Room 213, Clarence Court, 10-18 Adelaide Street, Belfast; and Roads Service Western Division, County Hall, Drumragh Avenue, Omagh, County Tyrone.

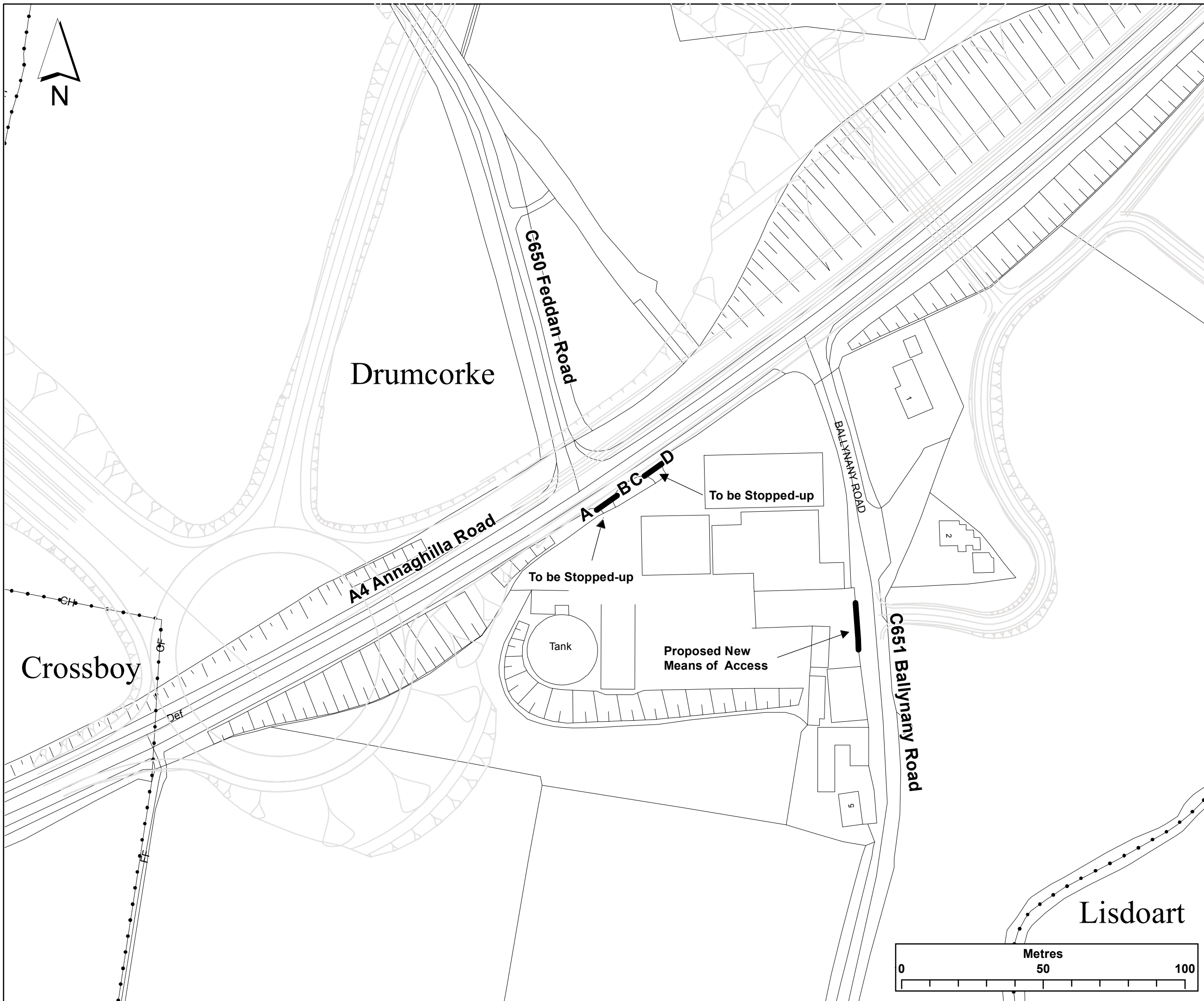
EXPLANATORY NOTE

(This note is not part of the Order)

This Order provides for the stopping-up to road traffic of the private accesses from the A4 Annaghilla Road, Ballygawley to the lands 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 he is entitled or by being disturbed in his enjoyment of the land, he shall be entitled to recover from the Department compensation in respect of that damage.



Notes
 ACCESS TO BE STOPPED-UP:
 A — B Private Access off Annaghilla Road, Drumcorke, Ballygawley
 C — D Private Access off Annaghilla Road, Drumcorke, Ballygawley

MAP 1

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VER	DATE	DESCRIPTION	DRAWN	CHKD	APPD
A	14/03/2012	FIRST ISSUE	PK	BA	SM
B	02/05/2012	SECOND ISSUE	PK	BA	SM
C	17/07/2012	THIRD ISSUE	PK	BA	SM

Client



Department for
Regional Development
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Project

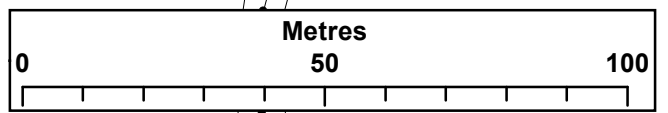


Drawing Title
STOPPING UP OF PRIVATE ACCESSES

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Scale @ A3 1:1250	Purpose of Issue INFORMATION
Drawing No 796036/D70/06	Version C