

2022 No. 93

ROADS

**The Private Accesses on the A6 Castledawson By-Pass
(Stopping-Up) Order (Northern Ireland) 2022**

Made - - - - *10th March 2022*

Coming into operation - *1st April 2022*

The Department for Infrastructure^(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 private means of access from the road specified in column (2) of Schedule 1 to the land described in relation thereto in column (3) of that Schedule and three private means of access from the roads specified in column (2) of Schedule 2 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)(a) of that Order, is satisfied that access from the roads to the lands specified in Schedule 1 is not reasonably required.

The Department, in accordance with Article 69(2)(b) of the Roads (Northern Ireland) Order 1993, is satisfied that other reasonably convenient means of access to the land specified in Schedule 2 will be provided.

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

One objection has been received and duly considered.

Citation and commencement

1. This Order may be cited as the Private Accesses on the A6 Castledawson By-Pass (Stopping-Up) Order (Northern Ireland) 2022 and shall come into operation on 1st April 2022.

(a) Formerly the Department for Regional Development; see section 1(6) and (11) of, and Schedule 1 to, the Departments Act (Northern Ireland) 2016 (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

Stopping-up of private accesses

2. The private means of access from the length of road specified in column (2) of Schedule 1 to the land specified in relation thereto in column (3) in that Schedule shall be stopped-up to road traffic at the lines specified in that Schedule.

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

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

Sealed with the Official Seal of the Department for Infrastructure on 10th March 2022

(L.S.)

Mary Toner

A senior officer of the Department for Infrastructure

SCHEDULE 1

Article 2

PRIVATE ACCESSES TO BE STOPPED-UP — NO ALTERNATIVE ACCESS TO BE PROVIDED

<i>Column (1)</i>	<i>Column (2)</i>	<i>Column (3)</i>
1.	A6 Castledawson By-Pass (Eastbound carriageway) Tamnadeese Townland	On the north side of the former A6 Castledawson By-Pass at a line commencing at a point 255 metres west of its junction with the former Annaghmore Road (North) and extending for a distance of 5 metres in a westerly direction, more particularly delineated, coloured red and marked A-B on Map No. IN1/20/33888.
2.	A6 Castledawson By-Pass (Eastbound carriageway) Annaghmore Townland	On the north side of the former A6 Castledawson By-Pass at a line commencing at a point 94 metres east of its junction with the former Annaghmore Road (North) and extending for a distance of 6 metres in an easterly direction, more particularly delineated, coloured red and marked C-D on map number IN1/20/33898.
3.	A6 Castledawson By-Pass (Eastbound carriageway) Annaghmore Townland	On the north side of the former A6 Castledawson By-Pass at a line commencing at a point 331 metres west of its junction with the former Bellshill Road (North) and extending for a distance of 7 metres in a westerly direction, more particularly delineated, coloured red and marked E-F on map number IN1/20/34043.

Copies of the maps have been deposited at the Department's Headquarters, Room 301, Clarence Court, 10-18 Adelaide Street, Belfast; at the Department's Road and Rivers Northern Division, County Hall, Castlerock Road, Coleraine.

SCHEDULE 2

Article 3

PRIVATE ACCESS TO BE STOPPED-UP — ALTERNATIVE ACCESS TO BE PROVIDED

<i>Column (1)</i>	<i>Column (2)</i>
A6 Castledawson By-Pass (Eastbound carriageway) Tamniaran Townland	On the north side of the former A6 Castledawson By-Pass at a line commencing at a point 75 metres east of the centre line of Moyola Bridge and extending for a distance of 7 metres in an easterly direction, more particularly delineated, coloured red and marked G-H on map number IN1/20/34049.

Copies of the map have been deposited at the Department's Headquarters, Room 301, Clarence Court, 10-18 Adelaide Street, Belfast; at the Department's Road and Rivers Northern Division, County Hall, Castlerock Road, Coleraine.

EXPLANATORY NOTE

(This note is not part of the Order)

This Order provides for the stopping-up to road traffic of the private accesses on the A6 Castledawson By-Pass from between Castledawson and Toome to the lands detailed in the Schedules.

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.