

2022 No. 265

ROADS

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

Made - - - - - *25th October 2022*

Coming into operation *16th November 2022*

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 a private means of access from the road specified in the Schedule is likely to cause danger to, or interfere unreasonably with, traffic on that road.

The Department, in accordance with Article 69(2)(b) of the Roads (Northern Ireland) Order 1993, is of the opinion that another road is available which provides alternative facilities for road traffic.

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 Access on the A6 Toome By-Pass (Stopping-Up) Order (Northern Ireland) 2022 and shall come into operation on 16th November 2022.

Stopping-Up of private access

2. The private means of access from the length of road specified in the Schedule shall be stopped-up to road traffic at the line specified in the Schedule.

Sealed with the Official Seal of the Department for Infrastructure on 25th October 2022

(L.S.)

Elizabeth Loughran
A senior officer of the Department for Infrastructure

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

SCHEDULE

Article 2

PRIVATE ACCESS TO BE STOPPED UP

The private access on the north side of the A6 Toome By-Pass at a point 847 metres east of the new Creagh Junction Overbridge extending for a distance of 6 metres in an easterly direction, more particularly delineated and shown by the line marked A-B on map number IN1/21/633780.

A copy of the map has been deposited at the Department's Headquarters, Room 301, Clarence Court, 10-18 Adelaide Street, Belfast and at DfI Roads 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 a private access on the A6 Toome By-Pass of land 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.