1988 No. 160

LOCAL GOVERNMENT

Local Government (Modification of Strangford Lough Ferry Act) Order (Northern Ireland) 1988

Made	*22nd April 1988*
Coming into operation . .	*6th June 1988*

WHEREAS by the Local Government (Transfer of Functions — Roads Etc.) Order (Northern Ireland) 1973(**a**) the functions formerly exerciseable by the Down County Council under the Down County Council (Strangford Lough Ferry) Act (Northern Ireland) 1967(**b**) (hereinafter referred to as "the Act of 1967") were transferred to the Ministry of Development on the 1st October 1973;

AND WHEREAS those functions include the power to make Bye-laws and are now exerciseable by the Department of the Environment (hereinafter called "the Department")(**c**);

AND WHEREAS sections 13, 19(4) and 39(2) of the Act of 1967 relating to the confirming of Bye-laws made by the Down County Council are no longer appropriate(**d**);

AND WHEREAS it appears to the Department to be necessary or expedient to modify the procedure for making Bye-laws under the Act of 1967;

NOW THEREFORE the Department as the Department concerned with the functions to which the Act of 1967 relates and in exercise of the powers conferred by section 134(1) and (2) of the Local Government Act (Northern Ireland) 1972(**e**) and of all other powers enabling it in that behalf, hereby makes the following Order:—

Citation and commencement

1. This Order may be cited as the Local Government (Modification of Strangford Lough Ferry Act) Order (Northern Ireland) 1988 and shall come into operation on 6th June 1988.

(a) S.R. & O. (N.I.) 1973 No. 278 Art. 3
(b) 1967 c. ii (N.I.)
(c) S.R. & O. (N.I.) 1973 No. 504 Art. 4
(d) See S.R. & O. (N.I.) 1973 No. 504 Arts. 4 & 7(1) and S.I. 1976/424 (N.I. 6) Art. 3(1); *see also* S.I. 1982/846 (N.I. 11) Art. 4(1) and S.R. 1987 No. 105 Art. 3
(e) 1972 c. 9 (N.I.)

Application

2. This Order applies to Bye-laws made by the Department under sections 12, 19(3) and 39(1) of the Act of 1967 and section 83 of the Harbours, Docks, and Piers Clauses Act 1847 as applied by section 36 of the Act of 1967.

Modifications

3.—(1) The Act of 1967 shall have effect subject to the modifications referred to in paragraphs (2) and (3).

(2) Sections 13, 19(4) and 39(2) shall cease to have effect.

(3) Section 40(1) shall have effect as if there were substituted for it Articles 4 to 6.

4. Bye-laws to which this Order applies shall not require to be confirmed.

5. Notice of intention to make any such Bye-laws shall be published in at least two newspapers circulating in the locality in which the area to which the Bye-Laws are to apply is situated and the Bye-laws shall not be made before the elapse of a period of one month from the last date of publication.

6. For at least one month before making any such Bye-laws the Department shall deposit a copy of the proposed Bye-laws at the offices of the Department's Roads Service in Downpatrick and Belfast which copy shall at all reasonable hours be open to public inspection without payment.

Sealed with the Official Seal of the Department of the Environment on 22nd April 1988.

(L.S.) *A. Miller*

Assistant Secretary

EXPLANATORY NOTE

(This note is not part of the Order.)

This Order provides for the modification of the procedure for making Bye-laws in the Down County Council (Strangford Lough Ferry) Act (Northern Ireland) 1967.

The modifications remove the anomaly of the Department confirming its own Bye-laws which it is now responsible for making under the said Act. They also provide for public advertisement and inspection of proposed Bye-laws.

1988 No. 161

Roads (Temporary Speed Limit) (Motorway M1) (No. 2) Order (Northern Ireland) 1988

This Order, being of a temporary character, is not printed at length in this volume.