1983 No. 21

ROAD AND RAILWAY TRANSPORT

Level Crossing (Killagan) Order (Northern Ireland) 1983

Made . . . . . 21st February 1983

Coming into operation . . . 22nd March 1983

To be laid before Parliament under paragraph 3(3) of Schedule 1 to the Northern Ireland Act 1974

The Department of the Environment, in exercise of the powers conferred by section 66 of the Transport Act (Northern Ireland) 1967(**a**) and now vested in it(**b**) and of every other power enabling it in that behalf, having received from the railway undertaking an application under the said section 66, hereby makes the following Order:

Citation, commencement and interpretation

1.—(1) This Order may be cited as the Level Crossing (Killagan) Order (Northern Ireland) 1983 and shall come into operation on 22nd March 1983.

(2) In this Order "the crossing" means the Killagan Level Crossing in the townland of Bellaghy and County of Antrim whereby the road known as Killagan Road (No. B 93) is crossed by the railway between Ballymena and Ballymoney stations.

Irish Grid reference 3 D 044162.

Suspension of Railway Acts

2. While this Order remains in force—

(*a*) section 47 of the Railways Clauses Consolidation Act 1845(**c**) (provision in cases where roads are crossed on a level);

(*b*) section 6 of the Railways Clauses Act 1863(**d**) (company to erect lodge at point of crossing);

(*c*) any other transferred provision incorporating requirements to the same or similar effect as those contained in the enactments mentioned in paragraphs (*a*) and (*b*);

shall cease to apply to the crossing.

Provision of automatic equipment

3. The railway undertaking shall at the crossing—

(*a*) provide, maintain and operate the lights and automatic and other devices, excluding traffic signs, specified in Schedules 1 and 2 and shall give notice in writing to the Department of the Environment as soon as the provision thereof is complete;

(*b*) secure the provision, maintenance and operation of the traffic signs specified in Schedule 1 by that Department;

(**a**) 1967 c. 37 (N.I.)
(**b**) Formerly the Ministry of Development: *see* S.R. & O. (N.I.) 1973 No. 504
(**c**) 1845 c. 20
(**d**) 1863 c. 92

(*c*) comply with the conditions and requirements specified in Schedule 2.

Amendment

4. In Schedule 1 to the Northern Ireland Railways (Public Level Crossings) Order 1972(**a**) the reference to Killagan Level Crossing shall cease to have effect so that the provisions of that Order shall cease to apply to the said Level Crossing.

Sealed with the Official Seal of the Department of the Environment for Northern Ireland on 21st February 1983.

(L.S.) *J. M. Irvine*

Assistant Secretary

(**a**) S.R. & O. (N.I.) 1972 No. 172