



Northern Ireland
Assembly

**COMMITTEE FOR
REGIONAL DEVELOPMENT**

OFFICIAL REPORT
(Hansard)

Roads (Miscellaneous Provisions) Bill

19 May 2010

NORTHERN IRELAND ASSEMBLY

COMMITTEE FOR REGIONAL DEVELOPMENT

Roads (Miscellaneous Provisions) Bill

19 May 2010

Members present for all or part of the proceedings:

Miss Michelle McIlveen (Deputy Chairperson)

Mr Allan Bresland

Mr Willie Clarke

Mr Danny Kinahan

Mr Ian McCrea

Mr George Robinson

The Deputy Chairperson (Miss McIlveen):

We turn to the Committee's clause-by-clause scrutiny of the Roads (Miscellaneous Provisions) Bill. I draw members' attention to the text of the two amendments to the Bill that were drafted in response to suggestions from the Committee and agreed by the Department. Those amendments may be discussed in more detail during this item of business.

This part of the meeting is being reported by Hansard for inclusion in the Committee's report. I remind members to ensure that mobile phones are switched off because they interfere with the audio recording.

This is an opportunity for the Committee to consider the Bill, clause by clause, in advance of considering the second draft of our report at our meeting on 26 May 2010. Are members content that we deal with the formal clause-by-clause scrutiny of the Bill?

Members indicated assent.

The Deputy Chairperson:

If, at any stage during this process, members are not content, we can revisit any clause at next week's meeting. I draw members' attention to the Bill, a copy of which is included in the meeting packs. The Bill comprises 10 clauses, and there are three schedules.

Part 1 of the Bill, comprising clauses 1 to 5, deals with permit schemes. Part 2 of the Bill, which comprises clauses 6 and 7, deals with miscellaneous issues that include the holding of inquiries by the Department, as well as prohibition and restriction in respect of public road use in connection with special events — as does schedule 1. Part 3, and schedules 1 to 3, deal with amendments and repeals in respect of previous legislation, as well as when the Bill will come into operation.

I remind members that, throughout the Committee Stage of the Bill, the information that was gathered, the evidence that was provided, the discussions that took place, and the consideration of the first draft of the Committee's report have been structured to reflect the structure of the Bill and the content of each of the clauses and schedules.

Are members content to deal with each of the 10 clauses and three schedules in turn?

Members indicated assent.

Clauses 1 and 2 agreed to.

Clause 3 (Permit regulations)

The Deputy Chairperson:

I beg to move

That the Committee recommend to the Assembly that the clause be amended as follows: In page 4, line 4, leave out subsection (10) and insert

“(10) No regulations to which this subsection applies shall be made unless a draft of the regulations has been laid before, and approved by a resolution of, the Assembly.

(10A) Subsection (10) applies to —

- (a) the first regulations under this section;
- (b) regulations under this section containing any provision which creates a criminal offence or increases a penalty for an existing offence.”

Question put and agreed to.

Clause 3 agreed to.

Clauses 4 to 10 agreed to.

Schedule 1 (Schedule to be inserted as Schedule 3A to the Road Traffic Regulation (Northern Ireland) Order 1997)

The Deputy Chairperson:

I beg to move

That the Committee recommend to the Assembly that the schedule be amended as follows: in page 7, line 13 at end insert

“and for the purpose of this paragraph ‘film’ includes a recording on any medium from which a moving image may by any means be produced.”

Question put and agreed to.

Schedules 1 to 3 agreed to.

The Deputy Chairperson:

Are members content that the decisions that have been taken today be reflected in the revised version of the report, which will be considered by the Committee at its meeting on 26 May 2010?

Members indicated assent.

The Deputy Chairperson:

Are members content for the Committee office to take forward the collation of information for inclusion in the appendices to the report? That information will all have been before the Committee during the Committee Stage of the Bill, and it is extremely lengthy. Are members happy that we do that?

Members indicated assent.

Mr I McCrea:

I would not say that I am overly happy, but we have to do it.

The Deputy Chairperson:

Are members agreed that, because the full report and the appendices will be an extremely large document, the appendices should be produced on CD-ROM and included with the report, rather than printed in full?

Members indicated assent.

The Deputy Chairperson:

Thank you very much.