



Comhairle Contae Fhine Gall

Fingal County Council

**FORM OF NOTICE OF A COMPULSORY PURCHASE ORDER
UNDER SECTION 76 OF AND THE THIRD SCHEDULE TO THE
HOUSING ACT 1966, AS EXTENDED BY SECTION 10 OF THE
LOCAL GOVERNMENT (NO. 2) ACT 1960 (SUBSTITUTED BY
SECTION 86 OF THE HOUSING ACT 1966)
AS AMENDED AND EXTENDED BY THE PLANNING AND
DEVELOPMENT ACTS 2000 – 2009
PLANNING AND DEVELOPMENT ACTS 2000 – 2009
LOCAL GOVERNMENT ACTS 1925 - 2007
ROADS ACTS 1993 – 2007
AND ALL OTHER ACTS THEREBY ENABLING
TO BE PUBLISHED IN ACCORDANCE WITH ARTICLE 4 (a) OF
THE THIRD SCHEDULE TO THE HOUSING ACT 1966
**COMPULSORY ACQUISITION OF LAND
FINGAL COUNTY COUNCIL COMPULSORY
PURCHASE (DONABATE DISTRIBUTOR ROAD)
ORDER 2010****

Fingal County Council (hereinafter referred to as "the Local Authority") in exercise of the powers conferred upon them by Section 76 of the Housing Act 1966 and the Third Schedule thereto, as extended by Section 10 of the Local Government (No. 2) Act 1960 as substituted by Section 86 of the Housing Act 1966 as amended by Section 6 and the Second Schedule to the Roads Act 1993 and as amended and extended by the Planning and Development Acts 2000 - 2009 and the Local Government Act 2001 have made an order entitled as above which is about to be submitted to An Bord Pleanála for confirmation. If confirmed, the Order will authorise the Local Authority to acquire compulsorily the lands described in the First Schedule thereto (entitled Schedule Part I) (including lands acquired temporarily until the completion of the road development to which the scheme relates) for the construction and operation of the Donabate Distributor Road and all necessary, ancillary and consequential associated works in the townlands of Lanestown, Newbridge Demesne, Kilcrea, Donabate, Corballis, Ballalease South, Ballymastone, Rahillion, Ballalease North and Portrane Demesne in the Administrative County of Fingal.

Owners, lessees and occupiers of the lands described in the Schedule will receive individual written notice.

The Order will also authorise the Local Authority to extinguish the public rights-of-way described in Part II of the Schedule thereto (entitled Schedule Part II), by order made by them after they have acquired the land, where the said public rights-of-way are over the land so acquired or any part thereof, or over land adjacent to or associated with the land so acquired or any part thereof. Any objections to the extinguishing of the said public rights-of-way should be made in writing to An Bord Pleanála, 64 Marlborough Street, Dublin 1, before 5.00p.m. on Friday 5th November 2010.

An Environmental Impact Statement has been prepared for the proposed road development, to which the scheme relates and submitted to An Bord Pleanála for approval in accordance with Section 51 of the Roads Acts 1993-2007 and the Planning and Development Acts 2000-2009. A separate notice has been published in respect of this. Evidence in relation to the likely effects on the environment of the proposed development may also be heard at an oral hearing, if held.

The Board may at its discretion, decide not to confirm a Compulsory Purchase Order in respect of the lands if an objection is made in respect of the acquisition by an owner, lessee or occupier of the lands, and not withdrawn until it has caused to be held an oral hearing into the matter and until it has considered the objection(s) and the report of the person who held the oral hearing.

A copy of the Order and of the maps referred to in it may be inspected at the offices of Fingal County Council, County Hall, Swords, Fingal, Co. Dublin and Fingal County Council, Grove Road, Blanchardstown, Fingal, Dublin 15 - Monday to Friday 9.30 a.m. to 1.00p.m and 2.00p.m.to 4.00 p.m. (excluding Bank Holidays) and in Donabate Portrane Community Club, Portrane Road, Donabate, Co. Dublin during normal opening hours from Friday 17th September 2010 to Friday 5th November 2010 (inclusive).

The Compulsory Purchase Order is also available on the Fingal County Council website: www.fingalcoco.ie.

Further information may be obtained from Mr. Derek Tumbleton, Senior Staff Officer, Property Services Division, County Hall, Swords, Fingal, Co. Dublin. Telephone No. 01- 8905517, Fax No. 01-8906209, E-Mail: derek.tumbleton@fingalcoco.ie.

**Stephen Peppard,
Senior Executive Officer,
Property Services Division.**

Dated: 17th September 2010.