

**NOTICE OF THE CONFIRMATION BY AN BORD PLEANALA 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 AND AMENDED BY THE
PLANNING AND DEVELOPMENT ACTS, 2000 – 2011 INCLUDING SECTION
213 OF THE PLANNING AND DEVELOPMENT ACT, 2000; LOCAL
GOVERNMENT ACTS, 1925 - 2010 INCLUDING LOCAL GOVERNMENT (No. 2)
ACT, 1960; ROADS ACTS, 1993 – 2007 AND ALL OTHER ACTS THEREBY
ENABLING TO BE PUBLISHED IN ACCORDANCE WITH ARTICLE 4(a) OF THE
THIRD SCHEDULE TO HOUSING ACT, 1966 (AS AMENDED)**

**COMPULSORY ACQUISITION OF LAND
CLARE COUNTY COUNCIL
(KILLALOE BYPASS, SHANNON BRIDGE CROSSING AND R494
IMPROVEMENT SCHEME)
COMPULSORY PURCHASE [Roads No. 1] ORDER 2012**

An Bord Pleanála has on the 25th day of March 2013, made a confirmation order subject to the following modifications:

1. Plot reference number 101a.102 (an open section of a culvert within the curtilage of the Ballyvally gate lodge) shall be acquired on a temporary basis rather than on the proposed permanent basis and shall be returned to the landowner when the works are completed. This plot shall be transferred from Part 1 to Part III of the schedule attached to the compulsory purchase order.
2. Plot reference numbers 189a.102, 189a.104, and 189a.105, and plot reference numbers 190a.103 and 190a.104 (located within the site known as Shannonside Business Park) shall be acquired on a temporary basis rather than the proposed permanent basis and shall be returned to the landowner on completion of the proposed works. These plots shall be transferred from Part 1 to Part III of the schedule attached to the compulsory purchase order.
3. As respects the lands described in the schedule to the said order as numbered 178a 106 and 178a 107 on the maps deposited at the offices of the local authority, Donal Ward, Kilmaglasderry, Birdhill, Co. Tipperary shall be included as the owners or reputed owners and as occupiers in the said schedule.
4. As respects the lands described in the schedule to the said order as numbered 178a 105 on the maps deposited at the offices of the local authority, Donal Ward, Kilmaglasderry, Birdhill, Co. Tipperary shall be included as the owners or reputed owners and North Tipperary County Council shall be included as occupiers in the said schedule.
5. Plot reference 198a 101, 198a 102, 198a 103, 198a 104, 198a 105, 198a 106, 190a 110, 190c 101, 191a 101, 191b 101, 192a 101, 192a 102 and 192a 103 in respect to lands in the ownership of Corás Iompair Éireann has been removed from the schedule

6. As respects the lands described in the schedule to the said order as numbered 156a 103 on the maps deposited at the offices of the local authority, Michael Hurley & Breda Hurley, Garrynatineel, Ballina, Co. Tipperary shall be included as the owners or reputed owners and as occupiers in the said schedule.
7. As respects the lands described in the schedule to the said order as numbered 156a 104 on the maps deposited at the offices of the local authority, John Sheehy & Kathleen Sheehy, Garrynatineel, Ballina, Co. Tipperary shall be included as the owners or reputed owners and North Tipperary County Council shall be included as occupiers in the said schedule.
8. As respects the lands described in the schedule to the said order as numbered 156a 105, 156a 106, 156a 107 and 156a 108 on the maps deposited at the offices of the local authority, John Sheehy & Kathleen Sheehy, Garrynatineel, Ballina, Co. Tipperary shall be included as the owners or reputed owners and as occupiers in the said schedule.
9. As respects the lands described in the schedule to the said order as numbered 176 on the maps deposited at the offices of the local authority, Brian Shanahan, Summerhill, Birdhill, Co. Tipperary shall be included as the owners or reputed owners and North Tipperary County Council shall be included as occupiers in the said schedule.
10. As respects the lands described in the schedule to the said order as numbered 175b 101 on the maps deposited at the offices of the local authority, Joseph Shanahan Jnr, Summerhill, Birdhill, Co. Tipperary shall be included as the owners or reputed owners and North Tipperary County Council shall be included as occupiers in the said schedule.

The said order, as so confirmed, authorises Clare County Council to acquire the said land compulsorily. A copy of the order as so confirmed and of the maps referred to in it can be inspected at:

- Clare County Council, Áras Contae and Chláir, New Road, Ennis between the hours of 9.00 am and 5 p.m. on working days
- South East Clare Area Office, Westbury Centre, Knockballynameath, Co Clare between the hours of 10 a.m. and 12.30 p.m. and from 1.30 p.m. and 4.00 p.m. on working days
- Scarriff Area Office, Mountshannon Road, Scarriff between the hours of 9.30 a.m. and 5 p.m. on working days
- North Tipperary County Council, Civic Offices, Limerick Road, Nenagh between the hours of 9.30 a.m. and 4.30 p.m. on working days
- Newport Area Office, Main Street, Newport between the hours of 9.30 a.m. and 4.30 p.m. on working days

The said compulsory purchase order also authorises Clare County Council to extinguish the public rights of way described in the Schedule Part II, by order made by them after they have acquired the said land.

The order, as so confirmed will become operative at the expiration of three weeks after the date of publication of this notice.

An Application for judicial review of the decision of the Board under Order 84 of the Rules of the Superior Courts (S.I. No. 15 of 1986) may be made to the High Court within eight weeks of the date of publication of this notice in accordance with section 50 of the Planning and Development Act, 2000 (as amended) and as substituted by Section 13 of the Planning and Development (Strategic Infrastructure) Act, 2006

Further information in respect of the Judicial Review process can be found on www.citizensinformation.ie Contact Lo Call 1890777121 or + 353 21 4521600 for details of the locations and operating hours of your local Citizens Information Centre.

Dated this 19th day of April 2013

Anne Haugh

Deputy County Manager