



An
Bord
Pleanála

Board Direction
BD-004470-19
ABP-302039-18

At a meeting held on 07/11/2019, the Board considered:

- (a) the objections made to the Compulsory Purchase Order,
- (b) the report of the Inspector who held the oral hearing and
- (c) the documents and submissions on file generally.

The Board decided to confirm the Order for the reasons and considerations set out below, subject to the modifications set out in the Schedule.

Schedule

Reasons and Considerations

Having considered the objections made to the Compulsory Purchase Order, and not withdrawn, the report and recommendation of the Inspector who conducted the oral hearing into the objections, the purpose for which the lands are to be acquired as set out in the Compulsory Purchase Order, and having regard to the following:

- (a) The strategic nature of the Greater Dublin Drainage scheme in the context of providing increased wastewater infrastructure to meet existing and future demand in the region;

- (b) The community need, public interest served and overall benefits to be achieved from the proposed development;
- (c) The selected lands for the project which constitute a design response that is proportionate to the identified need;
- (d) the provisions of the National Planning Framework, the Regional Spatial and Economic Strategy for the Eastern and Midlands Regional Assembly (RSES) 2019-2031, the Eastern-Midlands Region Waste Management Plan 2015 – 2021, the Fingal County Development Plan 2017-2023 and the Dublin City Development Plan 2016,
- (e) The submissions and observations made at the Oral Hearing held on the 2nd day of April 2019.

It is considered that, subject to the modifications set out below, the acquisition of lands, permanent wayleaves, permanent rights-of-way and temporary working areas by Irish Water on the lands in question, as set out in the order and on the deposited maps, are necessary for the purposes stated and the objections cannot be sustained having regard to this necessity.

Modifications

The compulsory purchase order schedule shall be modified as follows:

Part 2 Sub Part B

Plot W3.025 – Lessees or Reputed Lessees – add Cream of the Crop Limited

Plots W28.102, W31.109, W31.110 – remove

Plot W36.120 – Owners or Reputed Owners and Occupiers – add Joseph Jones

Plot W37.135 – Owners or Reputed Owners and Occupiers – add Cream of the Crop Limited

Part 4 Sub-Part B

Plot W3.024 – Lessees or Reputed Lessees – add Cream of the Crop Limited

Plot 28.103 – remove

Plot W36.119 - Owners or Reputed Owners and Occupiers – add Joseph Jones

Plot W36.121 - Owners or Reputed Owners and Occupiers – add Joseph Jones

Plot W37.134 - Owners or Reputed Owners and Occupiers – add Cream of the
Crop Limited

Plot W37.136 - Owners or Reputed Owners and Occupiers – add Cream of the
Crop Limited.

Board Member:

Date: 08/11/2019

Chris McGarry