

An
Coimisiún
Pleanála

Direction
CD-022008-26
ACP-322828-25

At a meeting held on 12/03/2026, the Commission 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 Commission decided to confirm the Order without modification

REASONS AND CONSIDERATIONS

Having considered the objections made to the Compulsory Purchase Order, the written submissions and observations made at the oral hearing held on the 21st day of October 2025, the report of the Inspector who conducted the oral hearing into the objection, the purpose for which the lands are to be acquired as set out in the Compulsory Purchase Order, which is to advance a new Pumping Station at Kilkee to connect to a new Wastewater Treatment Plant, and also having regard to the following:

- (a) the Constitutional and European Human Rights Convention protection afforded to property rights,

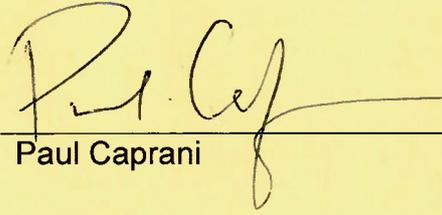
- (b) the strategic importance of the scheme in the context of addressing the current situation in Kilkee whereby the existing untreated wastewater is being pumped into Intrinsic Bay, which is resulting in discharge quality issues and environmental pollution within the Bay, and the need to comply with the requirements of the Urban Wastewater Treatment Directive 91/271/EEC (as amended) in respect of discharges
- (c) the decision of an Coimisiún Pleanála to grant permission for the construction of a new pumping station and Wastewater Treatment Plant on Subject Sites A and B in Kilkee (Reference: ABP-321258-24),
- (d) the identified community need, public interest served and overall benefits to achieved from the proposed development,
- (e) the chosen construction and service vehicle route, which constitutes a design response that is proportionate to the identified need,
- (f) the policies and objectives of the Clare County Development Plan 2023-2029, which are not materially contravened,
- (g) the submissions and observations made at the oral hearing held on the 21st day of October 2025, and,
- (h) the report and recommendation of the Inspector,

it is considered that the permanent acquisition, right of way, wayleaves and temporary working areas, as set out in the Order, Schedule, and on the deposited maps by Uisce Éireann, is necessary for the stated purpose, which is a legitimate objective being pursued in the public interest, and that the Compulsory Purchase Order and its effects on the property rights of affected landowners are proportionate to that objective and justified by the exigencies of the common good.

In reaching this conclusion, An Coimisiún Pleanála agrees with and adopts the analysis contained in the report of the person who conducted the oral hearing into the objections.

Planning

Commissioner:



Paul Caprani

Date: 12/03/2026