

An
Coimisiún
Pleanála

Direction
CD-021544-25
ACP-323060-25

At a meeting held on 09/12/2025, the Commission considered:

- (a) the objections made to the Compulsory Purchase Order,
- (b) the documents and submissions on file generally,
- (c) the Inspectors report.

The Commission decided to confirm the Order without modification

Reasons and Considerations

Having considered the objections made to the Compulsory Purchase Order, and not withdrawn, the report and recommendation of the Inspector, the purpose for which the lands are to be acquired as set out in the Compulsory Purchase Order, and having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 constitutional and convention protection afforded to property rights,
- (b) the need for a FRS to protect Ballina residents from serious flooding events and to preserve Ballina as an attractive town for development,
- (c) the community need, and public interest served and overall benefits, including benefits to approximately 370 residential and 101 commercial receptors who may potentially be affected by flooding within the River Moy catchment,

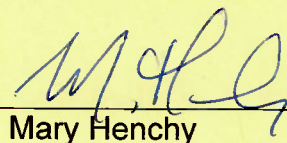
- (d) the design response, which has been appropriately tailored to the identified need,
- (e) the suitability of the lands and the necessity of their acquisition to facilitate the provision of the Ballina Flood relief Scheme,
- (f) the Policies and objectives of the Regional Spatial and Economic Strategy for the North and Western Region including RPO 3.11,
- (g) The policies and objectives of the Mayo County Development Plan 2022 – 2028 and the Ballina Local Area Plan 2024 – 2030,
- (h) The submissions made to the Board,

it is considered that, the acquisition by Mayo County Council of the lands in question, and acquisition of wayleaves, private Rights-of-Way on a temporary and permanent basis and temporary working areas, as set out in the compulsory purchase order and on the deposited maps, is necessary for the purpose stated, which is a legitimate objective being pursued in the public interest, and that the CPO and its effects on the property rights of affected landowners are proportionate to that objective and justified by the exigencies of the common good.

Planning

Commissioner:

Date: 11/12/2025



Mary Henchy