



An
Coimisiún
Pleanála

Direction
CD-022185-26
ACP-324041-26

The submissions on this file and the Inspector's report were considered at a meeting held on 15/05/2026.

The Commission decided to annul the CPO generally in accordance with the Inspector's recommendation, for the following reasons and considerations.

Planning

Commissioner:

Date: 15/05/2026

Tom Rabbette

DRAFT WORDING FOR ORDER

REASONS AND CONSIDERATIONS

Having considered the objection made to the compulsory purchase order and not withdrawn, the purpose for which the lands are to be acquired as set out in the compulsory purchase order and also having regard to the following:

- (a) the stated purpose of the compulsory acquisition of Moffett's Lane, Hacketstown, Carlow, R93 WR58, that is, to renovate the dwelling unit on the lands and to utilise the dwelling as a social dwelling,
- (b) the identified need for housing nationally, in County Carlow and Hacketstown,
- (c) the suitability of the lands for use as social housing,
- (d) the policies and objectives of the Carlow County Development Plan 2022-2028,

- (e) alternative options available to deliver the renovation of the dwelling and alternative options available to deliver social housing,
 - (f) the personal circumstances of the landowner, and the intention of the property owner to live in the village centre property following renovation works, and
 - (g) the constitutional and Convention protection afforded to property rights,
- it is considered that the need for the acquisition by the local authority of the property in question, as set out in the Order and on the deposited map, has not been adequately justified and that alternative options to deliver the stated purpose of the acquisition have not been exhausted. In the circumstances, the Commission concluded that the acquisition would result in an excessive and disproportionate impact on the property rights of the owner.