



## Board Direction

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**Ref:04.CH3297**

At a meeting of the Strategic Infrastructure Division held on 15<sup>th</sup> March 2017, 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.

This decision was considered at the same meeting as the request for alterations under 04.YM0003.

### REASONS AND CONSIDERATIONS

In coming to its decision, the Board considered the objections made to the compulsory purchase order, and not withdrawn, the report and recommendation of the Inspector who conducted the oral hearing into the objections, the documentation and submissions on file, and had regard to the following:

- (i) the provisions of the EU Water Framework Directive (2000/60/EC) and the EU Urban Waste Water Treatment Directive (91/271/EEC),
- (ii) the policies and objectives in relation to the Cork Lower Harbour Sewerage Scheme set out in the South West Regional Planning Guidelines 2010 – 2022, the Cork County Development Plan 2014, the Midleton Electoral Area Local Area Plan (2015), and the Cobh Town Development Plan 2013,
- (iii) the present substandard waste water treatment arrangements in the area, and the resultant benefit arising from water quality improvements,
- (iv) the purposes of the compulsory acquisition in relation to the construction of the overall Cork Lower Harbour Main Drainage project (approved under 04.YA0005 and altered previously under 04.YM0001), and in particular the alterations concurrently provided for under 04.YM0003, and the functions of Irish Water,
- (v) the community need, public interest served and public health benefits to be achieved from use of the acquired lands for the purpose identified in the order.

It is considered that the acquisition of the lands in question by Irish Water as set out in the order and on the deposited maps, is reasonable and necessary for the purpose stated in the order and that the objections cannot be sustained having regard to this necessity and having regard to the purposes of the order.

Board Member: \_\_\_\_\_ Date: 22<sup>nd</sup> March 2017  
Fionna O' Regan