



An
Bord
Pleanála

Board Order ABP-301507-18

Local Government (No. 2) Act, 1960

Housing Act, 1966

Planning and Development Acts, 2000 to 2018

Planning Authority: Dún Laoghaire-Rathdown County Council

Application received by An Bord Pleanála on the 25th day of April, 2018 from Dún Laoghaire-Rathdown County Council pursuant to section 76 of, and the Third Schedule to, the Housing Act, 1966 as extended by section 10 of the Local Government (No. 2) Act, 1960 (as substituted by section 86 of the Housing Act, 1966) and the Planning and Development Acts, 2000 to 2018, for confirmation of a compulsory purchase order authorising compulsory acquisition of lands and entitled **Dún Laoghaire-Rathdown County Council Compulsory Purchase (Blackglan Road Improvement Scheme) Order, 2018.**

Decision

CONFIRM the above compulsory purchase order without modification based on the reasons and considerations set out under.

Reasons and Considerations

Having regard to -

- (a) the objections made to the Compulsory Purchase Order,
- (b) the report of the Inspector who conducted the oral hearing on the 4th day of December 2018 into the objections,
- (c) the purpose for which the lands are to be acquired as set out in the compulsory purchase order and the documents and submissions on file generally, and

In addition, having regard to the following:

- (i) the purpose of the compulsory acquisition for road improvements including provision of new footpaths, pedestrian crossings, public lighting, surface water drainage, bus stops, signage and carriageway resurfacing and improved road markings widening and junction improvement;
- (ii) the policies and objectives of the Dún Laoghaire-Rathdown County Development Plan 2016-2022;
- (iii) the present substandard nature of the existing road in relation to pedestrian and cyclist facilities and the resultant improvement arising from the proposed road improvement and in the interest of pedestrian and cyclist safety;
- (iv) the community need, public interest served and overall benefits to be achieved from the proposed road development works;
- (v) the design of the proposed road, constituting a design response that is proportionate to the identified need; and
- (vi) the submissions and observations made at the Oral Hearing,

the Board considered that the permanent and temporary acquisition by the Local Authority of the land in question and the acquisition of a section of a private right of way, as set out in the Order, Schedules and on the deposited maps, are necessary for the purposes stated and that the objections cannot be sustained, having regard to the said necessity.

**Member of An Bord Pleanála
duly authorised to authenticate
the seal of the Board.**

Dated this day of 2019