



An  
Bord  
Pleanála

## Board Order ABP-305631-19

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**Local Government (No. 2) Act, 1960**

**Housing Act, 1966**

**Planning and Development Acts, 2000 to 2019**

**Applicant: Irish Water**

**Application** received by An Bord Pleanála on the 8<sup>th</sup> day of October, 2019 from Irish Water 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 2019, for confirmation of a Compulsory Purchase Order authorising compulsory acquisition of lands and entitled **Irish Water Compulsory Purchase (Ahascragh Sewerage Scheme) Order, 2019**.

### DECISION

**CONFIRM** the above Compulsory Purchase Order without modifications based on the reasons and considerations set out below.

## **REASONS AND CONSIDERATIONS**

The Board considered the objections made to the compulsory purchase order, and not withdrawn, to the report and recommendation of the person who conducted the oral hearing into the objection, the purpose for which the wayleaves on the lands in question are to be acquired and having regard to:

- (a) the objections made to the Compulsory Purchase Order,
- (b) the provisions of the Water Framework Directive (2000/60/EC) and the Urban Wastewater Treatment Directive (91/271/EEC),
- (c) the policies and objectives set out in the Galway County Development Plan 2015-2021,
- (d) the deficiencies in the existing water services infrastructure in Ahascragh and the need to improve the quality of wastewater from the town's wastewater treatment plan,
- (e) the purpose for which the lands are to be acquired as set out in the Compulsory Purchase Order,
- (f) the community need, public interest served and overall benefits to be achieved from the proposed development,
- (g) the submissions and observations made at the oral hearing,
- (h) the documents and submissions on file generally,
- (i) the report and recommendation of the Inspector.

It is considered that the permanent rights of way, the permanent wayleaves, and temporary working areas to be acquired by Irish Water on the lands in question, as set out in the order, schedules and on the deposit maps, are necessary for the purposes stated in the order and that the objection cannot be sustained having regard to this necessity

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

**Dated this          day of    2020**