



An  
Bord  
Pleanála

## Board Order ABP-310734-21

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

**Housing Act, 1966**

**Planning and Development Acts, 2000 to 2021**

**Planning Authority: Wicklow County Council**

**Application** received by An Bord Pleanála on the 30<sup>th</sup> day of June, 2021 from Wicklow 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 2020, for confirmation of a Compulsory Purchase Order authorising compulsory acquisition of lands and entitled **Wicklow County Council (Chapel Road Pedestrian and Cyclist Infrastructure Improvement Scheme) Compulsory Purchase Order Number 1.**

### DECISION

**CONFIRM** the above Compulsory Purchase Order with the modifications as submitted by Wicklow County Council on 18<sup>th</sup> day of October, 2021, based on the reasons and considerations set out below.

## REASONS AND CONSIDERATIONS

Having considered the written objections made to the Compulsory Purchase Order, the report and recommendation of the Inspector who conducted the oral hearing into the objections, and having regard to the following:

- (a) the purpose of the compulsory acquisition for the Chapel Road Pedestrian and Cyclist Infrastructure Improvement Scheme which has been subject to the provisions of Part XI of the Planning and Development Act 2000, as amended, and approved under Part 8 of the Planning and Development Regulations 2001, as amended,
- (b) the community need, public interest served and overall benefits, especially in terms of traffic management and road safety, to be achieved from the proposed road improvement works,
- (c) the design of the proposed road improvement works constituting a design response that is proportionate to the identified need,
- (d) the policies and objectives of the Wicklow County Development Plan 2016 – 2022 and the Greystones-Delgany & Kilcoole Local Area Plan 2013-2019, which are not materially contravened,
- (e) the modifications submitted to the Board on the 18<sup>th</sup> day of October 2021,
- (f) the submissions and observations made at the oral hearing held on the 19<sup>th</sup> day of October, 2021, and
- (g) the report and recommendation of the Inspector,

it is considered that, the permanent and temporary compulsory acquisition of the lands and the extinguishment of private rights of way, comprised in the Compulsory Purchase Order for the Chapel Road Pedestrian and Cyclist Infrastructure Improvement Scheme, by the local authority are necessary for the purpose stated in the order, schedules and on the deposit maps, are necessary for the purposes stated in the Order and that the objections cannot be sustained having regard to this necessity.

A handwritten signature in dark ink is written over a horizontal line. To the right of the signature is a circular seal. The seal features a stylized 'S' or 'B' logo in the center, surrounded by the text 'AN BORD PLEANÁLA' in a circular border.

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

Dated this 22<sup>nd</sup> day of February 2022