



An
Bord
Pleanála

Board Order ABP-312253-21

Local Government (No. 2) Act, 1960

Housing Act, 1966

Planning and Development Acts, 2000 to 2022

Planning Authority: Louth County Council

Application received by An Bord Pleanála on the 20th day of December, 2021 from Louth 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), as amended by section 6 and the Second Schedule to the Roads Act, 1993, and as amended by the Planning and Development Act, 2000, as amended, for confirmation of a Compulsory Purchase Order authorising compulsory acquisition of lands and entitled **Louth County Council, N53 Hackballscross to Rassan, Compulsory Purchase Order, 2021.**

DECISION

CONFIRM the above Compulsory Purchase Order with modifications, 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 Louth County Council, N53 Hackballscross to Rassan Compulsory Purchase Order, 2021 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 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 Louth County Development Plan 2021-2027,
- (e) the modifications submitted to the Board on 5th day of January, 2023,
- (f) the submissions and observations made at the oral hearing held on 10th day of January, 2023,
- (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 public rights of ways and private rights of way as set out in the Order and on the deposited maps are necessary for the purpose stated in the Order, and that the objections cannot be sustained having regard to this necessity.

Eamonn James Kelly

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



Dated this *1st* day of *August*, 2023