

An
Coimisiún
Pleanála

Commission Order
ACP-322834-25

Local Government (No. 2) Act, 1960

Housing Act, 1966

Planning and Development Act 2000, as amended

Applicant: Uisce Éireann

Application received by An Coimisiún Pleanála on the 18th day of June 2025 from Uisce Éireann 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 Act 2000, as amended, for confirmation of a Compulsory Purchase Order authorising compulsory acquisition of lands and entitled **Uisce Éireann Compulsory Purchase (Kildavin Wastewater Treatment Plant Upgrade) Order 2025**

DECISION

CONFIRM the above Compulsory Purchase Order based on the reasons and considerations set out below.

REASONS AND CONSIDERATIONS

Having considered the objection made to the Compulsory Purchase Order, the purpose for which the lands are to be acquired as set out in the Compulsory Purchase Order, which is to advance the Kildavin Wastewater Treatment Plant Upgrade, and also having regard to the following:

- (a) the Constitutional and European Human Rights Convention protection afforded to property rights,
- (b) the strategic importance of the scheme in the context of addressing the current situation whereby the existing wastewater treatment plant for the area is being overloaded and its discharge quality is not meeting the Uisce Éireann and Environmental Protection Agency standards,
- (c) the identified community need, public interest served and overall benefits to be achieved from the proposed development,
- (d) the design response which has been appropriately tailored to the identified need,
- (e) the suitability of the lands and the necessity of their acquisition to facilitate the upgrade and expansion of the Kildavin Wastewater Treatment Plant,
- (f) the policies and objectives of the Carlow County Development Plan 2022-2028, which are not materially contravened, and
- (g) the report and recommendation of the Inspector,

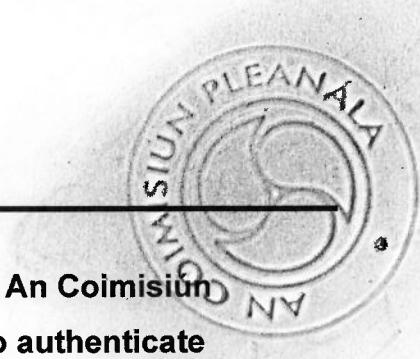
it is considered that the permanent acquisition of the lands in question for permanent right of way and wayleave, as set out in the Order, Schedule, and on the deposited maps by Uisce Éireann, is necessary for the stated purpose, which is a legitimate objective being pursued in the public interest, and that the Compulsory Purchase

Order and its effects on the property rights of affected landowners are proportionate to that objective and justified by the exigencies of the common good.



Liam McGree

**Planning Commissioner of An Coimisiún
Pleanála duly authorised to authenticate
the seal of the Commission.**



Dated this 27th day of January 2026