

An  
Coimisiún  
Pleanála

**Commission Order  
ACP-324041-26**

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

**Housing Act, 1966**

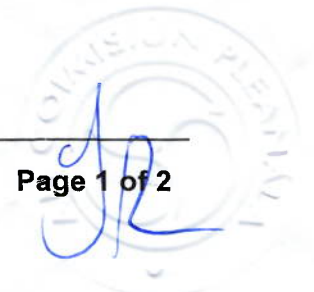
**Planning and Development Act, 2000, as amended**

**Planning Authority: Carlow County Council**

**Application** received by An Coimisiún Pleanála on the 14<sup>th</sup> day of January 2026 from Carlow 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 Act, 2000, as amended, for confirmation of a Compulsory Purchase Order authorising compulsory acquisition of lands and entitled **Carlow County Council, Compulsory Purchase Order 2025 CPOH-VHO229-2025**.

**DECISION**

**ANNUL** 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Having considered the objection made to the Compulsory Purchase Order and not withdrawn, the purpose for which the lands are to be acquired, as set out in the Compulsory Purchase Order, and also having regard to the following:

- (a) the stated purpose of the compulsory purchase of Moffett's Lane, Hacketstown, Carlow, R93 WR58, that is, to renovate the dwelling unit on the lands and to utilise the dwelling as a social dwelling,
- (b) the identified need for housing nationally, in County Carlow and Hacketstown,
- (c) the suitability of the lands for use as social housing,
- (d) the policies and objectives of the Carlow County Development Plan 2022-2028,
- (e) alternative options available to deliver the renovation of the dwelling and alternative options available to deliver social housing,
- (f) the personal circumstances of the landowner, and the intention of the property owner to live in the village centre property following renovation works, and
- (g) the constitutional and Convention protection afforded to property rights,

it is considered that the need for the acquisition by the local authority of the property in question, as set out in the Order and on the deposited map, has not been adequately justified and that alternative options to deliver the stated purpose of the acquisition have not been exhausted. In the circumstances, the Commission concluded that the acquisition would result in an excessive and disproportionate impact on the property rights of the owner.

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



Dated this 20<sup>th</sup> day of May 2026