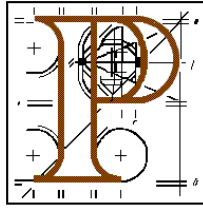


An Bord Pleanála



LOCAL GOVERNMENT (NO. 2) ACT, 1960

HOUSING ACT, 1966

PLANNING AND DEVELOPMENT ACTS, 2000 TO 2015

An Bord Pleanála Reference Number: 07.CH3240

Galway County Council

APPLICATION received by An Bord Pleanála on the 10th day of August, 2015 from Galway 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 2015, for confirmation of a compulsory purchase order authorising compulsory acquisition of lands and entitled **Galway County Council (Re-alignment of the N67 Ballinderreen to Kinvara Road Phase 2) Compulsory Purchase Order No. 2, 2015 (Roads, Transportation, Marine and General Services)**.

DECISION

CONFIRM the above compulsory purchase order for the reasons and considerations and subject to the schedule set out below.

REASONS AND CONSIDERATIONS

Having considered the objections made to the compulsory purchase order, and not withdrawn, the report of the person who conducted the oral hearing into the objections, the purposes of the compulsory acquisition order for the improvement of the N67, and having regard to:

- (a) the provisions of the current Galway County Development Plan and the policies stated therein, and the functions of the road authority,
- (b) the present substandard nature of the existing road in relation to alignment and width and the resultant improvement arising from the proposed road improvement, and in the interest of traffic safety, and
- (c) the community need, public interest served and overall benefits to be achieved from use of the acquired lands for the purpose identified in the order,

it is considered that, subject to the modification set out in the schedule below, the acquisition of the lands in question by the local authority and the extinguishment of public rights of way, as set out in the order and on the deposited maps, are reasonable and necessary and that the objections cannot be sustained having regard to that necessity and having regard to the purposes of the order.

SCHEDULE

1. Plot Numbers 141a.101, 141a.102, 141a.103, 144a.102, 147a.101, 147a.102, 147a.103, 147a.104, 147a.105, 147a.106, 153a.101 and 153a.103 as referred to in the Schedule and indicated on the maps referred to in the order shall be modified and divided (as necessary) as indicated in the revised maps (Drawing Numbers 300-ACC-002, 300-ACC-003, 300-ACC-004 and 300-ACC-005) submitted by Galway County Council to the oral hearing on the 10th day of November, 2015.

Reason: It is considered that the acquisition by the local authority of the entirety of those lands encompassed by Plot Numbers 141a.101, 141a.102, 141a.103, 144a.102, 147a.101, 147a.102, 147a.103, 147a.104, 147a.105, 147a.106, 153a.101 and 153a.103 is not necessary for the purposes stated in the compulsory purchase order, and that the reduced land take proposed is a reasonable compromise that will minimise the impact on this property.

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

Dated this day of 2016.