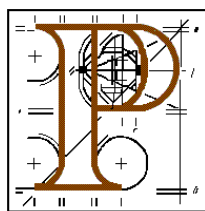


# An Bord Pleanála



**LOCAL GOVERNMENT (NO. 2) ACT, 1960**

**HOUSING ACT, 1966**

**PLANNING AND DEVELOPMENT ACTS, 2000 to 2015**

**Louth County Council**

**APPLICATION** received by An Bord Pleanála on the 3<sup>rd</sup> day of November 2015, 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) and the Planning and Development Acts, 2000 to 2015, for confirmation of a compulsory purchase order authorising compulsory acquisition of lands and entitled **No. 9 McCreanor's Terrace, Ardee Compulsory Order, 2015**.

## **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, the report of the person who conducted the oral hearing into the objection, 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 documentation on file including the case made by the local authority regarding the use of alternative legislative provisions and other suitable alternatives, including other lands, to justify the need for the acquisition at this time,
- (b) the submissions and observations made at the oral hearing held on 26<sup>th</sup> day of January 2016, and
- (c) the letter of objection on file in which the objector states, *inter alia*, that “Upon resolution of the legal situation, the intention is to restore the property to its former state and resume living there.”,

and notwithstanding the numerous supporting policies and objectives in respect of social housing provision set out in:

- (i) the Louth County Development Plan 2015-2021,
- (ii) the Ardee Local Area plan 2010-2016, and
- (iii) the “Social Housing Strategy 2020” published by the Department of Environment, Community and Local Government, 26th of November 2014;

and notwithstanding the Board’s general support for the principle of acquisition as one of a number of tools available to local authorities in the delivery of social housing,

the Board is not satisfied that, in this instance, the acquisition by the local authority of the lands in question, as set out in the order and on the deposited map, has been justified and is necessary, at this stage, for the purposes stated.

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

**Dated this          day of                                  2016.**