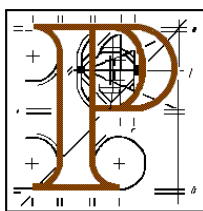


An Bord Pleanála



LOCAL GOVERNMENT (NO. 2) ACT, 1960

HOUSING ACT, 1966

PLANNING AND DEVELOPMENT ACTS 2000 to 2015

WATER SERVICES ACTS 2007 to 2013

Fingal County Council

APPLICATION received by An Bord Pleanála on the 3rd day of February 2016, from Irish Water 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), the Planning and Development Acts, 2000 to 2015, and as applied by section 93 of the Water Services Act, 2007 as amended, for confirmation of a compulsory purchase order authorising compulsory acquisition of lands and entitled '**Irish Water Compulsory Purchase (Rush Wastewater Collection Scheme) Order, 2016.**'

DECISION

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

REASONS AND CONSIDERATIONS

Having regard to the following:

- (a) the policies and objectives of the Fingal County Development Plan 2011-2017, including Objectives WT01 and WT02,
- (b) the purpose for which the lands are to be acquired as set out in the compulsory purchase order and also having regard to the requirements of the Urban Wastewater Treatment Directive 1991 and the Urban Waste Water Treatment Regulations 2001-2010,
- (c) the serious deficiencies in the existing wastewater infrastructure in Rush,
- (d) the community need, public interest served and overall benefits to be achieved from the proposed development,
- (e) the objections made to the compulsory purchase order and not withdrawn,
- (f) the submissions and observations made at the oral hearing, and
- (g) the report of the person who conducted the oral hearing into the objections,

it is considered that the acquisition by Irish Water of the lands in question as set out in the order, Schedules and on the deposited maps, is necessary for the purposes stated and the objections cannot be sustained having regard to the said necessity.

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

Dated this day of 2016.