

Board Order 08.CH3331

Local Government (No. 2) Act, 1960

Housing Act, 1966

Planning and Development Acts, 2000 to 2017

Planning Authority: Kerry County Council

Application received by An Bord Pleanála on the 8th day of May, 2017 from Kerry 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 2017, for confirmation of a compulsory purchase order authorising compulsory acquisition of lands and entitled **Knockeenduff Burial Ground Compulsory Purchase Order No. 1 of 2017.**

Decision

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

Reasons and Considerations

Having considered the objection made to the compulsory purchase order and not withdrawn, the report and recommendation of the person who conducted the oral hearing into the objection, the purpose for which the lands in question are to be acquired, and also having regard to the following:

- (a) the purposes of the compulsory purchase order for the provision of a burial ground,
- (b) the provisions of the Kerry County Development Plan 2015 2021,
- (c) the community need, public interest served and overall benefits to be achieved from the proposed development,
- (d) the submissions and observations made at the oral hearing, and
- (e) the report and recommendation of the Inspector,

it is considered that the acquisition of lands as set out in the order, schedules and on the deposit maps is necessary for the purposes stated in the order and that the objection cannot be sustained having regard to this necessity.

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

Dated this day of 2017

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