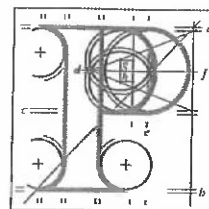


Our Case Number: ABP-316119-23



**An
Bord
Pleanála**

Peter Byrne
7 Murray's Cottages
Inchicore
Dublin 8

Date: 08 June 2023

Re: DART+ South West Electrified Heavy Railway Order - Hazelhatch & Celbridge Station to Heuston Station, and Hesuton Station to Glasnevin
County Dublin and County Kildare

Dear Sir / Madam,

An Bord Pleanála has received your recent submission and oral hearing request in relation to the above-mentioned proposed Railway Order and will take it into consideration in its determination of the matter.

The Board will revert to you in due course with regard to the matter.


The Board has absolute discretion to hold an oral hearing in respect of any application before it, in accordance with section 218 of the Planning and Development Act 2000, as amended. Accordingly, the Board will inform you on this matter in due course.

Please be advised that copies of all submissions/observations received in relation to the application will be made available for public inspection at the offices of the relevant County Council(s) and at the offices of An Bord Pleanála when they have been processed by the Board.

More detailed information in relation to strategic infrastructure development can be viewed on the Board's website: www.pleanala.ie.

If you have any queries in the meantime, please contact the undersigned. Please quote the above mentioned An Bord Pleanála reference number in any correspondence or telephone contact with the Board.

Yours faithfully,


Eimear Reilly
Executive Officer
Direct Line: 01-8737184

RA05 (RA05 (No Receipt to Issue and Oral Hearing Request))

Tel	Tel	(01) 858 8100
Glaó Áitiúil	LoCall	1800 275 175
Facs	Fax	(01) 872 2684
Láithreán Gréasáin	Website	www.pleanala.ie
Ríomhphost	Email	bord@pleanala.ie

64 Sráid Maoilbhríde	64 Marlborough Street
Baile Átha Cliath 1	Dublin 1
D01 V902	D01 V902

SUDWAY & COMPANY LIMITED CHARTERED SURVEYORS

N. SUDWAY, MRICS, MSCSI, FCIArb. M.MII

Riversdale House
Riversdale View
Ballyboden Road
Rathfarnham
Dublin, 14

Tel. No. 01-4061512
Fax No. 01-4061517

AN BORD PLEANÁLA	
LDG-	_____
ABP-	_____
16 MAY 2023	
Fee: €	Type: _____
Time: 12:32	By: HAND

An Bord Pleanála,
64 Marlborough Street,
Dublin 1.

16th May, 2023

Re: Dart + South West Heavy Railway Order[2023]

Mr. Peter Byrne 7 Murrays Cottages Inchicore Dublin 8
Property Number T.328, Property Plan 18833

Dear Sir madam,

With regards to the above matter I can confirm that I have been instructed to act on behalf of the above named landowner in relation to the proposed acquisition of part of his property at the above address. My client currently resides at this property which is the old cottage which backs onto the existing rail line. It is unclear from the documents provided to my Client what the exact nature of the acquisition is and what works will be carried out on his property, and neither is there a timeline indicated as to how long the works will be carried out at this location. Given the age of his property my Client has grave concerns for the structural integrity of his property, especially in view of the fact that there is very little detail being made available to him as to what works are proposed to be carried out on his property. These concerns must be viewed in the light of the age of the property and it seems that there has been no consideration given to this or how the property will be monitored and protected during these works.

In light of the fact that there are no detailed design drawings, timelines or construction details available this scheme as is currently proposed is our opinion premature as there is not enough detail available for the Bord to grant permission for this scheme at this time.

It is also our opinion that the scheme proposed would be a breach of my Clients constitutional right to the quiet enjoyment of his property, and we would therefore ask that the board reject the current proposals.

My client reserves the right to attend in person or to be represented at oral hearing that maybe held into the matter and also reserves the right to make further submissions and to cross examine any witnesses put forward by the acquiring authority.

I thank you for your consideration in this matter.

Yours sincerely,

A handwritten signature in dark ink, appearing to read 'Niall Sudway', with a long, sweeping horizontal stroke extending to the right.

Niall Sudway MRICS, MSCSI, FCIArbM.MII