



Comhairle Contae **Lú**
Louth County Council



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NOTICE OF THE MAKING OF A COMPULSORY PURCHASE ORDER UNDER AND FOR THE PURPOSES OF SECTION 76 OF AND THE THIRD SCHEDULE TO THE HOUSING ACT, 1966 (AS AMENDED), AS EXTENDED BY SECTION 10 OF THE LOCAL GOVERNMENT (NO. 2) ACT, 1960, SUBSTITUTED BY SECTION 86 OF THE HOUSING ACT, 1966 (AS AMENDED), AND AS AMENDED AND EXTENDED BY THE PLANNING AND DEVELOPMENT ACT 2000 (AS AMENDED), THE LOCAL GOVERNMENT ACTS 1925 (AS AMENDED), THE ROADS ACT 1993 (AS AMENDED) AND ALL OTHER ACTS THEREBY ENABLING THE COMPULSORY ACQUISITION OF LANDS, TO BE SERVED ON OWNERS, LESSEES AND OCCUPIERS IN ACCORDANCE WITH ARTICLE 4 (b) OF THE THIRD SCHEDULE TO THE HOUSING ACT, 1966, AS AMENDED

COMPULSORY ACQUISITION OF LAND

LOUTH COUNTY COUNCIL

MONEYMORE/CASTLE MANOR PEDESTRIAN LINK

COMPULSORY PURCHASE ORDER 2024

N.Q. Homes Ltd.
Hilltown
Ballymitty
Goery
Co. Wexford

Lot Number/s: 102a.1, 102b.1, 102a.2

1. The Louth County Council (hereinafter referred to as "the local authority") in exercise of the powers conferred upon them by the above named Acts have made an order entitled as above which is about to be submitted to An Bord Pleanála (hereinafter referred to as "the Board") for confirmation.

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2. If confirmed, the order will authorise the local authority to acquire compulsorily, the lands, including the substrata thereof, described in Part I and to acquire temporarily the lands described in Part II, of the Schedules thereto for the purposes of the construction of the Moneymore/Castle Manor Pedestrian Link and all ancillary works associated therewith.

3. A copy of the order and of the map referred to in it may be seen at the offices of Louth County Council, County Hall, Millennium Centre Dundalk, Co. Louth A91 KFW6, The Civic Offices, Fair Street, Drogheda, Co. Louth A92 P440 **between the hours of 9.30 am and 5.00pm on working days between the 17th December, 2024 and 11th February, 2025** and on Louth County Council's website @ www.louthcoco.ie

4. The Housing Act, 1966, as amended, provides that if an objection is made to the proposed compulsory acquisition of land, the land in respect of which an objection is duly made by any of the persons upon whom notices of the making of the order are required to be served shall not be acquired compulsorily unless the Board makes an order to confirm the compulsory purchase order, unless :—

(a) the objection is withdrawn, or

(b) the Board is satisfied that the objection relates exclusively to matters which can be dealt with by the arbitrator by whom the compensation may have to be assessed.

The Board may at its absolute discretion hold an oral hearing in relation to the matter. Before making its decision on an application to confirm the Compulsory Purchase Order, An Bord Pleanála must consider any objection made and not withdrawn, any additional submissions or observations made pursuant to Section 217A of the Planning and Development Acts 2000 to 2018 and any report of the person who held the oral hearing, if such an oral hearing takes place.

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5. Any objection to the order must state in writing the grounds of objection and be sent addressed to An Bord Pleanála at 64 Marlborough Street, Dublin 1 D01 V902 so as to reach the said Board **before 5.00pm on the 11th February, 2025.**

6. The Board, if it thinks fit, may in one or more stages annul the compulsory purchase order or confirm the order, with or without modification.

7. If no objection is received to the proposed compulsory acquisition of land, the objection is withdrawn or the Board is satisfied that the objection relates exclusively to matters which can be dealt with by the arbitrator by whom the compensation may have to be assessed, the Board shall inform the local authority, which may then confirm the order with or without modification, or refuse to so confirm it.

8. If land to which the order, as confirmed by either the Board or the local authority, relates is acquired by the local authority, compensation for the land will be assessed in respect of the acquisition as the value of the land at the date that the relevant notice to treat is served.

9. In the opinion of the local authority, no part of the land in which you have an interest consists of a house or houses which is/are unfit for human habitation and not capable of being rendered fit for human habitation at reasonable expense. If the land to which the order relates is acquired by the local authority, compensation will be assessed in accordance with Part II of the Fourth Schedule to the Housing Act, 1966, and the provisions of the Acquisition of Land (Assessment of Compensation) Act, 1919 as amended by the Acquisition of Land (Reference Committee) Act, 1925, the Property Values (Arbitrations and Appeals) Act, 1960, and the Local Government (Planning and Development) Act, 1963 (as applied by section 265(3) of the Planning and Development Act, 2000), as amended by the Planning and Development (Strategic Infrastructure) Act 2006 subject to the modifications contained in the Third Schedule to the Housing Act, 1966.

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10. Any dispute in relation to compensation shall be referred to and be determined by a property arbitrator appointed under the Property Values (Arbitrations and Appeals) Act, 1960.

11. A claimant for compensation may, at any time after the expiration of fourteen days from the date on which the relevant notice to treat is served, send to the Secretary, the Reference Committee, Four Courts, Dublin, an application in writing for the nomination of a property arbitrator for the purpose of determining the compensation to be paid. The application should be made in accordance with the Property Values (Arbitrations and Appeals) Rules, 1961 (S.I. No. 91 of 1961).

Dated this 13th December, 2024

John O'Hagan
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