

Uisce Éireann COMPULSORY PURCHASE
KILKEE Waste Water Treatment Plant ORDER, 2025

On 1st January 2014 all functions conferred on water services authorities by the Water Services Act 2007 (other than excluded provision and section 22) were transferred to Uisce Éireann by section 7(1) of the Water Services (No 2) Act 2013. Consequently, Uisce Éireann has powers, duties and functions vested in it by the Water Services Act, 2007 to make proper provision for water services as defined in the Water Services Act, 2007. In this regard, Uisce Éireann is responsible for the provision and development of water services, including the collection, treatment and discharge of urban wastewater.

Submitted:

Engineers Report dated May 2025 connected with the Kilkee WWTP PROJECT being carried out by Uisce Éireann who is carrying out the functions of a Water Services Authority for the purposes of the Water Services Act, 2007.

The Existing Situation & the Need for the Scheme

Kilkee has been identified as an untreated coastal agglomeration and is not currently served by a wastewater treatment plant (WWTP). Untreated wastewater is being discharged to coastal waters at present.

Kilkee is currently served by a combined sewer network conveying flows to Victoria Pumping Station (PS), which pumps all flows to an outfall located approximately 1.7km to the west of its location. Victoria PS is currently served by 2No. rising mains which discharge into a common header manhole located approximately 300m from the final outfall location at Intrinsic Bay. The flows are conveyed by a single gravity sewer from the header manhole to the discharge point. The outfall discharges through the cliff face above high tide level.

The main objectives of the project are as follows:

- The provision of appropriate treatment to eliminate the current discharge of untreated wastewater from the Kilkee Agglomeration
- To comply with the standards required by the Urban Wastewater Treatment Directive (UWWTD).
- To provide adequate capacity to facilitate the planned development and forecasted growth of the Kilkee agglomeration.

Confirmation:

Having considered the said report, I am satisfied that the lands, permanent wayleaves, rights of way, temporary construction rights and temporary working areas detailed in the Schedule attached to the said report are necessary for the Kilkee Wastewater Treatment Plant Project.

In addition, the project has been included in Uisce Éireann's Untreated Agglomeration Scheme (UTAS) and sufficient resources are available to finance the proposed acquisition of these lands, permanent wayleaves, rights of way, temporary construction rights and temporary working areas and the implementation of the Kilkee Wastewater Treatment Plant Project.

I am satisfied that all reasonable alternatives have been fully considered and that these lands, permanent wayleaves, rights of way, temporary construction rights and temporary working areas are necessary for the Kilkee Wastewater Treatment Plant Project and suitable for the purpose for which they are required. I am also satisfied that Uisce Éireann needs to invoke the Compulsory Purchase Order Procedure to acquire the lands, permanent wayleaves, rights of way, temporary construction rights and temporary working areas required as it is unlikely that all of same can be acquired by agreement with the relevant Landowners with full title or otherwise in a timely fashion and that adequate financial provision has been made by Uisce Éireann to finance the proposed acquisition of these lands, permanent wayleaves, rights of way, temporary construction rights and temporary working areas and for the implementation of the Kilkee Waste Water Treatment Plant Project

Having considered the said report, **I HEREBY CONFIRM** that the lands, permanent wayleaves, rights of way, temporary working areas and temporary construction rights as referred to above and detailed in the Schedule attached to the report and accompanying maps:

- (a) be acquired compulsorily by Uisce Éireann;
- (b) for the purposes of carrying out the Kilkee Wastewater Treatment Plant Project
- (c) for the purposes of performing its functions under the Water Services Act, 2007; and
- (d) in the interests of the community and for the other reasons outlined more fully in the report.

Having reviewed the Engineers Report, I am satisfied that the proposed Compulsory Purchase Order is in order from a sustainable development perspective and is in the community interest and is required to assist Uisce Éireann in fulfilling its duties and functions under the Water Services Act, 2007. I am satisfied that the proposal is compliant with:

- Clare County Development Plan 2023-2029;
- Southern Regional Assembly: Regional, Spatial and Economic Strategy (RSES);

I am of the opinion that it would be appropriate to effect the acquisition under Section 76 and the Third Schedule of the Housing Act, 1966 as extended by Section 10 of the Local Government (2) Act, 1960 (as substituted by Section 86 of the Housing Act, 1966 and as amended by Section 6 and the Second Schedule of the Roads Act, 1993) and the Planning and Development Acts, 2000 – 2015 and as applied to Uisce Éireann by Section 93 of the Water Services Act, 2007, as amended.

I FURTHER CONFIRM that a Compulsory Purchase Order as aforesaid be prepared in the prescribed form and once prepared, I confirm that the seal of Uisce Éireann may be affixed to the said Order and maps referred to therein and be signed by

me and countersigned by the Company Secretary of Uisce Éireann, that the necessary notices be served on the owners, reputed owners and occupiers and where necessary posted on the lands, that notice of the making of the Order be published as prescribed in the Clare Champion newspaper and that the Order and said maps are to be deposited for inspection in the prescribed manner at the following locations:

(i) Uisce Éireann, Colvill House, 24-26, Talbot Street, Dublin 1

and

(ii) Sweeney Memorial Public Library, Cultúrlann Sweeney, O'Connell Street, Kilkee, Co. Clare, V15 P960.

and that the Company Secretary is hereby assigned the duties of signing all notices connected with the said Compulsory Purchase Order on behalf of Uisce Éireann and that the Order be submitted to An Bord Pleanála for confirmation,

Dated this day of 2025

SIGNED:



CEO, Uisce Éireann

**Being the person duly authorised by the Board of Directors
of Uisce Éireann to give this confirmation**