

NOTICE OF A COMPULSORY PURCHASE ORDER UNDER

The Water Services Acts, 2007 to 2013 (and, in particular, Section 7 of the Water Services (No. 2) Act, 2013 and Parts 2 and Sections 31 & 32 and Part 7 and Section 93 of the Water Services Act, 2007, as amended). The Planning and Development Acts, 2000 to 2014 (and, in particular Part XIV and Sections 213 and 217 of the Planning and Development Act, 2000). Section 184(2) of the Local Government Act, 2001, Section 10 of the Local Government (No. 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 by Section 222 of the Planning and Development Act, 2000). The Housing Act, 1966 (and in particular Part V, Sections 76 and 78 and the Third Schedule). The Lands Clauses Acts. The Acquisition of Land (Assessment of Compensation) Act, 1919 AS RESPECTS ALL OR PART OF THE LAND TO WHICH THIS COMPULSORY PURCHASE ORDER RELATES TO BE PUBLISHED IN ACCORDANCE WITH ARTICLE 4(a) OF THE THIRD SCHEDULE TO THE HOUSING ACT, 1966, AS AMENDED BY THE PLANNING AND DEVELOPMENT ACTS, 2000 – 2014.



COMPULSORY ACQUISITION OF LAND

UISCE ÉIREANN COMPULSORY PURCHASE (BALLYHALE-KNOCKTOPHER WASTEWATER PUMPING STATION) ORDER, 2025

1. **WHEREAS UISCE ÉIREANN** (hereinafter referred to as "the Company") a Water Services Authority for the purposes of the Water Services Act, 2007, proposes for the purposes of the Water Services Acts, 2007 to 2013 and in exercise of its powers under Sections 32 and 93 of the Water Services Act, 2007 to acquire compulsorily the lands and rights over land hereinafter described and has made an order entitled as above which is about to be submitted to An Coimisiún Pleanála (hereinafter referred to as "the Coimisiún") for confirmation. If confirmed, the order will authorise the Company to acquire compulsorily:-

- Permanently, the lands** described in Part 1 of the Schedule hereto - which lands are shown **shaded grey** on the drawing marked "Uisce Éireann Compulsory Purchase (Ballyhale-Knocktopher Wastewater Pumping Station) Order, 2025", and numbered UE/10058737/CPO/001.
- Permanently, the wayleaves** described in Sub-Part A of Part 2 of the Schedule hereto, over the lands described in Sub-Part B, of Part 2 of the Schedule hereto - which wayleaves are shown **coloured yellow** on the drawing marked "Uisce Éireann Compulsory Purchase (Ballyhale-Knocktopher Wastewater Pumping Station) Order, 2025" and numbered UE/10058737/CPO/001.
- Temporarily, the rights** described in Sub-Part A of Part 4 of the Schedule hereto, over the lands described in Sub-Part B, of Part 4 of the Schedule hereto - which said lands are shown **coloured green** on the drawing marked "Uisce Éireann Compulsory Purchase (Ballyhale-Knocktopher Wastewater Pumping Station) Order, 2025" and numbered UE/10058737/CPO/001.

All of the said lands described in the Schedule hereto are situated in the County of Kilkenny.

- Owners, lessees and occupiers of the lands described in the Schedule hereto will receive individual written notice.
- The Coimisiún cannot confirm a Compulsory Purchase Order in respect of the lands if an objection is made in respect of the acquisition by an owner, lessee or occupier of the lands, and not withdrawn, until it has caused to be held an Oral Hearing into the matter and until it has considered the objection and the report of the person who held the Oral Hearing. However, regard should be had to the provisions of Section 218 of the Planning and Development Act, 2000, as amended which provides that where as a result of the transfer of functions under Section 214, 215, 215A, 215B or 215C of the Planning and Development Act, 2000, as amended, the Coimisiún would otherwise be required to hold a local enquiry, public local enquiry or oral hearing, that requirement shall not apply to the Coimisiún but the Coimisiún may, at its absolute discretion, hold an Oral Hearing in relation to the matter, the subject of the function transferred.
- A copy of the Order and the deposited drawings referred to in it may be seen at the following locations:-
 - Uisce Éireann, Colvill House, 24-26, Talbot Street, Dublin 1 between 09:00-17:00hrs Monday to Friday.
 - Thomastown Library, Marsh's Street, Thomastown, Co. Kilkenny between 10:00-13:00hrs and 14:00-17:00hrs Tuesday to Friday and 10:00-13:30hrs Saturday.

All of which drawings are sealed with the seal of the Company.
- A Natura Impact Statement was prepared in relation to this project.

SCHEDULE PART 1 – LAND ACQUISITION

Land other than land consisting of a house or houses unfit for human habitation and not capable of being rendered fit for human habitation at reasonable expense

Plot Number shaded grey on the drawings deposited at Uisce Éireann, Colvill House, 24-26 Talbot Street, Dublin 1 and Thomastown Library, Marsh's Street, Thomastown, Co. Kilkenny	DRAWING No.	Quantity, Situation and Description of the Land			Owners or Reputed Owners	Lessees or Reputed Lessees	Occupiers
		Area in Hectares	Location	Description of Property			
001	UE/10058737/ CPO/001	0.0605	Knocktopher Abbey	Mixed broadleaved / conifer woodland (WD2) & Artificial Surfaces (BL3)	Mr Richard Holohan, Knocktopher Village, Knocktopher, County Kilkenny R95 P084 Mr William Holohan, 32 White's Castle, Knocktopher, County Kilkenny, R95 AW9P Mr Frank Holohan, 2 Rosehill, Old Blackrock Road, Cork City, T12 V8ND	Unknown	Unknown

COMPULSORY ACQUISITION OF LAND

UISCE ÉIREANN COMPULSORY PURCHASE

(BALLYHALE-KNOCKTOPHER WASTEWATER PUMPING STATION) ORDER, 2025



PART 2 – PERMANENT WAYLEAVE

Sub-Part A – Description of Wayleave

The right for the Company, its successors in title, assigns, tenants, servants or agents, contractors or other licensees:

- (i) to construct, lay, keep, operate, maintain, renew, repair and inspect waste water works as defined in the Water Services Act, 2007 and all associated pipelines and all other associated physical elements used for collection, storage or treatment of waste water and such other works, services, facilities and other things as are necessary or expedient in relation thereto or are ancillary thereto or form part of such waste water works, in, on or under the land specified in Sub-Part B below, together with the right,
- (ii) to enter with all necessary vehicles, plant and machinery upon the said land at all times for any of the said purposes.

Sub-Part B – Description of Land

Plot Number coloured yellow on the drawings deposited at Uisce Éireann, Colvill House, 24-26 Talbot Street, Dublin 1 and Thomastown Library, Marsh's Street, Thomastown, Co. Kilkenny	DRAWING No.	Quantity, Situation and Description of the Land			Owners or Reputed Owners	Lessees or Reputed Lessees	Occupiers
		Area in Hectares	Location	Description of Property			
002	UE/10058737/ CPO/001	0.0042	Knocktopher Abbey	Mixed broadleaved / conifer woodland (WD2) & Artificial Surfaces (BL3)	Mr Richard Holohan, Knocktopher Village, Knocktopher, County Kilkenny R95 P084 Mr William Holohan, 32 White's Castle, Knocktopher, County Kilkenny, R95 AW9P Mr Frank Holohan, 2 Rosehill, Old Blackrock Road, Cork City, T12 V8ND	Unknown	Unknown

PART 3 – PERMANENT RIGHT OF WAY

Not Applicable

PART 4 – TEMPORARY WORKING AREA

Sub-Part A – Description of Rights

The temporary right for the Company, assigns, tenants, licensees, servants or agents, contractors and workmen in common with all others who have the like right to use the land specified in Sub-Part B below to enter with all necessary vehicles, plant and machinery upon the said lands and to use the land to pass and re-pass over same for the purpose of ingress and egress to and from the public road at all times, for all purposes of and by all means in connection with the use and occupation by the Company its successors in title, assigns, tenants, licensees, servants or agents, contractors and workmen in comm

on with all others who have the like right of lands and rights over land acquired by it for the purposes of the Ballyhale-Knocktopher Wastewater Pumping Station. Such rights include the right to do anything reasonably necessary for or ancillary or incidental to the construction of the structures and the waste water works as defined in the Water Services Act, 2007 to be laid, erected, or constructed on the lands described in Part 1 of this Schedule and the wayleaves described in Part 2 of this Schedule in, on, under or over the lands specified in Sub-Part B below.

Sub-Part B – Description of Lands

Plot Number coloured green on the drawings deposited at Uisce Éireann, Colvill House, 24-26 Talbot Street, Dublin 1 and Thomastown Library, Marsh's Street, Thomastown, Co. Kilkenny	DRAWING No.	Quantity, Situation and Description of the Land			Owners or Reputed Owners	Lessees or Reputed Lessees	Occupiers
		Area in Hectares	Location	Description of Property			
003	UE/10058737/ CPO/001	0.0925	Knocktopher Abbey	Mixed broadleaved / conifer woodland (WD2) & Artificial Surfaces (BL3)	Mr Richard Holohan, Knocktopher Village, Knocktopher, County Kilkenny R95 P084 Mr William Holohan, 32 White's Castle, Knocktopher, County Kilkenny, R95 AW9P Mr Frank Holohan, 2 Rosehill, Old Blackrock Road, Cork City, T12 V8ND	Unknown	Unknown