



An Coimisiún Pleanála
64 Marlborough Street
Dublin 1,
D01 V902

AN COIMISIÚN PLEANÁLA	
LDG- _____	
ACP- _____	
26 SEP 2025	
Fee: € _____	Type: _____
Time: 12:27	By: [Signature]

25th of September 2025

Re: Fingal County Council Acquisition of Open Space Lands Under Section 45 of the Planning and Development Act 2000

Dear Sir/Madam,

A Section 45 Acquisition Notice under the Planning and Development Act 2000 was authorised by Fingal County Council on the **27th day of August 2025**. The Acquisition Notice was published in the **Dublin Gazette** on the **25th day of September 2025** and subsequent notices were served on all interested parties. As per Section 45 (3), any person having an interest in the land to which the acquisition notice relates, may within the period specified in the notice appeal to An Coimisiún Pleanála.

I enclose the following documents for your information: -

1. Copy of Map which the Acquisition Notice Relates.
2. Copy of the **Dublin Gazette** dated the **25th day of September 2025** in which Acquisition Notice was published.
3. Copy of certified statement of service of notices indicating names and addresses of persons on whom notices were served and manner of service together with confirmation of delivery.
4. Sample copy of correspondence served on interested parties.
5. Copy of Chief Executive's Order No. **EETCD/0409/2025** dated the **27th day of August 2025**.

The latest date for receipt of objections to An Coimisiún Pleanála, 64 Marlborough Street, Dublin 1, D01 V902 is the **23rd day of October 2025** at 4.00pm.

Yours faithfully,

Tim Hanway
Senior Staff Officer
Property Services
Economic, Enterprise, Tourism &
Cultural Development Department
Email: timothy.hanway@fingal.ie
Phone: 087 152 3758

Encl.



**COMHAIRLE CONTAE FHINE GALL
FINGAL COUNTY COUNCIL**

**ACQUISITION NOTICE OF INTENTION TO ACQUIRE LAND UNDER SECTION 45 OF THE
PLANNING AND DEVELOPMENT ACT, 2000 (AS AMENDED AND SUBSTITUTED)**

**PLANNING AND DEVELOPMENT ACTS 2000 TO 2024
AND ALL OTHER ACTS THEREBY ENABLING**

**ACQUISITION OF OPEN SPACE LANDS AT THE DUNES, PORTMARNOCK, COUNTY
DUBLIN**

NOTICE OF INTENTION TO ACQUIRE LAND

WHEREAS planning permission was granted under the Planning Acts to **Terenure Housing Limited** for a residential development at **The Dunes, Portmarnock, County Dublin**. The planning permission contained a condition requiring for the provision of land as open space or it was either explicit or implicit in the application for the permission that land would be provided as such open space.

AND WHEREAS Fingal County Council, as planning authority, has previously served a written request for the open space lands at **The Dunes, Portmarnock, County Dublin** to be provided to the Council.

AND WHEREAS the open space lands at **The Dunes, Portmarnock, County Dublin** have failed to be provided to the Council;

NOW THEREFORE PLEASE TAKE NOTICE Fingal County Council has published an acquisition notice in a newspaper circulating in the district of Fingal and will proceed to acquire the open space lands at **The Dunes, Portmarnock, County Dublin** compulsorily under the powers contained under Section 45 of the Planning and Development Act, 2000 (as amended and substituted).

Further information may be obtained from Tim Hanway, Senior Staff Officer, Property Services Division, Fingal County Council, County Hall, Swords, Fingal, Co. Dublin, K67 X8Y2. Telephone no. 01 8905000, E-mail: timothy.hanway@fingal.ie.

Dated this the 25th day of September, 2025

Natalie Dineen
Administrative Officer
Property Services
**Economic, Enterprise, Tourism &
Cultural Development Department**



Property Section
Department of Public Expenditure,
Infrastructure, Public Service
Reform and Digitalisation
Government Buildings
Upper Merrion Street
Dublin 2
D02 R583

**COMHAIRLE CONTAE FHINE GALL
FINGAL COUNTY COUNCIL**

**ACQUISITION NOTICE OF INTENTION TO ACQUIRE LAND UNDER SECTION 45
OF THE PLANNING AND DEVELOPMENT ACT, 2000 (AS AMENDED AND
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**ACQUISITION OF OPEN SPACE LANDS AT THE DUNES, PORTMARNOCK,
COUNTY DUBLIN**

NOTICE OF INTENTION TO ACQUIRE LAND

WHEREAS planning permission was granted under the Planning Acts to **Terenure Housing Limited** for a residential development at **The Dunes, Portmarnock, County Dublin**. The planning permission contained a condition requiring for the provision of land as open space or it was either explicit or implicit in the application for the permission that land would be provided as such open space;

AND WHEREAS Terenure Housing Limited was dissolved on **Friday the 11th of December 1998** and under Section 28(2) of the State Property Act 1954 any land vested in or held in trust of **Terenure Housing Limited** immediately prior to its dissolution vested to the State;



AND WHEREAS Fingal County Council, as planning authority, has previously served a written request for the open space lands at **The Dunes, Portmarnock, County Dublin** to be provided to the Council;

AND WHEREAS the open space lands at **The Dunes, Portmarnock, County Dublin** have failed to be provided to the Council;

NOW THEREFORE PLEASE TAKE NOTICE Fingal County Council has published an acquisition notice in a newspaper circulating in the district of Fingal and will proceed to acquire the open space lands at **The Dunes, Portmarnock, County Dublin** compulsorily under the powers contained under Section 45 of the Planning and Development Act, 2000 (as amended and substituted).

Copy of newspaper notice is enclosed.

Further information may be obtained from Tim Hanway, Senior Staff Officer, Property Services Division, Fingal County Council, County Hall, Swords, Fingal, Co. Dublin, K67 X8Y2. Telephone no. 087 152 3758, E-mail: timothy.hanway@fingal.ie.

Dated this the 25th day of September, 2025

Natalie Dineen
Administrative Officer
Property Services
Economic, Enterprise, Tourism &
Cultural Development Department



Property Management Services
The Office of Public Works
Jonathan Swift Street
Trim
County Meath
C15 NX36

**COMHAIRLE CONTAE FHINE GALL
FINGAL COUNTY COUNCIL**

**ACQUISITION NOTICE OF INTENTION TO ACQUIRE LAND UNDER SECTION 45
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COUNTY DUBLIN**

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AND WHEREAS Terenure Housing Limited was dissolved on **Friday the 11th of December 1998** and under Section 28(2) of the State Property Act 1954 any land vested in or held in trust of **Terenure Housing Limited** immediately prior to its dissolution vested to the State.

COMHAIRLE CONTAE FHINE GALL
Fingal County Council

Record of Executive Business and Chief Executive's Order

**PA104 Acquisition of Open Space Lands at The Dunes,
Portmarnock, County Dublin under Section 45 of the
Planning & Development Act 2000 (as amended)**

Planning permission was granted under the Planning Acts to Terenure Housing Limited for a residential development at The Dunes, Portmarnock, County Dublin. The planning permission contained a condition requiring for the provision of land as open space and it was either explicit or implicit in the planning application that the land would be provided as open space. Chief Executive Order P Env/391/87 authorised the acquisition of open space lands at The Dunes, Portmarnock, County Dublin on the foot of a Deed of Dedication submitted by Terenure Housing Limited.

Fingal County Council, in its capacity as a Planning Authority, has previously served a written request for the open space lands at The Dunes, Portmarnock, County Dublin to be provided to the Council, however the open space lands have yet to be transferred to the Council.

It is now recommended that the procedure pursuant to Section 45 of the Planning and Development Act 2000 (as amended) be initiated to vest the open space lands at The Dunes, Portmarnock, County Dublin in the ownership of the Council, that an acquisition notice be published in a newspaper circulating in the district of Fingal, that a copy of the acquisition notice be served on the owner(s) of the lands described and that an application be made to An Coimisiún Pleanála to confirm the acquisition notice in order to vest the lands, as shown delineated in red on Drawing Index No. 5552 in the ownership of Fingal County Council.

I concur with the above and recommend payment of the Council's costs in this matter together with any additional approved costs that may arise and that in accordance with the provisions of this Order and subject to confirmation of the acquisition notice, the Council is hereby authorised to commence the statutory procedures to vest the said lands in the ownership of the Council for the purpose outlined above.

Provision for this expenditure has been made in Job Code 63192025.

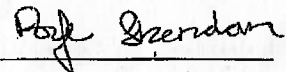


Recommender Natalie Dineen

Administrative Officer

ORDER:

That the procedure pursuant to Section 45 of the Planning and Development Act 2000 (as amended), be initiated by the Council to vest open space lands at The Dunes, Portmarnock, County Dublin, as shown delineated in red on Drawing Index No. 5552, in the ownership of Fingal County Council and that an acquisition notice be published in a newspaper circulating in the district of Fingal, that a copy of the acquisition notice be served on the owner(s) of the lands described and that an application be made to An Coimisiún Pleanála to confirm the acquisition notice in order to acquire permanently the lands and that all costs arising in this matter are discharged as recommended by the Administrative Officer, Property Services, Economic, Enterprise, Tourism and Cultural Development Department is hereby approved.



Approver Aoife Sheridan

Senior Executive Officer

27/06/2025 Dated

thereunto empowered by order of the Chief Executive,
Fingal County Council C.E No 9170 delegating to me all
powers, functions and duties in relation to the Council of
the County of Fingal in respect of this matter.

C1027

V251119

Customer copy

No legal liability attaches to An Post in respect of the issue of this receipt other than outlined in the "An Post Terms and Conditions". An Post Terms and Conditions relating to the Registered Post service are available at the post office or online at anpost.com

an post

Payment method Meter post ☐ Postage stamps ☐ cash ☐ Fee paid ☒

Customer's name and address

Alan Hand, EFTCD, Property Acquisitions,
Fingal County Council, County Hall, Main Street Swords
Dublin

Date

25 09 25

D D M M Y Y

Customer account number

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Item number	Enter below the name and address shown on each item	Declared value	Additional insurance value	Weight KG must be entered	Amount paid
RK 0298 3706 41E	Property Management Services, The office of Public Works Johnston Swift Street, Trim, Meath, C15 NX36	€	€		€
RK 0298 3707 81E	Property Section, Department of Public Expenditure Infrastructure, Public Service, Reform and Digital Services Government Buildings, Dublin D02 R583	€	€		€
		€	€		€
		€	€		€
		€	€		€
		€	€		€
		€	€		€
		€	€		€
		€	€		€
		€	€		€

Accepting Officer

Time

Total items on this list

--	--	--	--

Total amount paid

€

Registered post

Acceptance



AND WHEREAS Fingal County Council, as planning authority, has previously served a written request for the open space lands at **The Dunes, Portmarnock, County Dublin** to be provided to the Council.

AND WHEREAS the open space lands at **The Dunes, Portmarnock, County Dublin** have failed to be provided to the Council;

NOW THEREFORE PLEASE TAKE NOTICE Fingal County Council has published an acquisition notice in a newspaper circulating in the district of Fingal and will proceed to acquire the open space lands at The Dunes, Portmarnock, County Dublin compulsorily under the powers contained under Section 45 of the Planning and Development Act, 2000 (as amended and substituted).

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Dated this the 25th day of September, 2025

Natalie Dineen
Administrative Officer
Property Services
Economic, Enterprise, Tourism &
Cultural Development Department



RK029837064IE

08:22 on 26 September 2025

Your item has been delivered



Download proof of delivery

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RK029837078IE

08:46 on 26 September 2025

Your item has been delivered

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Proof of Delivery

For your world

Name: KAROL LYNSKEY
Delivery Date: 26 Sep 2025, 08:22
Signature:

A handwritten signature in black ink, appearing to read 'Karol Lynskey', is written over a faint, larger version of the same signature. The signature is fluid and cursive.

Barcode(s):
RK029837064IE
RL522387789IE
RL040888111IE
RL040888160IE



PLANNING & STRATEGIC INFRASTRUCTURE DEPARTMENT
 PARKS & GREEN INFRASTRUCTURE DIVISION
 Senior Parks Superintendent Kevin J Halpern



THIS MAP IS PREPARED BY FINGAL
 COUNTY COUNCIL FROM AN OSI
 DIGITAL MAP BASE AND COMPLIES
 WITH PRAI MAPPING REGULATIONS

NOTE: SITE REFERRED TO IS 'OUTLINED' IN RED.
 NON OSI DETAIL OR PRA DETAIL WHERE
 APPLICABLE, IS SHOWN COLOURED GREEN.

O.S.I. Sheet No.: 30566_06
 Scale: 1:1,000
 Area: 0.578 Ha. (1.428 Ac.)

SIGNED: *John Brophy*
 John Brophy, Chartered Surveyor

INDEX No.: 5552 DOD/HH/34A DATE: 23/11/2016
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COMHAIRLE CHONTAE ÁTHA CLIATH

Record of Executive Business and Manager's Orders

P Env/391/'87

Deed of Dedication - Open Space at The Dunes, Portmarnock

ORDER: I hereby authorise the affixing of the seal of the Council to the Deed of Dedication (in duplicate) completed by Terenure Housing Limited in respect of open space at The Dunes, Portmarnock (ref. 8/7/86).

The County Solicitor is to be instructed to transfer title to the fee simple interest in the land to the Council and the seal of the Council is to be affixed to the legal documents involved. The Council is to be responsible for the proper legal costs of transfer.

Submitted on:

Date

Prepared:	P Walsh	10/7/86
Checked:	Mr. Murray	15/7/86
Recommended:	John J. O.	31/8/87
£ 10.00		

14/9/87.
Dated

Approved Officer

Herewith empowered by order of Bainisteoir Chontae Átha Cliath No. C.M. 2724 delegating to me all his powers, functions and duties in relation to the Council of the County of Dublin in respect of this matter.

(Ref. 8/7/86)

O.S. 204

THIS AGREEMENT made the day of 198
BETWEEN Terenure Housing Limited
OF 35 Westland Row, Dublin 2 (hereinafter called "the Grantor")
of the One Part and THE COUNTY COUNCIL OF THE COUNTY OF DUBLIN
(hereinafter called "the Council") of the Other Part:

WHEREAS the Grantor is seized in fee simple in possession free from
incumbrances of the strip piece or parcel of land hereinafter mentioned
and for the consideration hereinafter mentioned has consented and agreed
to give up the same to the public for use as a public open space or such
other use or uses as the Council in its discretion consider more beneficial
in the interest of the public.

NOW THIS AGREEMENT WITNESSETH that it is hereby AGREED by and between
the Grantor and the Council as follows:

1. The Grantor agrees as on and from the day of 19

to GIVE UP AND DEDICATE TO THE PUBLIC for the purpose aforesaid ALL
THAT strip piece or parcel of land containing 1.2 acres or
thereabouts situated in the Townland of Burrow in the (Parish)
(Electoral Division) of Malahide in the Barony of
Coolock and County of Dublin as the same is more
particularly delineated and described in the plan annexed to this
Agreement and thereon coloured TO THE INTENT that the said
strip piece or parcel of land shall be for the use of the public as
hereinbefore set out.

2. The consideration for such agreement shall be the sum of £1 (one pound).

3. The Grantor shall within 21 days from the date of this Agreement
furnish to the Council or their Solicitor (and at the expense of the
Council) evidence proving the title as owner in fee simple free from
incumbrances of the said strip or parcel of land.

4. The Council shall enter on and take possession of the said land upon
the signing thereof and may execute such works thereon and use the land
as open space or such other use or uses as the Council in its discretion
considers more beneficial in the interest of the public.

5. The Grantor his heirs executors administrators or assigns shall if called upon by the Council so to do at any time within a period of 21 years from the date hereof execute at the expense of the Council a proper conveyance of the said strip piece or parcel of land to the Council free from incumbrances.

IN WITNESS WHEREOF the said _____ has hereunto set
hand and affixed _____ seal and the Council has caused its Common
Seal to be hereunto affixed the day and year first above WRITTEN.

Schedule

PRESENT when the Common Seal of
the Grantor was affixed
hereto/

Walter Brown DIRECTOR
Walter Brown DIRECTOR

in the presence of:

PRESENT when the Common Seal
of the Council THE COUNTY
COUNCIL OF THE COUNTY OF DUBLIN
was hereunto affixed:

J. Had
~~Chairman~~: Nominated Member

G. J. Hillman
Asst. County Manager/Approved Officer

Set
P.R. 11/2786 Date 29.7.2002
used by Walter Brown
Walter Brown
N/A Date
22655

Folio 18989 Plan 27

Te. Burrow

LAND REGISTRY

County Dublin.....
Folio 18282, os. 15-39

This map should be read in conjunction with the form
(Plan No. on 111 page)

THIS MAP DOES NOT SHOW APPURTENANCE OR SERVIENT RIGHTS.

Where a boundary has been transferred from a smaller scale map, accuracy is limited to that of the smaller scale.

This map, subject to the provisions of the L.R. Rules, is acceptable for subdivision purposes. ✓

is acceptable for subdivision purposes. *AC 1/10/90*



