



# Chief Executives Order

Order no: M/2025/ - 1381

Subject: N70 Waterville to Ballybrack Road Improvement Scheme  
Acquisition of Land

ORDER: By virtue of the provisions of The Local Government Act 1925-2014

*IN THE MATTER OF THE  
HOUSING ACT 1966 AS AMENDED  
PLANNING AND DEVELOPMENT ACT 2000 AS AMENDED  
LOCAL GOVERNMENT (NO.2) ACT, 1960  
ROADS ACT 1993 AMENDED  
LOCAL GOVERNMENT ACT 2001 AS AMENDED  
AND ALL OTHER ACTS THEREBY ENABLING*

Having considered the Engineering Certificate of Paul Curry, Senior Engineer, Kerry National Roads Office, The Island Centre, Castleisland, Co. Kerry, dated 5<sup>th</sup> of December 2025, as endorsed by Frank Hartnett, Director of Services, Capital Delivery, Climate Resilience and Culture, and the Certificate of Damien Ginty, Senior Planner, Kerry County Council dated 14<sup>th</sup> of January 2025, and being satisfied that the lands identified in the Schedule to the Compulsory Purchase Order are necessary, sufficient and suitable for the proposed road development to which the compulsory purchase order relates, and being satisfied that it would be convenient to effect acquisition of these lands by Compulsory Purchase Order under the Housing Act, 1966, as extended by Section 10 of the Local Government (No.2) Act, 1960, (substituted by Section 86 of the Housing Act, 1966) and as amended, substituted and extended by the Roads Act 1993 as amended, the Planning and Development Act 2000 (as amended), the Local Government Act 2001 as amended, the Residential Tenancies Act 2004 as amended and all other Acts thereby enabling.

I accept and adopt the aforesaid Engineering and Planning Certification and the conclusions and recommendations therein contained.

I hereby order that the said lands be acquired compulsorily and that such acquisition be effected by a Compulsory Purchase Order under the aforesaid provisions including section 76 of the Housing Act 1966 (as amended) and the Third Schedule thereto and all other Acts thereby enabling.

The seal of Kerry County Council is to be affixed to the said Compulsory Purchase Order and maps forming part of it and following service of the requisite Notices on all persons concerned and publication of the requisite Notice in a local newspaper, the Compulsory Purchase Order, together with all supporting documentation is to be submitted for confirmation to An Coimisiún Pleanála, in accordance with statutory procedures.

In accordance with the provisions of this Order, and subject to confirmation of the Compulsory Purchase Order by An Coimisiún Pleanála, the County Council is hereby authorised to commence to conclusion the statutory procedures to acquire compulsorily the said lands for the purpose aforesaid.

Signed by me at Áras an Chontae, Tralee

on the 10<sup>th</sup> day of December 2025

Mr. Fearghal Reidy,  
Chief Executive.

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9/12/25