Comhairle Contae Dhún na nGall
Donegal County Council

www.ccdhunnangall.ie www.donegalcoco.ie

Our Ref: 2019012

28th May 2026

Bundoran Surf Co
C/O Aidan Browne
Main Street
Bundoran
Co. Donegal
F94 XK6R

RE: Accessible Pathway to Tullan Strand Beach

Dear Aidan,

Donegal County Council have now made a Compulsory Purchase Order (CPO) entitled **"Donegal County Council (Accessible Pathway to Tullan Strand Beach) Compulsory Purchase Order 2026"**. To comply with the statutory requirements, I send you herewith a copy of the prescribed Notice as to the making of the CPO.

The attached Notice details the part(s) of land(s) affected by the CPO in the extract from the CPO Schedule incorporated into the Notice. While not part of the statutory requirements the Council are also including with this letter a copy of the CPO Map and so your plot(s) can be identified on the Map from the plot number(s) in the Schedule extract.

I must draw your attention particularly to the contents of the enclosed Notice where it states the periods and requirements for objection to the CPO at paragraph 6.

Should you have any queries or require any clarification, please contact James Kelly, Senior Executive Engineer, Capital Projects Delivery Unit, Donegal County Council, Station Island, Station Road, Lifford, Co. Donegal on 087 2236923 or John Deeney, Executive Engineer, Capital Projects Delivery Unit, Donegal County Council, Station Island, Station Road, Lifford, Co. Donegal on 087 7197619 who are dealing with this matter.

Is mise le meas,

Majella McElchar
Staff Officer

EXTRACT FROM CPO SCHEDULE

Part 1 – Permanent 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 a reasonable expense.

Number on map deposited at the offices of Donegal County Council	Quantity, Situation and Description of the land			Owners or Reputed owners	Lessees or Reputed lessees	Occupiers
	Area in Hectares	Situation	Description			
01A	0.577	Finner	Cliff, Public Road & Unauthorised Beach Access Development	Marlene Fergus	-	Tullan Tin Can (Erin Fergus) Bundoran Surf Co (Aidan Browne & Pete Craig)

Dated this 28th day of May 2026

Signed: Majella McElchar

Majella McElchar
Staff Officer
Capital Projects Delivery Unit
Donegal County Council

FORM OF NOTICE OF THE MARKING OF A COMPULSORY PURCHASE ORDER UNDER SECTION 76 OF AND THE THIRD SCHEDULE TO THE HOUSING ACT, 1966, AS EXTENDED BY SECTION 10 OF THE LOCAL GOVERNMENT (NO.2) ACT, 1960, 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 BY THE PLANNING AND DEVELOPMENT ACTS, 2000-2021.

COMPULSORY ACQUISITION OF LAND

Donegal County Council (Accessible Pathway to Tullan Strand Beach)
Compulsory Purchase Order 2026

TO: Bundoran Surf Co, C/O Aidan Browne

OF: Main Street, Bundoran, Co. Donegal, F94 XK6R

1. Donegal County Council (hereinafter referred to as "the Local Authority" in exercise of the powers conferred upon it by Section 76 of the Housing Act, 1966 and the Third Schedule thereto, as extended by Sectio 10 of the Local Government (No.2) Act 1960 (as substituted by Section 86 of the Housing Act, 1966) as amended by Section 6 of and the Second Schedule to the Roads Act, 1993 and the Planning and Development Acts 2000 – 2021 have made an order ("the CPO") entitled as above which is about to be submitted to An Coimisiún Pleanála for confirmation.

2. If confirmed, the Order will authorise the Local Authority to acquire

    a. Compulsorily and permanently the land described in Part 1 of the Schedule thereto ("the CPO Schedule").

    For the purposes of the carrying out and delivery of the Accessible Pathway to Tullan Strand Beach and all associated works involved in the same.

3. The said lands in Part 1 of the CPO Schedule are shown edged red and coloured grey on the Map marked drawings No. 2019012-04-001 and sealed with the seal of the Local Authority and deposited at the offices of the Local Authority (in this Notice referred to as "the deposited Map"). An extract from the relevant part of the CPO Schedule showing the lands in which you are named as having an interest therein is part of the Notice below.

4. A copy of the CPO and of the deposited Map referred to in it may be viewed from the 2nd of June 2026 online at consult.conegal.ie and during normal office hours, Monday to Friday from 9:00am to 12:30pm and 1:00pm to 4:30pm, at the offices of the Local Authority at –

    Donegal Town Public Services Centre, Drumlonagher, Donegal Town, Co. Donegal, F94 DK6C

    County House, The Diamond, Lifford, Co. Donegal, F93 Y622

Bundoran Community Library, Station Road, Bundoran, Co. Donegal, F94 CKX7, at the following times.

Tuesday: 9:30am to 5:30pm
Wednesday: 12:30pm to 8pm
Thursday: 9:30am to 5:30pm
Friday: 9:30am to 5:30pm
Saturday: 10am to 2:30pm

5. The Housing Act 1966, as amended, provides that if an objection is made with respect 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 An Coimisiún Pleanála makes an order to confirm the Compulsory Purchase Order, unless;

    a. The objection is withdrawn, or

    b. An Coimisiún Pleanála 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 addressed.

6. Any objection to the Order must state in writing the grounds of the objection and be sent addressed to An Coimisiún Pleanála at 64 Marlborough Street, Dublin 1 so as to reach An Coimisiún Pleanála on or before the 21st day of July 2026.

7. A Natura Impact Statement, for which separate public notice has been given, has been prepared in respect of the development which it is proposed to carry out on the land. Copy of the Natura Impact Statement is available for inspection and purchase at the offices of the Local Authority specified in paragraph 4 above. Evidence in relation to the implications of the proposed development for the proper planning and sustainable development in the area concerned, the likely effects on the environment of the proposed development and the likely significant effects of the proposed development on a European site may be heard at the oral hearing, if any. Submissions and/or objections may be made to An Coimisiún Pleanála relating to these matters by the same date specified in paragraph 5 above.

8. An Coimisiún Pleanála, if it thinks fit, may in one or more stages annul the Compulsory Purchase Order or confirm the Order, with or without modification.

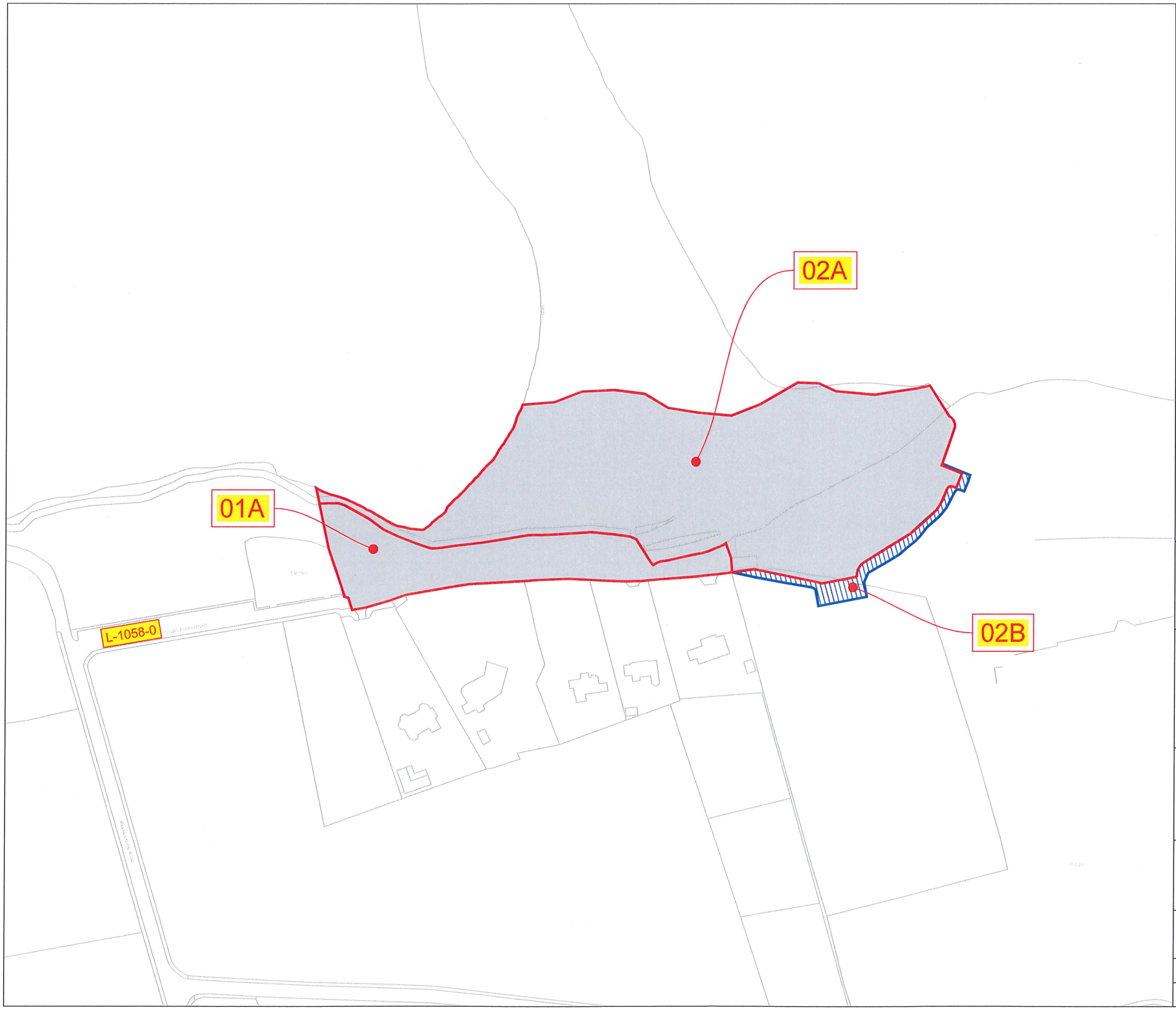
9. Of no objection is received to the proposed compulsory acquisition of land, the objection is withdrawn or An Coimisiún Pleanála is satisfied that the objection relates exclusively to matters which can be dealt with by the Arbitrator by whom compensation may have to be assessed, An Coimisiún Pleanála shall inform the Local Authority, who may then confirm the Order with or without modification, or refuse to so confirm it.

10. If the Land to which the Order, as confirmed by either An Coimisiún Pleanála 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.

11. 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 11 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 Appels) Act, 1960, and the Local Government (Planning and Development) Act, 1963 (as applied by section 265 (3) of the Planning and Development Act, 2000), subject to the modifications contained in the Third Schedule to the Housing Act, 1966.

12. Any dispute in relation to compensation shall be referred to and determined by a Property Arbitrator appointed under the Property Values (Arbitrations and appeals) Act, 1960.

13. 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 Land Values Reference Committee, C/O High Court, Four Courts, Dublin 7 an application in writing for the nomination of a property arbitrator for the purposes 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).



N

Townland: Finner

Seal of Donegal County Council affixed hereto as authenticated by the signature of:

Nominated Officer

Permanent Acquisition

Temporary Acquisition

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CCMA / Donegal County Council

Comhairle Contae Dhún na nGall
Donegal County Council
County House, Lifford.
Tel: (074) 9153900 Fax: (074) 9141793

Project:

Accessible Pathway to Tullan Strand Beach

Title:

Donegal County Council
Compulsory Purchase Order 2026

Dwg. No: 2019012-04-001	OS Map No(s): 0691_A / 0691_B / 0691_C / 0691_D / 0691_14 / 0691_18	
Date: May 2026	Drawn By: JD	Checked By: JK
Scale: 1:2000 @ A3	Rev: A	