



COMHAIRLE CONTAE AN CHLÁIR
CLARE COUNTY COUNCIL

PUBLIC NOTICE

FORM OF NOTICE 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 PUBLISHED IN ACCORDANCE WITH ARTICLE 4(a) OF THE THIRD SCHEDULE TO THE HOUSING ACT, 1966 AS AMENDED BY THE PLANNING AND DEVELOPMENT ACT, 2000 (AS AMENDED) INCLUDING SECTIONS 212 AND 213 OF THE PLANNING AND DEVELOPMENT ACT 2000 (AS AMENDED) AND SECTION 184 OF THE LOCAL GOVERNMENT ACT 2001 (AS AMENDED) AND ALL OTHER ACTS THEREBY ENABLING.

COMPULSORY ACQUISITION OF LAND

CLARE COUNTY COUNCIL (WEST CLARE RAILWAY GREENWAY SECTION 1: KILRUSH TO KILKEE)

COMPULSORY PURCHASE ORDER, 2026

Clare County Council (hereinafter referred to as "the local authority") in exercise of the powers conferred upon them by section 76 of the Housing Act, 1966, and the Third Schedule thereto, as extended by 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 to the Roads Act, 1993 and as amended by the Planning and Development Act, 2000 (as amended)), including 212 and 213 of the Planning and Development Act 2000 (as amended) and section 184 of the Local Government Act 2001 (as amended) have made an order entitled as above which is about to be submitted to An Coimisiún Pleanála for confirmation.

If confirmed, the order will authorise the local authority to acquire compulsorily and permanently the land described in Parts IIa of the Schedule hereto ("the Schedule") and acquire compulsorily and temporarily the land described in Part IIb of the Schedule and acquire the private rights of way if any described in Part IV of the Schedule for the purposes of a proposed road development described as the West Clare Railway Greenway Section 1: Kilrush to Kilkee for the purposes of road development consisting of a proposed shared pedestrian and cycle route and associated ancillary and consequential works over approx. 15.2km and affecting a total land area of approx. 27.3ha between the towns of Kilrush to the east and Kilkee to the west via the village of Moyasta. The proposed road development will be constructed within the townlands of Kilrush, Leadmore West, Carrowncalla South, Carrowncalla North, Moyasta, Baunmore, Gaurraun, Lisdeen and Dough across the five Electoral Divisions (ED) of Kilrush Urban, Kilrush Rural, Einagh, Kilfearagh and Kilkee, to which the compulsory purchase order relates.

It will generally follow the route of the former West Clare Railway repurposing the former railway infrastructure, diverting around property boundaries in certain instances. Trailheads with car parking and ancillary facilities will be provided at Kilrush and Moyasta. Boundary fencing and screening will be provided along the route.

Owners, lessees and occupiers of the land and/or rights described in Parts I, II and IV of the Schedule will receive individual written notice.

The order will also authorise the local authority to extinguish the public rights of way if any described in Part III of the Schedule, by order made by it after it has acquired the land, where the said public rights of way are over the land so acquired or any part thereof, or over land adjacent to or associated with the land so acquired or any part thereof.

Any objection to the order should be made in writing to An Coimisiún Pleanála, 64 Marlborough Street, Dublin 1, D01 V902 so as to reach An Coimisiún Pleanála before **5:30pm on the 21 August 2026.**

An Coimisiún Pleanála cannot confirm: -

- (a) a compulsory purchase order in respect of the land if an objection is made in respect of the acquisition by an owner, lessee or occupier of the land, and not withdrawn;
 - (b) an order which authorises the extinguishment of a public right of way if there is an objection to the extinguishment which is not withdrawn;
 - (c) an order which authorises the acquisition of a private right if there is an objection to the acquisition of the private right by an owner, lessee or occupier of the private right which is not withdrawn,
- until it has considered the objection(s).

An Coimisiún Pleanála has an absolute discretion under section 218 of the Planning and Development Act 2000 (as amended) to hold an oral hearing.

Before making its decision on an application to confirm the Compulsory Purchase Order, An Coimisiún Pleanála must consider any objection made and not withdrawn, any additional submissions or observations made pursuant to a request by An Coimisiún Pleanála under Section 217A of the Planning and Development Act 2000 (as amended) and any report of the person who held the oral hearing, if such an oral hearing takes place.

An Coimisiún Pleanála, if it thinks fit, may confirm the compulsory acquisition or any part thereof, with or without conditions or modifications, or to annul the compulsory acquisition or any part thereof.

An Environmental Impact Assessment Report, and a Natura Impact Statement, for which separate public notice has been given, have been prepared in respect of the development which it is proposed to carry out on the land. Evidence in relation to (i) the likely effects on the environment of the proposed development, (ii) the implication of the proposed development for proper planning and sustainable development in the area in which it is proposed to situate the proposed development, and (iii) the likely significant effects of the proposed development on European Sites may also be heard at the oral hearing, if any.

A copy of the order and of the maps referred to in it may be seen at:

- (a) Clare County Council, Áras Contae an Chláir, New Road, Lifford, Ennis, County Clare V95 DXP2,
- (b) Kilrush Library, O'Gorman Street, Kilrush, County Clare, V15 W577,
- (c) Sweeney Memorial Public Library, Cultúrlann Sweeney, O'Connell Street, Kilkee, County Clare, V15 P960,
- (d) An Coimisiún Pleanála, 64 Marlborough Street, Dublin 1, D01 V902,

on working days during normal working hours at each venue from **03/07/2026 to 21/08/2026.**

The application documents including the Environmental Impact Assessment Report (EIAR) and the Natural Impact Statement (NIS) may also be inspected at www.westclarerailwaygreenway.ie.

A copy of the Compulsory Purchase Order and of the Maps referred to in it are also available on the following website www.westclarerailwaygreenway.ie.

A person may question the validity of any decision by An Coimisiún Pleanála to confirm a compulsory purchase order by way of an application for judicial review under the Rules of the Superior Courts (and in particular Order 84 of the Rules of the Superior Courts contained in S.I. No. 15 of 1986 as amended) and in accordance with Sections 50, 50A and 50B of the Planning and Development Act, 2000 (as amended). Further information can be obtained from An Coimisiún Pleanála in respect of the judicial review procedure and information can also be accessed on An Coimisiún Pleanála website: <https://www.pleanala.ie/en-ie/judicial-review-notice>.

Dated this 03rd Day of July 2026

**John Corry,
Senior Executive Officer,
Corporate Services.**

FOR AND ON BEHALF OF THE LOCAL AUTHORITY.

SCHEDULE Part IIa

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 to be acquired Permanently.

| Number on map deposited at the offices of the Local Authority | Quantity, Description and Situation of land | | | Owners or Reputed Owners | Lessees or Reputed Lessees | Occupiers |
|---|---|--------------------------|-------------------------|---|----------------------------|---|
| | Area in Hectares | Location | Description of Property | | | |
| 100a.101 | 0.0326 | Dough, Kilkee, Co. Clare | Private Road | Reps of Thomas Foley Ashbourne House, Market Square, Kilkee, County Clare | None | Rosemary O'Connell, Westbrook, 2 Dough, Percy French Estate, Kilkee Nora O'Mara, Address Unknown |
| 104a.101 | 0.0618 | Dough, Kilkee, Co. Clare | Abandoned Railway | PJ Haugh, Address Unknown Reps of Thomas Foley, Ashbourne House, Market Square, Kilkee, County Clare | None | |
| 109a.101 | 0.0034 | Dough, Kilkee, Co. Clare | Agricultural | PJ Haugh, Address Unknown Reps of Thomas Foley, Ashbourne House, | None | |

| Number on map deposited at the offices of the Local Authority | Quantity, Description and Situation of land | | | Owners or Reputed Owners | Lessees or Reputed Lessees | Occupiers |
|---|---|--------------------------------|-------------------------|--|----------------------------|--|
| | Area in Hectares | Location | Description of Property | | | |
| 134a.102 | 0.0571 | Lisdeen, Kilfearagh, Co. Clare | Abandoned Railway | Patrick Prendergast, Address Unknown Francis Fawley, Lislanahan, Kilkee, County Clare | None | Francis Fawley, Lislanahan, Kilkee, County Clare |
| 134a.103 | 0.0673 | Lisdeen, Kilfearagh, Co. Clare | Abandoned Railway | Francis Fawley, Lislanahan, Kilkee, County Clare | None | Francis Fawley, Lislanahan, Kilkee, County Clare |
| 134a.107 | 0.571 | Lisdeen, Kilfearagh, Co. Clare | Abandoned Railway | Francis Fawley, Lislanahan, Kilkee, County Clare | None | |
| 134b.101 | 0.286 | Lisdeen, Kilfearagh, Co. Clare | Agricultural | Francis Fawley, Lislanahan, Kilkee, County Clare | None | |
| 134b.102 | 0.313 | Lisdeen, Kilfearagh, Co. Clare | Agricultural | Francis Fawley, Lislanahan, Kilkee, County Clare | None | |