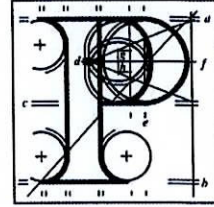


**Our Case Number: ABP-317164-23**

**Your Reference: Nesta Ltd**



**An  
Bord  
Pleanála**

Ken Kennedy Solicitors  
31 Heytesbury Lane  
Ballsbridge  
Dublin 4

**Date:** 20 July 2023

**Re:** Swords to City Centre Core Bus Corridor Scheme, Compulsory Purchase Order 2023  
Swords to Dublin City Centre

Dear Sir / Madam,

An Bord Pleanála has received your recent submission (including your fee of €50) in relation to the above-mentioned proposed road development and will take it into consideration in its determination of the matter.

Please note that the proposed road development shall not be carried out unless the Board has approved it or approved it with modifications.

If you have any queries in the mean time, please contact the undersigned. Please quote the above mentioned An Bord Pleanála reference number in any correspondence or telephone contact with the Board.

Yours faithfully,

*PP Klaudia Wiercowska*

Sarah Caulfield  
Executive Officer  
Direct Line: 01-8737287

HA02

Tel	Tel	(01) 858 8100
Glaos Áitiúil	LoCall	1800 275 175
Facs	Fax	(01) 872 2684
Láithreán Gréasáin	Website	www.pleanala.ie
Ríomhphost	Email	bord@pleanala.ie

64 Sráid Maoilbhríde	64 Marlborough Street
Baile Átha Cliath 1	Dublin 1
D01 V902	D01 V902

<b>AN BORD PLEANÁLA</b>	
LDG-	065139-23
ABP-	317164-23 + 317212-23
18 JUL 2023	
Fee: €	50
Type:	CHO
Time:	14:37
By:	HAND

An Bord Pleanála (Strategic Infrastructure Division)  
64 Marlborough Street  
Dublin 1  
D01 V902  
**BY HAND**

18<sup>th</sup> July 2023

Our Ref: DR/ KEF001/0020

**Re: Objection: Swords to City Centre Core Bus Corridor Scheme Compulsory Purchase Order 2023. ABP Ref. 317164.**

Dear Sirs

#### 1.0 INTRODUCTION

We<sup>1</sup> act on behalf of Nesta Ltd<sup>2</sup> ('Nesta') which operates a warehousing and ancillary office enterprise at Swords Road, Santry, Dublin ('Nesta Santry').

We are instructed that:

- Nesta Ltd. owns lands which are proposed to be permanently acquired (Plot Ref. 1064(1).1c of Part 1 of the Compulsory Purchase Order Scheme Schedule and associated Map) and lands that are to be temporarily acquired (Plot Ref. 1064(2).2c of Part II of the Compulsory Purchase Order Scheme Schedule and associated Map);
- those lands form part of Nesta's overall landholding at Nesta Santry which comprises of 3 interlinked warehouse storage units (c. 2,135 sqm) with office accommodation (c. 150 sq m);
- Nesta Santry is directly accessed from the lands which the NTA proposes to acquire; and
- There is no other vehicular or pedestrian access to Nesta Santry.

<sup>1</sup> Ken Kennedy Solicitors, 31 Heytesbury Lane, Ballsbridge, Dublin 4 01 524 1054.

<sup>2</sup> 31 Heytesbury Lane, Dublin 4, D04 F8PX number 179006 E info@kenkenedy.ie T +353 1 524 1054 www.kenkenedy.ie

Principal Ken Kennedy Solicitors Frances Kennedy, Mark Donnellan, Eibhlin Dowley Barrister-at-Law Danny Ryan

Consultants John M. Sexton, Joseph Mooney

VAT No. 8418806U

Nesta is highly concerned that the acquisition of the lands may significantly and adversely affect vehicular access to its business and may sever (for an unknown period) the only vehicular access to its warehousing and office business. Its business relies on the vehicular access and cannot function without it..

Nesta therefore considers that the Order, if confirmed by the Board, would disproportionately impact on its property rights, will diminish the value of its property and business and is contrary to proper planning and sustainable development. Nesta objects to the Order and calls on the Board to refuse to confirm the Order. In the event that, notwithstanding its objections, the Board is minded to confirm the Order, it is noted that s.49 of the Roads Act 1993 empowers the Board to direct the NTA to provide access to affected landowners.

More detailed particulars of Nesta's business and the matters underpinning its objection to the Order are set out at 2.0 below.

A copy of a letter received by Nesta from the NTA advising of the deadline for making objections (18<sup>th</sup> July 2023) together with relevant extracts from the Schedule to the Compulsory Purchase Order Scheme referring to Nesta's ownership of lands is at Appendix 1.

As Nesta is an affected landowner we understand that no fee is payable for this objection. Without prejudice to this and out of an abundance of caution we have included payment of €50 processing fee which we understand would otherwise be payable. You might kindly return/reimburse this fee to Ken Kennedy's office in the event that such fee is not payable.

## **2.0 OBJECTION**

### **2.1 Background Information**

#### **Nature of Business**

Nesta Santry (Figure 1) is a large purpose-built self-storage warehouse facility that offers individual storage rooms to both residential and commercial customers. It also includes ancillary offices. It has an annual turnover of c.2.1m and it has operated from the site since c. 2007. The only vehicular entrance to Nesta Santry is via the Swords Road (see Figure 1 below).

- Annual Turnover: €2.1m
- No of Nesta employees onsite: 5
- No of offsite employees that may be affected: 30
- Approx number of vehicular movements per week: 1900 (Data taken from keypad on entry)
- No of customers effected if vehicular access was to be restricted: 916
- 11 external garage units: 20-30pax

The facility operates 24/7.



Figure 1: Photo of the only vehicular entrance to the warehousing and office facility. The only access is from the Swords Road. The Compulsory Purchase Order proposes to acquire the land at the entrance to NESTA Santry. Given the particular nature of business (customers need vehicles to deposit and collect materials), and the volume of vehicular movements associated with the operation of the business, severing the vehicular access even on a temporary basis would have a devastating impact on the business.

NESTA Santry cannot be accessed from any other road and given the nature of the business (warehousing and office) any impediment to the existing vehicular access point, whether it be on a permanent or temporary basis, would be devastating to the business and would also adversely affect customers whose goods are stored on site.

The nature of the business means that its operation is reliant on good quality continuous vehicular access.

### Planning Context

NESTA Santry (Figure 2) is zoned 'GE – General Employment' in the current Fingal County Development Plan 2023-2029. The purpose of the zoning is to "provide opportunities for general employment and enterprise".

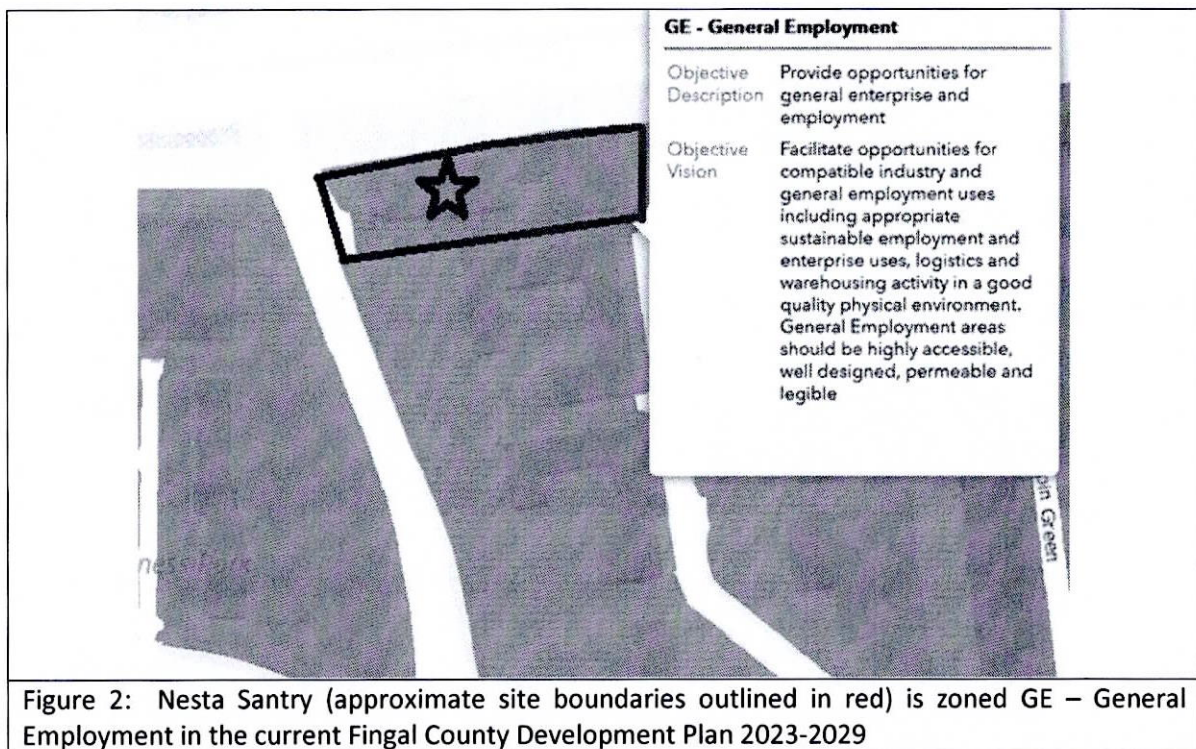


Figure 2: Nesta Santry (approximate site boundaries outlined in red) is zoned GE – General Employment in the current Fingal County Development Plan 2023-2029

The vision for the zoning objective is to *“facilitate opportunities for compatible industry and general employment uses including appropriate sustainable employment and enterprise uses, logistics and warehousing activity in a good quality physical environment. General Employment areas should be highly accessible, well designed, permeable and legible.”*

The use of Nesta Santry for warehousing and office use is fully consistent with the zoning objective. Blocking or restricting vehicular access to the premises would not be consistent with the zoning’s vision.

#### **Correspondence with Jacobs Engineering (on behalf of the NTA)**

Nesta has corresponded with Jacobs Engineering (on behalf of the NTA) to establish if access to Nesta Santry will be maintained during any construction works associated with the CPO and on the duration of any temporary acquisition. Extracts from the reply received by Nesta from Jacobs Engineering by email dated 13<sup>th</sup> January 2023 is set out below:

*“Firstly, I note your concerns regarding disruption to business, safety of customers and employees, and the availability of a ‘sweeping space’ whilst gaining access. When roads and streets are being upgraded, there will be some temporary disruption / alterations to access to premises in certain locations along the Proposed Scheme. **Local arrangements will be made on a case-by-case basis to maintain continued access to homes and businesses affected by the works, at all times, where practicable.** Details regarding temporary access provisions will be discussed with residents and business owners prior to construction starting in the area. The duration of the works will vary from property to property, but access, egress and space to ‘pull in’ off the road will be maintained at all times. ...*

1. What is the proposed timeframe planned for the works to completion.

*In terms of timelines for this project, Swords BusConnects scheme application is intended to be made in the first half of 2023, this will then trigger a statutory consultation period where submissions can be sent to An Bord Pleanála for their consideration in approving the scheme. In the case of an approved scheme Notice to Treat would then be served, at which point valuations and compensation would be dealt with. Approval from An Bord Pleanála is required before any works can start and it is likely that the earliest point any works would take place on the ground would be 2024. ...*

3. How do the Council propose using the current space outside of the Company's gate? (e.g. storage or is the bus corridor being laid directly in this path over this space).

*The space outside the company's gate will be used to facilitate widening of the existing corridor to provide a 2m wide segregated cycle track and a 2m wide footpath. The access is also temporarily acquired to facilitate the works and to tie in to the proposed works. Access to your property will be maintained at all times and the contractor, once appointed, will liaise with you with regard to the impact and durations. Post construction, the temporary land take will be returned to you..." [Emphasis added]*

The above correspondence states that access will be maintained "where practicable". This does not expressly state that access will be maintained. It is also unclear from the correspondence as to the duration and impact of any works on access to Nesta Santry. Insofar as it is stated that "access to your property will be maintained at all times" it is unclear if this means that vehicular access will be maintained.

Given the nature of the business it is critical that vehicular access is maintained at all times.

Figure 3 below (annotated extracted from Sheet 14 of 37 – General Arrangement Drawing from Volume 1 of the EIAR report) shows the location of Nesta and the lands which are to be temporarily and/or permanently acquired. In addition to providing vehicular access those lands also enable vehicles and users of Nesta Santry to safely pull in from the Swords Road and to alight from their vehicles to open the gate, if necessary.

Nesta is highly concerned that the acquisition of these lands for the purpose, inter alia, of storage of materials for construction works for an unknown duration will adversely affect their business.

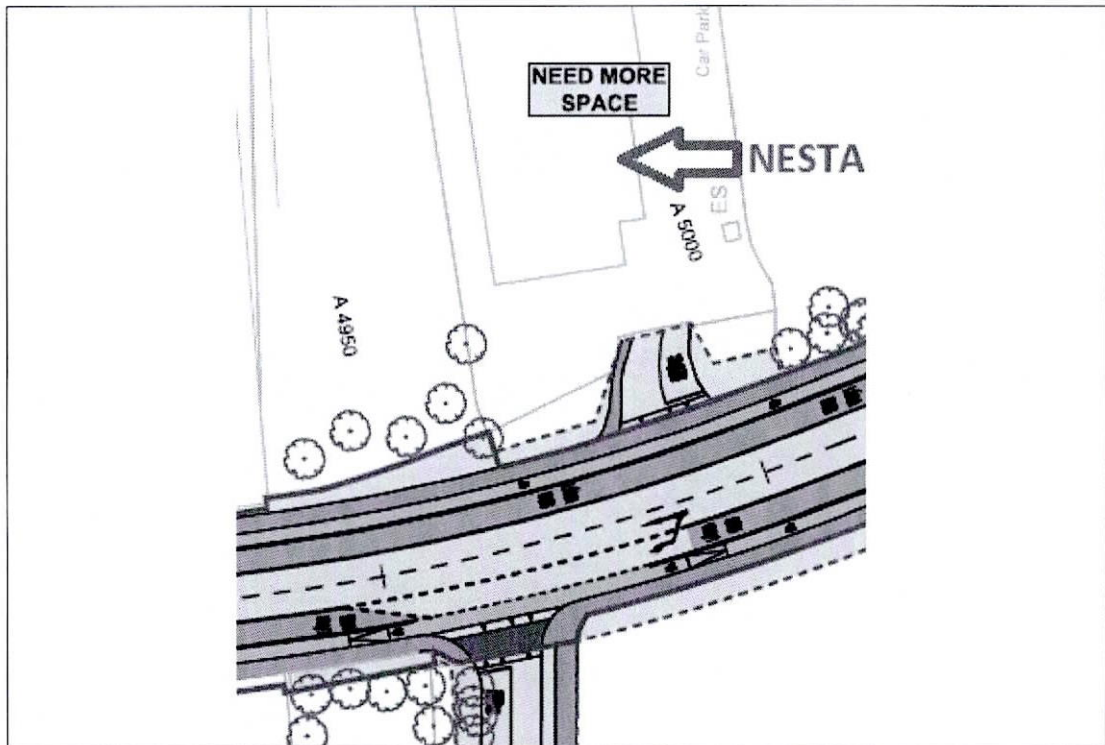


Figure 3: Annotated Extract from Sheet 14 of 37 of Volume 1 of the EIAR showing lands to be temporarily acquired in dotted red. The lands to be acquired from NESTA provide the only vehicular access point to NESTA Santry. The lands to be acquired from NESTA provide the only vehicular access point to NESTA Santry. It is also the case that the lands to be acquired currently allow traffic to pull into NESTA enabling users to exit their vehicles to open the gate, if necessary. NESTA is highly concerned that the acquisition of these lands for the purpose, inter alia, of storage of materials for construction works will undermine safety and block vehicular access to NESTA Santry. Source: Jacobs Engineering.

## 2.2 Objection

As outlined above NESTA is highly concerned that the only vehicular access to NESTA Santry will be severed in the event that the Compulsory Purchase Order is confirmed by the Board.

Based on General Arrangement Drawing Sheet 14 of 37 of Volume 1 of the EIAR, and correspondence with the project Engineers relating to the purpose and duration of the acquisition, it appears that it is proposed to acquire the lands to facilitate the construction of a short section of pavement as part of the BusConnects Scheme. If the pavement were not to be constructed, or if a more narrow stretch of pavement were to be constructed instead of the type proposed, it would seem, subject to correction, that it would not be necessary to interfere with NESTA's land.

Further the correspondence with the project engineers (received in January of this year) does not actually confirm if vehicular access will be maintained to NESTA Santry during any construction works. It also does not set out the duration of any construction works or provide

timeframe associated with the storage of any materials at the access to Nesta Santry. The storage of materials may block vehicular access.

In this context it is considered that the acquisition could disproportionately interfere with Nesta's property rights, on the running of its business, and would diminish the value of the property and its business.

Insofar as the site is zoned 'GE', the purpose of which is to facilitate warehousing and logistics, Nesta considers that interference with vehicular access for an unknown period/duration would be contrary to proper planning and sustainable development in that it would undermine the purpose of the zoning in the recently adopted Development Plan.

It is critical that vehicular access is maintained at all times.

In this context Nesta requests that the Board refuse to confirm the Compulsory Purchase Order.

In the event that the Board is minded, notwithstanding Nesta's objections, to approve the Compulsory Purchase Order we understand that s.49 of the Roads Act 1993 empowers the Board<sup>3</sup> to require the authority to provide a means of access during the course of construction:

*"(4) The Minister may, in any case where he considers it reasonable to do so, direct the road authority to provide for any person who, by reason of the implementation of a motorway, busway, protected road or service area scheme—*

*(a) is permanently deprived of reasonable access to or from his property or to or from one part of his property to another — a suitable alternative means of access,*

*(b) is, during construction, temporarily deprived of reasonable access to or from his property or to or from one part of his property to another — a temporary means of access during the course of such construction, and the road authority shall comply with any such direction."* [Emphasis added]

Nesta therefore urges the Board to direct that vehicular access to Nesta Santry be provided at all times.

Alternatively, the Board might consider amending the Order such that it will not require the acquisition of Nesta's lands.

### 3.0 CONCLUSION

This objection set out Nesta's key concerns with respect to the Compulsory Purchase Order.

For the reasons set out above it is considered that the Order, if confirmed, would have a disproportionate impact on Nesta's property rights, would diminish the value of its property and its business, and would be contrary to proper planning and sustainable development of the area.

<sup>3</sup> See section 215 of the Planning and Development Act, 2000 (as amended).



Nesta therefore requests that the Board refuse to confirm the Order. Without prejudice to this position in the event that the Board is minded to confirm the Order Nesta urges the Board to direct that vehicular access be provided to Nesta Santry from the Swords Road during any construction works. Alternative the Board might consider amending the Order such that it would not require the acquisition of any part of Nesta's lands.

Yours faithfully,

*Ken Kennedy*

**Ken Kennedy Solicitors**

*Encl. [fee]*

*Appendix 1*

## Appendix 1

**Nesta Limited  
c/o Laura Crowe,  
53 Park West Road,  
Dublin 12,  
D12F8RK**

Dún Scéine, Lána Fhearchair  
Baile Átha Cliath 2, D02 WT20

Dún Scéine, Harcourt Lane  
Dublin 2, D02 WT20

t 01 879 8300

info@nationaltransport.ie  
www.nationaltransport.ie

**Plot List: 1064(1).1c, 1064(2).2c**

**Thursday 18th May 2023**

**RE: Swords to City Centre Core Bus Corridor Scheme  
Compulsory Purchase Order 2023**

Dear Sir/Madam,

The National Transport Authority has submitted an application under Section 51 of the Roads Act 1993 (as amended) in relation to the Swords to City Centre Core Bus Corridor Scheme to An Bord Pleanála and will be submitting the associated application for confirmation of the Swords to City Centre Core Bus Corridor Scheme Compulsory Purchase Order 2023 (CPO) in the coming days. You have been identified as an owner, lessee, or occupier of, or have rights over or an interest in land referred to in the Compulsory Purchase Order.

A number of documents relating to the compulsory purchase order application are enclosed for your attention. These comprise the following:

- Statutory landowner/interested party notice;
- Extracts from the Schedules to the CPO describing the location and extent of the impacted lands and/or rights relating to you;
- Server map(s) showing the location and extent of the impacted land(s) and/or rights; and
- A copy of the National Transport Authority privacy statement.

We recommend that you consider these enclosures carefully.

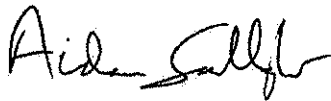
**Important Note:** Many of you who receive this letter are owners, lessees or occupiers of portions of multi-occupancy buildings, such as apartment buildings. Please note that there is no intention to acquire the building itself. The buildings themselves will not be directly affected by the CPO. The extents of the CPO are shown on the maps provided.

Further information relating to the Swords to City Centre Core Bus Corridor Scheme including a copy of the Environmental Impact Assessment Report, Natura Impact Statement and CPO documentation can be found at the National Transport Authority website for the Swords to City Centre Core Bus Corridor Scheme at:

[www.swordsscheme.ie](http://www.swordsscheme.ie)

If you have any questions or queries in relation to the above or the information attached, please contact us at **1800 303 653** or at [property@busconnects.ie](mailto:property@busconnects.ie).

Yours Faithfully,

A handwritten signature in black ink, appearing to read 'Aidan Gallagher', written in a cursive style.

Aidan Gallagher

Head of BusConnects Dublin Infrastructure  
National Transport Authority



National Transport Authority

Údarás Náisiúnta Iompair

[www.nationaltransport.ie](http://www.nationaltransport.ie)

**FORM OF NOTICE OF THE MAKING 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  
ACT 2000 (AS AMENDED) AND UNDER SECTION 213 OF THE PLANNING AND  
DEVELOPMENT ACT 2000 (AS AMENDED), SECTION 184 OF THE LOCAL  
GOVERNMENT ACT 2001 AND SECTION 44 OF THE DUBLIN  
TRANSPORT AUTHORITY ACT 2008 (AS AMENDED)**

**COMPULSORY ACQUISITION OF LAND**

**“Swords to City Centre Core Bus Corridor Scheme  
Compulsory Purchase Order 2023”**

**To: Nesta Limited**  
**Of: c/o Laura Crowe,**  
**53 Park West Road,**  
**Dublin 12,**  
**D12F8RK**

**Plot List: 1064(1).1c, 1064(2).2c**

1. The National Transport Authority (hereinafter referred to as the "NTA") 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), amended by the Planning and Development Act 2000 (as amended) and under section 213 of the Planning and Development Act 2000 (as amended), Section 184 of the Local Government Act 2001 and Section 44 of the Dublin Transport Act 2008 (as amended), have made an order entitled as above which is about to be submitted to An Bord Pleanála (hereafter the "Board") for confirmation.

2. If confirmed, the order will authorise the NTA to acquire compulsorily the land and/or rights described in Part I, Part II and Part IV (Section A) of the Schedule and to extinguish, restrict and/or otherwise interfere with the public rights of way in Part III of the Schedule, restrict and/or otherwise interfere with the private rights in Part IV (Section B) and to temporarily restrict or interfere with the private rights in Part IV (Section C) of the Schedule thereto for the purposes of the construction of the Swords to City Centre Core Bus Corridor Scheme together with all ancillary and consequential works associated therewith for the purposes of facilitating public transport. The Swords to City Centre Core Bus Corridor Scheme will commence south of Swords at Pinnock Hill Junction and travel in a southerly direction along the R132 Swords Road past Airside Retail Park, Dublin Airport and Santry Park. The route will continue on the R132 past Santry Demesne, where the Swords Road joins the R104 at Coolock Lane. The route will continue on the R132 in a southerly direction through Santry village. It will continue along the Swords Road past Whitehall to Griffith Avenue. The route will follow Drumcondra Road Upper past the DCU St Patrick's Campus to the river Tolka. It will continue through Drumcondra, on Drumcondra Road Lower to Binns Bridge on the Royal Canal. From there it will continue on Dorset Street Lower as far as Eccles Street, from where it will continue on Dorset Street Upper to North Frederick Street and Parnell Square, all in the County of Dublin and within the Fingal County Council (FCC) and Dublin City Council (DCC) administrative areas.

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

**National Transport Authority  
Dún Scéine  
Harcourt Lane  
Dublin 2D02 WT20**

**Opening Hours  
Monday to Friday 09:15 to 16:00**

**An Bord Pleanála  
64 Marlborough Street  
Dublin 1  
D01 V902**

**Opening Hours  
Monday to Friday 09:15 to 17:30**

on working days during the opening hours listed above from **Tuesday 23rd May 2023 to Tuesday 18th July 2023.**

4. A copy of the Order and map is also available for inspection and downloading on the National Transport Authority website for the Swords to City Centre Core Bus Corridor Scheme at:  
[www.swordsscheme.ie](http://www.swordsscheme.ie)

5. The Housing Act, 1966, as amended, provides that if an objection is made 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 the Board makes an order to confirm the compulsory purchase order, unless:-

- (a) the objection is withdrawn, or
- (b) the Board 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 assessed.

6. The Board cannot, however, 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, restriction, or interference with a public right of way if there is an objection to the extinguishment, restriction or interference with a public right of way, which is not withdrawn;
  - (c) an order which authorises the acquisition, restriction or interference with a private right if there is an objection to the acquisition, restriction or interference with the private right by an owner, lessee or occupier of the private right which is not withdrawn,
- until it has considered the objection.

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

8. Before making its decision on an application to confirm the Compulsory Purchase Order, the Board must consider any objection made and not withdrawn, any additional submissions or

observations made pursuant to a request by the Board 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.

9. Any objection to the Order must state in writing the grounds of objection and be sent addressed to An Bord Pleanála (Strategic Infrastructure Division), 64 Marlborough Street, Dublin 1, D01 V902, so as to reach the said Board before **5:30pm** on the **18th day of July 2023**.

10. An Environmental Impact Assessment Report, and a Natura Impact Statement have been prepared in respect of the development which it is proposed to carry out on the land for which separate public notice has been given. Copies of the Environmental Impact Assessment Report and a Natura Impact Statement are available for inspection at:

**National Transport Authority  
Dún Scéine  
Harcourt Lane  
Dublin 2D02 WT20**

**Opening Hours  
Monday to Friday 09:15 to 16:00**

**An Bord Pleanála  
64 Marlborough Street  
Dublin 1  
D01 V902**

**Opening Hours  
Monday to Friday 09:15 to 17:30**

on working days during the opening hours listed above from **Tuesday 23rd May 2023** to **Tuesday 18th July 2023** and at the National Transport Authority website for the Swords to City Centre Core Bus Corridor Scheme at [www.swordsscheme.ie](http://www.swordsscheme.ie) and can be purchased at the offices of the National Transport Authority at:-

National Transport Authority  
Dún Scéine  
Harcourt Lane  
Dublin 2

Submissions or observations 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 effect of the proposed development on European Sites, may be made in writing to the Board before **5:30pm** on the **18th day of July 2023**. 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 be heard at any oral hearing, that may take place.



11. The Board has an absolute discretion at any time before making its decision to request further submissions or observations in relation to the proposed development and/or to hold meetings with the NTA in relation to the proposed development in accordance with Section 217A of the Planning and Development Act 2000 (as amended).

12. The Board, 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.

13. If no objection is received to the proposed compulsory acquisition of land, the objection is withdrawn or the Board is satisfied that the objection related exclusively to matters which can be dealt with by the arbitrator by whom the compensation may have to be assessed, the Board shall inform the NTA, which may then confirm the Order with or without modification, or refuse to so confirm it.

14. If land to which the order, as confirmed by either the Board or the NTA, relates is acquired by the NTA, 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.

15. In the opinion of the NTA, 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 NTA, compensation will be assessed in accordance with Part II 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 Appeals) 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.

16. Any dispute in relation to compensation shall be referred to and be determined by a property arbitrator appointed under the Property Values (Arbitrations and Appeals) Act, 1960.

17. 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 Reference Committee, Four Courts, Dublin, and application in writing for the nomination of a property arbitrator for the purpose 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. 91 of 1961).

18. An extract of the Compulsory Purchase Order Schedule and Map indicating lands in which you may have an interest is attached.

19. If you have any questions or queries in relation to the above or attached map, please contact us at 1800 303 653 or at [property@busconnects.ie](mailto:property@busconnects.ie).

Dated this Thursday 18th May 2023.

A handwritten signature in black ink, appearing to read 'Aidan Gallagher', written in a cursive style.

**Aidan Gallagher**

**Head of BusConnects Dublin Infrastructure  
National Transport Authority**

**SCHEDULE  
PART I**

**Lands Being Permanently Acquired**

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	Quantity, Description, and situation of land	Owners or Reputed Owners	Lessees or Reputed Lessees	Occupiers
Number on map deposited at NTA 1064(1).1c	Area (Ha): 0.00064 Area (m2): 6.4 Description: Commercial County: Dublin Address: Outside Nests, Swords Road, Santry, Dublin	Fingal County Council, County Hall, Main Street, Swords, Co. Dublin, K67 X8Y2  Nesta Limited, c/o Laura Crowe, 53 Park West Road, Dublin 12, D12F8RK	None	Owner(s)

**SCHEDULE**

**PART II**

**Lands Being Temporarily Acquired**

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

Number on map deposited at NTA	Quantity, Description, and situation of land		Owners or Reputed Owners	Lessees or Reputed Lessees	Occupiers
1064(2).2c	Area (Ha): Area (m2): Description: County: Address:	0.02018 201.8 Commercial Dublin Outside Nesta, Swords Road, Santry, Dublin	Fingal County Council, County Hall, Main Street, Swords, Co. Dublin, K67 X8Y2  Nesta Limited, c/o Laura Crowe, 53 Park West Road, Dublin 12, D12F8RK	None	Owner(s)