



**Comhairle Cathrach
na Gaillimhe**
Galway City Council

COMPULSORY ACQUISITION OF LAND
Ballybane Road & Castlepark Road Cycle Network Scheme
Compulsory Purchase Order No. BCCNS-CPO-001, 2024
in the City of Galway

FORM OF 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 AND AMENDED BY THE PLANNING AND DEVELOPMENT ACT 2000 (AS AMENDED) LOCAL GOVERNMENT (NO. 2) ACT, 1960 AND SECTION 213 OF THE PLANNING AND DEVELOPMENT ACT, 2000 (AS AMENDED) AND SECTION 184 OF THE LOCAL GOVERNMENT ACT 2001

WHEREAS in pursuance of Section 10 of the Local Government (No. 2) Act, 1960 as substituted by Section 86 of the Housing Act, 1966 as amended by section 6 and the Second Schedule of the Roads Act, 1993, and Section 76 of the Housing Act 1966 and the Third Schedule thereto, and the Planning and Development Act, 2000 (as amended) and Section 184 of the Local Government Act 2001 the City Council of the City of Galway (hereinafter referred to as “the local authority”) have decided to effect the acquisition of the land to which this Order relates under the Housing Act, 1966, as amended and under the Planning and Development Act 2000 (as amended):

NOW THEREFORE it is hereby ordered that:

1. Subject to the provisions of this order, the local authority are hereby authorised: to acquire compulsorily for the purpose of the construction of the Ballybane Road & Castlepark Road Cycle Network Scheme which has an overall combined length of approximately 2.4km, from the junction with Bothar na dTreabh and the ATU Campus beside the Skeritt Roundabout. The scheme also includes the Castlepark Road from the Monivea Road junction to the Ballybane Road junction. This is all in the County of Galway and within the Galway City Council administrative area, for the purposes of introducing segregated cycle tracks to both sides of the carriageway, to reinstate the footpaths on both sides carriageway and together with all ancillary works associated therewith, the lands described in Part I and Part II of the Schedule hereto which land is shown coloured grey and dark grey on the maps, Drawing No. 5193732/03/HTR/DR/3011, and marked “Ballybane Road & Castlepark Road Cycle Network Scheme, Compulsory Purchase Order No. BCCNS-CPO-001, 2024”, and sealed with the seal of the local authority and deposited at the offices of the local authority (hereinafter referred to as “the deposited map”);

2. The land described in Part I of the Schedule hereto and coloured light grey on the said deposited map¹ is land being permanently acquired 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.
3. The land described in Part II of the Schedule hereto and coloured dark grey on the said deposited map is land being temporarily acquired 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.
4. Subject to any necessary adaptation, the provisions of:
 - a. the Land Clauses Acts, (except Sections 127 to 132 of the Land Clauses Consolidation Act, 1845, and Article 20 of the Second Schedule to the Housing of the Working Classes Act, 1890), and
 - b. 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) Acts, 1963 as applied by Section 265(3) of the Planning and Development Act, 2000 and as amended by Section 48 of the Planning and Development (Strategic Infrastructure) Act 2006 as modified by the Third Schedule to the Housing Act, 1966, are hereby incorporated in this Order and the provisions of those Acts shall apply accordingly.
5. The Order may be cited as the "Ballybane Road & Castlepark Road Cycle Network Scheme, Compulsory Purchase Order No BCCNS-CPO-001, 2024"

The official seal of the Local Authority was affixed hereto this 23 day of July, 2024 in the presence of:



Nominated Employee