



Comhairle Cathrach na Gaillimhe

Galway City Council

NOTICE OF THE CONFIRMATION BY GALWAY CITY COUNCIL OF A COMPULSORY PURCHASE ORDER MADE 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, (AS SUBSTITUTED BY SECTION 86 OF THE HOUSING ACT, 1966 AND AS AMENDED BY SECTION 6 AND THE SECOND SCHEDULE OF THE ROADS ACT 1993 (AS AMENDED)) AND THE PLANNING AND DEVELOPMENT ACT 2000 (AS AMENDED) AND SECTION 213 OF THE PLANNING AND DEVELOPMENT ACT, 2000 (AS AMENDED) AND SECTION 184 OF THE LOCAL GOVERNMENT ACT 2001 AS RESPECTS ALL OF THE LANDS TO WHICH THE COMPULSORY PURCHASE ORDER RELATES, TO BE PUBLISHED IN ACCORDANCE WITH SECTION 78(1) OF THE HOUSING ACT, 1966, AS AMENDED BY THE PLANNING AND DEVELOPMENT 2000 (AS AMENDED).

COMPULSORY ACQUISITION OF LAND
Galway City Council Bothar Na Choiste Road Improvement Scheme
Compulsory Purchase Order No. BnC-CPO-001, 2021
in the City of Galway

Galway City Council has, on the 23rd May 2022, made a Confirmation Order confirming without modification the above-named Compulsory Purchase Order as respects the land described in the Schedules hereto.

The Compulsory Purchase Order provides, inter alia, that, subject to the provisions of same, the local authority are authorised:

- a. to acquire compulsorily for the purpose of the construction and widening of approx. 0.516 Km of public road in the townland of Castlegar in the City of Galway, together with all ancillary works associated therewith, and for the purposes of providing infrastructure to facilitate walking and cycling, the lands described in Part I and Part II of the Schedule hereto which land is shown coloured grey on the map, Drawing No. 10750-4000, and marked "Galway City Council, Bothar na Choiste, Compulsory Purchase Order No. BnC-CPO-001, 2021", 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");
- b. to extinguish the public rights of way described in Part III of the Schedule hereto by order made after the acquisition of the land, where the said public rights of way is 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, and
- c. to acquire the rights as described in Part IV of the Schedule.

The said Order, as so confirmed, authorises Galway City Council to acquire the land compulsorily described in the Schedules hereto.

A copy of the order as so confirmed and of the map referred to in it may be inspected:

- on Galway City Council website at <https://www.galwaycity.ie/BnCpo> and,
- at the Planning Office of Galway City Council, City Hall, College Road, Galway, H91 X4K8 from 9am to 4pm Monday to Friday, excluding public holidays.

Please contact the Galway City Council by phone 091 – 536599 or email at planning@galwaycity.ie should you have any queries or wish to arrange an appointment.

The order, as so confirmed, will become operative three weeks from the date of publication of this notice.

An application for judicial review of the decision of Galway City Council under Order 84 of the Rules of the Superior Courts may be made to the High Court within eight weeks of the date of publication of this notice in accordance with section 50 of the Planning and Development Act 2000, as amended. Practical information on the review mechanism can be found at: <https://www.citizensinformation.ie/en/environment/planning-and-development-in-ireland/Judicial-review-in-planning-environmental-and-environmental-matters.html>

Dated this 2nd June 2022

Signed: Mr. Brendan McGrath,
Chief Executive,
Galway City Council,
City Hall,
College Road,
Galway

FÓGRA I DTAOBH GO NDAINGNEOIDH COMHAIRLE CATHRACH NA GAILLIMHE ORDÚ CEANNAIGH ÉIGEANTAIGH ARNA DHÉANAMH FAOI ALT 76 D'ACHT NA DTITHE, 1966, AGUS FAOIN TRIÚ SCEIDEAL A GHABHANN LEIS, ARNA LEATHNÚ LE HALT 10 DEN ACHT RIALTAIS ÁITIÚIL(UIMH. 2), 1960 (ARNA IONADÚ LE HALT 86 D'ACHT NA DTITHE, 1966, AGUS ARNA LEASÚ LE HALT 6 AGUS LEIS AN DARA SCEIDEAL D'ACHT NA MBÓITHRE 1993 (ARNA LEASÚ) AGUS LEIS AN ACHT UM PLEANÁIL AGUS FORBAIRT 2000 (ARNA LEASÚ) AGUS ALT 213 DEN ACHT UM PLEANÁIL AGUS FORBAIRT, 2000 (ARNA LEASÚ) AGUS ALT 184 DEN ACHT RIALTAIS ÁITIÚIL 2001 MAIDIR LEIS NA TAILTE GO LÉIR LENA MBAINEANN AN T-ORDÚ CEANNAIGH ÉIGEANTAIGH, A FHOILSIÚ DE RÉIR ALT 78(1) D'ACHT NA DTITHE, 1966, ARNA LEASÚ LEIS AN ACHT UM PLEANÁIL AGUS FORBAIRT 2000 (ARNA LEASÚ).

TALAMH A FHÁIL GO HÉIGEANTACH
Comhairle Cathrach na Gaillimhe Bothar Scéim Feabhúcháin Bóithre An Choiste
Ordú Ceannaigh Éigeantaigh Uimh. BnC-CPO-001, 2021
i gCathair na Gaillimhe

Tá Ordú Deimhnithe déanta ag Comhairle Cathrach na Gaillimhe, an 23 Bealtaine 2022, ina ndeimhnítear gan mhodhnú an tOrdú Ceannaigh Éigeantaigh thuasainmnithe maidir leis an talamh a bhfuil cur síos air sna Sceidil a ghabhann leis seo.

Foráiltear leis an Ordú Ceannaigh Éigeantaigh, inter alia, go bhfuil an t-údarás áitiúil údaraithe, faoi réir fhorálacha an chéanna:

- a. do thógaint go héigeantach chun thart ar 0.516 Km de bhóthar poiblí a dhéanamh agus a leathnú i mbailte fearainn an Chaisleáin Gháir i gCathair na Gaillimhe, mar aon leis na hoibreacha coimhdeacha go léir a ghabhann leo, agus chun bonneagar a sholáthar chun siúl agus rothaíocht a éascú, na tailte a thuairiscítear i gCuid I agus i gCuid II den Sceideal a ghabhann leis seo agus a dtaispeántar talamh daite liath ar an léarscáil, Liníocht Uimhir 10750-4000, agus marcáilte "Comhairle Cathrach na Gaillimhe, Bothar na Choiste, Ordú Ceannaigh Éigeantaigh Uimh. BnC-CPO-001, 2021", agus séalaithe le séala an údaráis áitiúil agus arna dtaisceadh in oifigí an údaráis áitiúil (dá ngairtear "an léarscáil thaiscthe" anseo feasta);
- b. na cearta slí poiblí a thuairiscítear i gCuid III den Sceideal a ghabhann leis seo a mhúchadh le hordú arna dhéanamh tar éis an talamh a fháil, i gcás na cearta slí poiblí sin a bheith os cionn na talún a fuarthas amhlaidh nó aon choda de, nó thar thalamh atá tadhlaic leis an talamh nó aon chuid den talamh a tógadh amhlaidh nó aon chuid de, agus
- c. chun na cearta a fháil mar a thuairiscítear i gCuid IV den Sceideal.

Leis an Ordú sin, arna dhaingniú amhlaidh, údaraithe do Chomhairle Cathrach na Gaillimhe an talamh a thuairiscítear go héigeantach sna Sceidil a ghabhann leis seo a fháil.

Féadfar cóip den ordú arna dhaingniú amhlaidh agus den léarscáil dá dtagraítear ann a iniúchadh:

- shuíomh gréasáin Chomhairle Cathrach na Gaillimhe ag <https://www.galwaycity.ie/BnCpo> agus,
- ag Oifig Pleanála Chomhairle Cathrach na Gaillimhe, Halla na Cathrach, Bóthar an Cholaíste, Gaillimh, H91 X4K8 ó 9am go 4pm Luan go hAoine, seachas laethanta saoire poiblí.

Déan teagmháil le Comhairle Cathrach na Gaillimhe ar an bhfón 091 – 536599 nó ar ríomhphost ag planning@galwaycity.ie má tá aon cheist agat nó más mian leat coinne a shocrú.

Tiocfaidh an t-ordú, arna dhaingniú amhlaidh, i bhfeidhm trí seachtaine ó dháta foilsithe an fhógra seo.

Is féidir iarratas ar athbhreithniú breithiúnach ar chinneadh Chomhairle Cathrach na Gaillimhe faoi Ordú 84 de Rialacha na nUaschúirteanna a dhéanamh chuig an Ard-Chúirt laistigh d'ocht seachtaine ó dháta foilsithe an fhógra seo de réir alt 50 den Acht um Pleanáil agus Forbairt 2000, arna leasú. Is féidir eolas praiticiúil faoin sásra athbhreithnithe a fháil ag: <https://www.citizensfaisneise.ie/en/environment/planning-and-development-in-ireland/Athbhreithniú-breithiúnach-i-bpleanáil-cúrsaí-comhshaoil-agus-comhshaoil.html>

Arna dhátú an 2 Meitheamh 2022

Sínithe: An tUasal Brendan McGrath,
Príomhfheidhmeannach,
Comhairle Cathrach na Gaillimhe,
Halla na Cathrach,
Bóthar an Cholaíste,
Contae na Gaillimhe

Halla na Cathrach, Bóthar an Cholaíste, Gaillimh. H91 X4K8 •
City Hall, College Road, Galway. H91 X4K8
091-536400 • customerservice@galwaycity.ie
www.galwaycity.ie [@GalwayCityCo](https://www.facebook.com/GalwayCityCouncil/)
www.facebook.com/GalwayCityCouncil/

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					
Number on map deposited at Local Authority	Quantity, Description and situation of land	Owners or Reputed Owners	Lessees or Reputed Lessees	Occupiers (except tenants for a month or a lesser period than a month)	
7	Area (Ha): 0.007	Joseph Joyce	None	Joseph Joyce	
	Description: Part of Public Road	C/o Cahermorris Developments Ltd.		C/o Cahermorris Developments Ltd.	
		Cahermorris		Cahermorris	
	Townland: Castlegar	Corrandulla		Corrandulla	
	DED: Castlegar	County Galway		County Galway	
	County: Galway	H91 V2NN		H91 V2NN	
6	Area (Ha): 0.014	Marie Moylan	None	Marie Moylan	
	Description: Part of Public Road	Michael Moylan (Deceased)		Bothar na Choiste	
		Bothar na Choiste		Castlegar	
	Townland: Castlegar	Castlegar		County Galway	
	DED: Castlegar	County Galway		H91 RY2P	
	County: Galway	H91 RY2P			
5	Area (Ha): 0.044	Gregory Bell	None	Gregory Bell	
	Description: Part of Public Road	School Road		School Road	
		Castlegar		Castlegar	
	Townland: Castlegar	County Galway		County Galway	
	DED: Castlegar				
	County: Galway	Lillian Bell		Lillian Bell	
		School Road		School Road	
		Castlegar		Castlegar	
		County Galway		County Galway	
		Helen Bell		Helen Bell	
		School Road		School Road	
		Castlegar		Castlegar	
		County Galway		County Galway	
		Donal Bell (Deceased)			
4	Area (Ha): 0.032	Hazel Lodge Company Ltd,	None	Hazel Lodge Company Ltd,	
	Description: Part of Public Road	C/o Clada Group Ltd,		C/o Clada Group Ltd,	
		Ballinfoyle,		Ballinfoyle,	
	Townland: Castlegar	Headford Road,		Headford Road,	
	DED: Castlegar	Galway		Galway	
	County: Galway				
		Michael Owens		Michael Owens	
		Ballinfoile		Ballinfoile	
		Galway		Galway	
		Thomas Owens		Thomas Owens	
		Ballinfoile		Ballinfoile	
		Galway		Galway	
		Paul Owens		Paul Owens	
		Dun Na Mara Drive		Dun Na Mara Drive	
		Renmore		Renmore	
		Galway		Galway	
3	Area (Ha): 0.072	Owen Heffernan	None	Owen Heffernan	
	Description: Part of Public Road	C/o Paula Heffernan		C/o Paula Heffernan	
		AnnaghKeen		AnnaghKeen	
	Townland: Castlegar	Headford		Headford	
	DED: Castlegar	Galway		Galway	
	County: Galway				
2	Area (Ha): 0.022	Stephen Connell	None	Stephen Connell	
	Description: Part of Public Road	C/o Barry Connell		C/o Barry Connell	
		Bothar na Choiste		Bothar na Choiste	
	Townland: Castlegar	Castlegar		Castlegar	
	DED: Castlegar	Galway		Galway	
	County: Galway	H91 PKV2		H91 PKV2	
1	Area (Ha): 0.072	Lock House Developments Ltd.	None	Lock House Developments Ltd.	
	Description: Part of Public Road	Lock House		Lock House	
		12 Dominick St. Upper,		12 Dominick St. Upper,	
	Townland: Castlegar	Galway		Galway	
	DED: Castlegar	H91 YNH6		H91 YNH6	
	County: Galway				

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 Local Authority	Quantity, Description and situation of land	Owners or Reputed Owners	Lessees or Reputed Lessees	Occupiers (except tenants for a month or a lesser period than a month)
Not used				

SCHEDULE PART III Description of public rights of way proposed to be extinguished	
Reference Number	Description
	Not used

SCHEDULE PART IV Description of the rights proposed to be compulsorily acquired	
Reference number	Description
4	The Right of Way running for a distance of 0.0064 Kilometers [6.4 metres] in the Townland of Castlegar in the County of Galway shown coloured green on the Deposit Map Drawing No.10750 - 4000 Rev. D06 is to be Compulsorily acquired. The Area to be acquired measures 0.0007Ha (70sq.m).
7	The Right of Way running for a distance of 0.0037 Kilometers [3.7 metres] in the Townland of Castlegar in the County of Galway shown coloured green on the Deposit Map Drawing No.10750 - 4000 Rev. D06. is to be Compulsorily acquired. The Area to be acquired measures and 0.0004Ha (40sq.m)