



Comhairle Cathrach na Gaillimhe
Galway City Council

GALWAY CITY COUNCIL
City Hall, College Road, Galway
www.galwaycity.ie

COMPULSORY ACQUISITION OF LAND
Galway City Council Bóthar na Chóiste Road Improvement
Scheme
Compulsory Purchase Order No. BnC-CPO-001, 2021
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) 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:
 - 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 1 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, Bóthar na Chóiste, 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.
2. The land described in Part I of the Schedule hereto and coloured grey on the said deposited map (including lands coloured grey and cross hatched) 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.
3. 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.

4. The Order may be cited as the "Galway City Council, Bóthar na Chóiste Road Improvements Scheme, Compulsory Purchase Order No BnC-CPO-001, 2021"

The official seal of the Local Authority was affixed hereto this 2nd day of November, 2021 in the presence of:



Nominated Employee

Anthony McMahon