



KILDARE COUNTY COUNCIL
Comhairle Contae Chill Dara

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) AND UNDER SECTION 213 OF THE PLANNING AND DEVELOPMENT ACT 2000 (AS AMENDED) AND SECTION 184 OF THE LOCAL GOVERNMENT ACT 2001.

COMPULSORY ACQUISITION OF LAND

KILDARE COUNTY COUNCIL
MAYNOOTH EASTERN RING ROAD
COMPULSORY PURCHASE ORDER 2022

The County Council of the County of Kildare (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) as amended by Section 6 and the Second Schedule to the Roads Act 1993 and as amended by the Planning Development Act 2000 (as amended) and the powers conferred upon them by Section 213 of the Planning and Development Act 2000 (as amended) and section 184 of the Local Government Act 2001 have made an order entitled as above which is about to be submitted to An Bord Pleanála (hereafter “the Board”) for confirmation.

If confirmed, the order will authorise the local authority to acquire compulsorily the land described in *Part I and Part II* of the Schedule thereto for the purposes of providing a road development comprising the Maynooth Eastern Ring Road between R148 Leixlip Road and R405 Celbridge Road from the townland of Maynooth, Carton Demesne, Railpark, Ballygoran and Moneycooly in Maynooth Town the County of Kildare, together with all ancillary and consequential works associated therewith, and for the purposes of providing infrastructure facilitating public transport.

Owners, lessees and occupiers of the land described in *Part I and Part II* of the Schedule will receive individual written notice.

The order will also authorise the local authority to extinguish the public rights of way described in Part III of the schedule hereto, by order made by them after they have 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 Bord Pleanála, 64 Marlborough Street, Dublin 1, D01 V902**, so as to reach the said Board before 5 pm on Friday 27th January 2023.

The Board 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;

until it has considered the objection(s).

An Bord 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, 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 Acts 2000 (as amended) and any report of the person who held the oral hearing, if such an oral hearing takes place.

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.

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

Kildare County Council, Level 2, Aras Chill Dara, Devoy Park, Naas, Co. Kildare.	OR	Maynooth Community Library, Main Street, Maynooth, Co. Kildare. W23 ND79
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between the hours of 9am to 4pm Monday to Friday from the 6th December 2022 to Friday 27th January 2023, excepting Bank Holidays.

A copy of the order and of the Schedule thereto and of the deposited map referred to in it is also available for inspection and downloading (in anonymised form) on the Kildare County Council consultation portal:

<https://consult.kildarecoco.ie/en/consultation/maynooth-eastern-ring-road-compulsory-purchase-order-2022-supporting-documents>

Dated: 05th December 2022
Christine O’Grady
County Secretary