**COMHAIRLE CONTAE FHINE GALL**

**(FINGAL COUNTY COUNCIL)**

**LOCAL GOVERNMENT ACT 2001 (AS AMENDED)**

**FORM OF NOTICE OF THE MAKING OF A COMPULSORY PURCHASE ORDER UNDER** [**SECTION 76**](http://www.irishstatutebook.ie/1966/en/act/pub/0021/sec0076.html#sec76) **OF AND THE** [**THIRD SCHEDULE**](http://www.irishstatutebook.ie/1966/en/act/pub/0021/index.html) **TO THE** [**HOUSING ACT, 1966**](http://www.irishstatutebook.ie/1966/en/act/pub/0021/index.html)**, AS EXTENDED BY** [**SECTION 10**](http://www.irishstatutebook.ie/1960/en/act/pub/0040/sec0010.html#sec10) **OF THE** [**LOCAL GOVERNMENT (No. 2) ACT, 1960**](http://www.irishstatutebook.ie/1960/en/act/pub/0040/index.html)**, (SUBSTITUTED BY SECTION 86 OF THE HOUSING ACT, 1966) AND AS AMENDED AND EXTENDED BY THE** [**PLANNING AND DEVELOPMENT ACTS 2000**](http://www.irishstatutebook.ie/2000/en/act/pub/0030/index.html) **TO 2020 (INCLUDING PART XIV, SECTION 213, SECTION 213(2), AND SECTION 222 THEREOF); THE ROADS ACTS 1993 TO 2015; THE LOCAL GOVERNMENT ACTS 1925 TO 2019 INCLUDING SECTIONS 11 AND 184 OF THE LOCAL GOVERNMENT ACT 2001; TO BE PUBLISHED IN ACCORDANCE WITH ARTICLE 4 (a) OF THE THIRD SCHEDULE TO THE** [**HOUSING ACT, 1966**](http://www.irishstatutebook.ie/1966/en/act/pub/0021/index.html) **AS AMENDED BY SECTION 198 OF THE RESIDENTIAL TENANCIES ACT 2004 AND THE PLANNING AND DEVELOPMENT ACTS 2000 TO 2020**

**AND ALL OTHER ACTS THEREBY ENABLING**

**COMPULSORY ACQUISITION OF LAND**

**FINGAL COUNTY COUNCIL COMPULSORY PURCHASE**

**(TURVEY AVENUE FOOTPATH ENHANCEMENT PROJECT) ORDER 2021**

Fingal County Council (hereinafter referred to as “the local authority”) in exercise of the powers conferred upon it by section 76 of the [Housing Act, 1966](http://www.irishstatutebook.ie/1966/en/act/pub/0021/index.html), and the Third Schedule thereto, as amended by section 198 of the Residential Tenancies Act, 2004, as extended by section 10 of the [Local Government (No. 2) Act, 1960](http://www.irishstatutebook.ie/1960/en/act/pub/0040/index.html) (as substituted by section 86 of the [Housing Act, 1966](http://www.irishstatutebook.ie/1966/en/act/pub/0021/index.html)) as amended by section 6 and the Second Schedule to the [Roads Act 1993](http://www.irishstatutebook.ie/1993/en/act/pub/0014/index.html) to 2015 and as amended by the [Planning and Development Acts, 2000](http://www.irishstatutebook.ie/2000/en/act/pub/0030/index.html) to 2020 (including Part XIV, sections 213, 213(2), 222 thereof) and pursuant to the provisions of the Local Government Act 2001 (as amended) has made an Order entitled as above which is about to be submitted to An Bord Pleanála (hereafter also referred to as “the Board”) for confirmation.

If confirmed, the Order will authorise the local authority to acquire permanently compulsorily and temporarily compulsorily the lands, including the substrata thereof, described in the First Schedule hereto (entitled Schedule Part I) for the purpose of footpath construction, road resurfacing, drainage improvements works, associated infrastructure and all necessary, ancillary and consequential associated works on lands to which the Compulsory Purchase Order relates.

Owners, lessees and occupiers of the lands described in the Schedule will receive individual written notice.

If an objection is made in respect of the said acquisition by an owner, lessee or occupier of the lands, and is not withdrawn, the Board may at its absolute discretion hold an oral hearing in relation to the matter. Before making its decision on an application to confirm the Compulsory Purchase Order, An Bord Pleanála must consider any objection made and not withdrawn, any additional submissions or observations made pursuant to Section 217A of the Planning and Development Acts, 2000 to 2020, any report of the person who held the oral hearing, if such an oral hearing takes place.

Any objection to the Order must state in writing the grounds of objection and be sent addressed to An Bord Pleanála, 64 Marlborough Street, Dublin 1, D01 V902 so as to reach the said Board 6th October 2021.

A copy of the Order and of the map referred to may be seen and inspected by appointment only, due to the current public health advice, from 9th September 2021 to 6th October 2021 (inclusive) at the offices of Fingal County Council, Reception Desk, County Hall, Swords, Fingal, Co. Dublin, K67 X8Y2 and Fingal County Council, Reception Desk, Civic Offices, Grove Road, Blanchardstown, Fingal, Dublin 15, D15 W638 , Monday-Thursday 9.00am-5.00pm and Friday 9.00am–4.30pm (excluding Bank Holidays) by contacting the Customer Care Unit at

01-8905000 or at [customercareunit@fingal.ie](mailto:customercareunit@fingal.ie)

The Compulsory Purchase Order is also available on the Fingal County Council website: [www.fingal.ie](http://www.fingal.ie)

Further information may be obtained from Ms Alison Casserly, Administrative Officer, Property Services Division, Fingal County Council, County Hall, Swords, Fingal, Co. Dublin, K67 X8Y2. Telephone no. 01-8905000, E-mail: [alison.casserly@fingal.ie](mailto:alison.casserly@fingal.ie)

**Schedule**

The lands to which the order relates are shown delineated in red and coloured light grey (permanent acquisition) and dark grey (temporary acquisition) on the site map attached in this notice.

**Dated this 9th day of September 2021**

**Emer O’Gorman**

**Director of Services**

**Economic, Enterprise, Tourism**

**& Cultural Development**