

LOUTH COUNTY COUNCIL

Comhairle Contae Lú



N53 Road Improvement Scheme (Barronstown to Newtownbalregan) PHASE 1

COMPULSORY PURCHASE ORDER, 2010

FEBRUARY 2010



LOUTH COUNTY COUNCIL
Comhairle Contae Lú

**N53 Road Improvement Scheme
(Barronstown to Newtownbalregan) Phase 1
Compulsory Purchase Order 2010**

**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 ACTS, 2000 – 2006**

**LOCAL GOVERNMENT (No. 2) ACT, 1960
ROADS ACTS, 1993 to 2007**

**SECTION 10 OF THE LOCAL GOVERNMENT (IRELAND) ACT, 1898, AS
AMENDED BY SECTION 11 OF THE LOCAL GOVERNMENT (NO. 2) ACT,
1960) AND SECTION 213 OF THE PLANNING AND DEVELOPMENT ACT,
2000 AS AMENDED BY THE PLANNING AND DEVELOPMENT (STRATEGIC
INFRASTRUCTURE) ACT, 2006**

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 to the Roads Act, 1993 and by the Planning and Development Acts, 2000 - 2006, the Louth County Council (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:

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, either permanently or temporarily, for the purposes of the upgrading and realignment of a section of the N53 National Secondary Route in the townlands of Barronstown, Philipstown, Deerpark and Rathmore together with all associated ancillary works, the land described in Part I of the Schedule hereto which land is shown on a map marked N53 Road Improvement Scheme (Barronstown to Newtownbalregan) Phase 1 Compulsory Purchase Order 2010 Deposited Map number 08_075_060 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"), and

(b) to extinguish the public right of way described in Part II of the Schedule hereto by order made after the acquisition of the land, where the said public right 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.

2. The land described in Part I of the Schedule hereto and coloured grey or blue on the said map is 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.

3. Subject to any necessary adaptations, the provisions of—

(a) the Lands Clauses Acts (except sections 127 to 132 of the Lands 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) Act, 1963 (as applied by section 265(3) of the Planning and Development Act, 2000) , as amended by 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. This order may be cited as the **N53 Road Improvement Scheme (Barronstown to Newtownbalregan) Phase 1 Compulsory Purchase Order 2010.**

SCHEDULE PART I

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 the offices of the local authority	Quantity and Description of the land	Owners or Reputed Owners	Lessees or Reputed Lessees	Occupiers (except Tenants for a month or a less Period than a Month)
1.0	Area: 0.062 Ha OS Map Ref: 1630 Type: Agricultural Land. Townland: Barronstown County: Louth	Patrick Lawless Barronstown, Dundalk, Co. Louth	None	Patrick Lawless Barronstown, Dundalk, Co. Louth
1.1	Area: 0.034 Ha OS Map Ref: 1630 Type: Road Bed Townland: Barronstown County: Louth	Patrick Lawless Barronstown, Dundalk, Co. Louth	None	Louth County Council, County Hall Millennium Centre, Dundalk, Co. Louth
2.0	Area: 0.239 Ha OS Map Ref: 1630 Type: Agricultural Land. Townland: Barronstown County: Louth	William Quigley, Barronstown, Hackballscoss, Dundalk, Co. Louth	None	William Quigley, Barronstown, Hackballscoss, Dundalk, Co. Louth
2.1	Area: 0.174 Ha OS Map Ref: 1630 Type: Road Bed. Townland: Barronstown County: Louth	William Quigley, Barronstown, Hackballscoss, Dundalk, Co. Louth	None	Louth County Council, County Hall Millennium Centre, Dundalk, Co. Louth
3.0	Area: 0.175 Ha OS Map Ref: 1630 Type: Agricultural Land. Townland: Barronstown County: Louth	Oliver & Rose Quigley, Barronstown, Hackballscoss, Dundalk, Co. Louth	None	Oliver & Rose Quigley, Barronstown, Hackballscoss, Dundalk, Co. Louth
3.1	Area: 0.021 Ha OS Map Ref: 1630 Type: Agricultural Land. Townland: Barronstown County: Louth	Oliver & Rose Quigley, Barronstown, Hackballscoss, Dundalk, Co. Louth	None	Oliver & Rose Quigley, Barronstown, Hackballscoss, Dundalk, Co. Louth

Number on map deposited at the offices of the local authority	Quantity and Description of the land	Owners or Reputed Owners	Lessees or Reputed Lessees	Occupiers (except Tenants for a month or a less Period than a Month)
3.2	Area: 0.203 Ha OS Map Ref: 1630 Type: Road Bed Townland: Barronstown County: Louth	Oliver & Rose Quigley, Barronstown, Hackballscoss, Dundalk, Co. Louth	None	Louth County Council, County Hall Millennium Centre, Dundalk, Co. Louth
3.3	Area: 0.017 Ha OS Map Ref: 1630 Type: Agricultural Townland: Barronstown County: Louth	Oliver & Rose Quigley, Barronstown, Hackballscoss, Dundalk, Co. Louth	None	Oliver & Rose Quigley, Barronstown, Hackballscoss, Dundalk, Co. Louth
4.0	Area: 0.015Ha OS Map Ref: 1630 Type: Road Bed. Townland: Barronstown County: Louth	Ronan Byrne & Kathleen Meenan, Barronstown, Hackballscoss, Dundalk, Co. Louth	None	Louth County Council, County Hall Millennium Centre, Dundalk, Co. Louth
5.0	Area: 0.932 Ha OS Map Ref: 1630 Type: Agricultural Land. Townland: Barronstown County: Louth	Michael Byrne, Milltown Hackballscross Dundalk, Co. Louth	None	Michael Byrne, Milltown Hackballscross Dundalk, Co. Louth
5.1	Area: 0.107 Ha OS Map Ref: 1630 Type: Road Bed. Townland: Barronstown County: Louth	Michael Byrne, Milltown Hackballscross Dundalk, Co. Louth	None	Louth County Council, County Hall Millennium Centre, Dundalk, Co. Louth
6.0	Area: 0.024 Ha OS Map Ref: 1630 Type: Road Bed. Townland: Barronstown County: Louth	Margaret McEntegart, Barronstown, Hackballscoss, Dundalk, Co. Louth	None	Louth County Council, County Hall Millennium Centre, Dundalk, Co. Louth
7.0	Area: 1.054 Ha OS Map Ref: 1630 Type: Agricultural Land. Townland: Barronstown / Philipstown County: Louth	Mary Monica McEntegart, Philipstown, Dundalk, Co. Louth	None	Owen McEntegart, Philipstown, Dundalk, Co. Louth

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7.1	Area: 0.519 Ha OS Map Ref: 1630 Type: Agricultural Land. Townland: Philipstown County: Louth	Mary Monica McEntegart, Philipstown, Dundalk, Co. Louth	None	Owen McEntegart, Philipstown, Dundalk, Co. Louth
7.2	Area: 0.047 Ha OS Map Ref: 1630 Type: Road Bed. Townland: Philipstown County: Louth	Mary Monica McEntegart, Philipstown, Dundalk, Co. Louth	None	Louth County Council, County Hall Millennium Centre, Dundalk, Co. Louth
T7.3	Area: 0.197 Ha OS Map Ref: 1630 Type: Agricultural Land. Townland: Philipstown County: Louth	Mary Monica McEntegart, Philipstown, Dundalk, Co. Louth	None	Owen McEntegart, Philipstown, Dundalk, Co. Louth
T7.4	Area: 0.026 Ha OS Map Ref: 1630 Type: Agricultural Land. Townland: Philipstown County: Louth	Mary Monica McEntegart, Philipstown, Dundalk, Co. Louth	None	Owen McEntegart, Philipstown, Dundalk, Co. Louth
T7.5	Area: 0.013 Ha OS Map Ref: 1630 Type: Agricultural Land. Townland: Philipstown County: Louth	Mary Monica McEntegart, Philipstown, Dundalk, Co. Louth	None	Owen McEntegart, Philipstown, Dundalk, Co. Louth
8.0	Area: 0.617 Ha OS Map Ref: 1630 Type: Agricultural Land. Townland: Philipstown County: Louth	Maretta Callan, Philipstown, Dundalk, Co. Louth	None	Maretta Callan, Philipstown, Dundalk, Co. Louth
8.1	Area: 0.124 Ha OS Map Ref: 1630 Type: Road Bed. Townland: Philipstown County: Louth	Maretta Callan, Philipstown, Dundalk, Co. Louth	None	Louth County Council, County Hall Millennium Centre, Dundalk, Co. Louth

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T8.2	Area: 0.033 Ha OS Map Ref: 1630 Type: Agricultural Land. Townland: Philipstown County: Louth	Maretta Callan, Philipstown, Dundalk, Co. Louth	None	Maretta Callan, Philipstown, Dundalk, Co. Louth
9.0	Area: 0.017 Ha OS Map Ref: 1630 Type: Road Bed. Townland: Philipstown County: Louth	Patrick Quinn, Philipstown, Dundalk, Co. Louth	None	Louth County Council, County Hall Millennium Centre, Dundalk, Co. Louth
10.0	Area: 0.025 Ha OS Map Ref: 1630 Type: Agricultural Land. Townland: Rathmore County: Louth	Owen Byrne Dowdalshill, Dundalk, Co. Louth	None	Owen Byrne Dowdalshill, Dundalk, Co. Louth
10.1	Area: 0.023 ha OS Map Ref: 1630 Type: Road Bed. Townland: Rathmore County: Louth	Owen Byrne Dowdalshill, Dundalk, Co. Louth	None	Louth County Council, County Hall Millennium Centre, Dundalk, Co. Louth
11.0	Area: 0.055 Ha OS Map Ref: 1630 Type: Agricultural Land. Townland: Rathmore County: Louth	Noel Lynch, Rathmore, Kilkerley, Dundalk, Co. Louth	None	Noel Lynch, Rathmore, Kilkerley, Dundalk, Co. Louth
11.1	Area: 0.054 Ha OS Map Ref: 1630 Type: Road Bed. Townland: Rathmore County: Louth	Noel Lynch, Rathmore, Kilkerley, Dundalk, Co. Louth	None	Louth County Council, County Hall Millennium Centre, Dundalk, Co. Louth
12.0	Area: 2.658 Ha OS Map Ref: 1630 Type: Agricultural Land. Townland: Philipstown County: Louth	Noel McArdle, Philipstown, Dundalk, Co. Louth	None	Noel McArdle, Philipstown, Dundalk, Co. Louth

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12.1	Area: 0.389 Ha OS Map Ref: 1630 Type: Road Bed. Townland: Philipstown County: Louth	Noel McArdle, Philipstown, Dundalk, Co. Louth	None	Louth County Council, County Hall Millennium Centre, Dundalk, Co. Louth
12.2	Area: 0.024 Ha OS Map Ref: 1630 Type: Agricultural Land. Townland: Philipstown County: Louth	Noel McArdle, Philipstown, Dundalk, Co. Louth	None	Noel McArdle, Philipstown, Dundalk, Co. Louth
12.3	Area: 0.009 Ha OS Map Ref: 1630 Type: Agricultural Land. Townland: Philipstown County: Louth	Noel McArdle, Philipstown, Dundalk, Co. Louth	None	Noel McArdle, Philipstown, Dundalk, Co. Louth
12.4	Area: 0.025 Ha OS Map Ref: 1630 Type: Road Bed. Townland: Philipstown County: Louth	Noel McArdle, Philipstown, Dundalk, Co. Louth	None	Louth County Council, County Hall Millennium Centre, Dundalk, Co. Louth
T12.5	Area: 0.098 Ha OS Map Ref: 1630 Type: Agricultural Land. Townland: Philipstown County: Louth	Noel McArdle, Philipstown, Dundalk, Co. Louth	None	Noel McArdle, Philipstown, Dundalk, Co. Louth
13.0	Area: 0.018 Ha OS Map Ref: 1630 & 1631 Type: Road Bed Townland: Philipstown County: Louth	Patsy Reilly, Rathmore, Dundalk, Co. Louth	None	Louth County Council, County Hall Millennium Centre, Dundalk, Co. Louth
13.1	Area: 0.006 Ha OS Map Ref: 1630 & 1631 Type: Agricultural Land Townland: Philipstown County: Louth	Patsy Reilly, Rathmore, Dundalk, Co. Louth	None	Patsy Reilly, Rathmore, Dundalk, Co. Louth

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14.0	Area: 1.934 Ha OS Map Ref: 1630 & 1631 Type: Agricultural Land Townland: Rathmore County: Louth	Louth County Council, County Hall Millennium Centre, Dundalk, Co. Louth	None	Louth County Council, County Hall Millennium Centre, Dundalk, Co. Louth
14.1	Area: 0.036 Ha OS Map Ref: 1630 Type: Road Bed. Townland: Rathmore County: Louth	Louth County Council, County Hall Millennium Centre, Dundalk, Co. Louth	None	Louth County Council, County Hall Millennium Centre, Dundalk, Co. Louth
14.2	Area: 0.006 Ha OS Map Ref: 1630 Type: Road Bed. Townland: Rathmore County: Louth	Louth County Council, County Hall Millennium Centre, Dundalk, Co. Louth	None	Louth County Council, County Hall Millennium Centre, Dundalk, Co. Louth
14.3	Area: 0.111 Ha OS Map Ref: 1630 & 1631 Type: Road Bed. Townland: Rathmore County: Louth	Louth County Council, County Hall Millennium Centre, Dundalk, Co. Louth	None	Louth County Council, County Hall Millennium Centre, Dundalk, Co. Louth
15.0	Area: 0.028 Ha OS Map Ref: 1630 Type: Road Bed. Townland: Deerpark County: Louth	James Coleman, Philipstown, Dundalk, Co. Louth	None	Louth County Council, County Hall Millennium Centre, Dundalk, Co. Louth
16.0	Area: 0.017 Ha OS Map Ref: 1630 Type: Road Bed. Townland: Rathmore County: Louth	George Martin, Rathmore, Dundalk, Co. Louth	None	Louth County Council, County Hall Millennium Centre, Dundalk, Co. Louth
17.0	Area: 0.056 Ha OS Map Ref: 1631 Type: Agricultural Land. Townland: Philipstown County: Louth	Patrick Quinn, Philipstown, Dundalk, Co. Louth	None	Patrick Quinn, Philipstown, Dundalk, Co. Louth

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17.1	Area: 0.078 Ha OS Map Ref: 1631 Type: Road Bed. Townland: Philipstown County: Louth	Patrick Quinn, Philipstown, Dundalk, Co. Louth	None	Louth County Council, County Hall Millennium Centre, Dundalk, Co. Louth

**SCHEDULE
PART II**

Description of Public Rights of Way to be extinguished.

- 1) That section of the N53 Road in the townland of Philipstown in the County of Louth, between the lines X1-X2, shown on Drawing No. 08_075_060.

The official seal of Louth County Council was affixed hereto this 11th day of February 2010, in the presence of: -

Michael A Curran
Director of Services, Transportation

Jim D'Arcy
Cathaoirleach Comhairle Contae Lú