



**Forbairt Bóthair N22 Baile Bhuirne Maigh Chromtha (Baile Bhuirne go Cúil Chomhair) Chomhairle Contae Chorcaí
Ordú Ceannaigh Éigeantaigh, 2009**

**Cork County Council N22 Baile Bhuirne Macroom (Baile Bhuirne to Coolcour) Road Development
Compulsory Purchase Order, 2009**

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ORDÚ CEANNAIGH ÉIGEANTAIGH FAOI ALT 76 AGUS TRÍÚ SCEIDEAL D'ACHT NA dTITHE, 1966, ARNA LEATHNÚ AG ALT 10 DEN ACHT RIALTAIS ÁITIÚIL (UIMH. 2) 1960 AGUS ARNA LEASÚ AGUS LEATHNÚ AG NA HACHTANNA UM PLEANÁIL AGUS FORBAIRT 2000 GO DTÍ 2007 ACHTANNA NA MBÓITHRE 1993 GO DTÍ 2007, ACHTANNA RIALTAIS ÁITIÚIL, 1925-2007 AG ÁIREAMH ACHT RIALTAIS ÁITIÚIL (UIMH. 2), 1960 AGUS GACH ACHT EILE ATÁ Á CHUMASÚ LEIS SIN

DE BHRÍ de bhun alt 10 den Acht Rialtais Áitiúil (Uimh. 2), 1960, arna ionadú ag alt 86 d'Acht na dTithe, 1966 arna leasú ag alt 6 agus Dara Sceideal d'Acht na mBóithre, 1993 agus leasaithe agus leathnaithe trí Achtanna um Pleanáil agus Forbairt 2000 go dtí 2007, tá sé socraithe faoi Acht na dTithe, 1966 [arna leasú agus leathnú] ag Comhairle Contae Chorcaí ("ar a dtugtar "an t-údarás áitiúil" as seo suas) éadail na talún lena mbaineann an t-ordú seo a chur i gcrích:

DÁ BHRÍ SIN ordaitear leis seo -

1. Faoi réir fhorálacha an ordaithe seo, tugtar údarás leis seo don údarás áitiúil -
 - (a) talamh a fháil go héigeantach, le forbairt bóthair a sholáthar agus an Plean Forbartha Contae a chur i gcrích ina gcuimsítear inter alia:
 - Thart ar dhá chiliméadar is fiche (22km) Débhealaigh de Chineál 2, ina mbeadh dhá lánna i ngach treo le bac eatarthu dá roinnt, agus é ag dul tríd na bailte fearainn Doire na Sagart, An Sliabh Riabhach, An Cheapach Thiar, An Cheapach Thoir agus Na Cillíní i dToghroinn An tSléibhe Riabhaigh; Baile Mhic Íre, Tonn Láin, Cúil na Cathrach, Cúil an Bhuacaigh agus Leac Fhínín i dToghroinn Na nUláin; Lios an Chraosaigh, Carraig na Madraí, Inse an Líonáin, Carraig an Phúca



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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 AND EXTENDED BY THE PLANNING AND DEVELOPMENT ACTS 2000 TO 2007 ROADS ACTS 1993 TO 2007 LOCAL GOVERNMENT ACTS, 1925-2007 INCLUDING LOCAL GOVERNMENT (NO.2) ACT, 1960 AND ALL OTHER ACTS THEREBY ENABLING

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 amended and extended by the Planning and Development Acts 2000 to 2007, Cork County Council (hereinafter referred to as "the local authority") has decided to effect the acquisition of the land to which this order relates under the Housing Act, 1966 [as amended and extended]:

NOW THEREFORE it is hereby ordered that –

1. Subject to the provisions of this order, the local authority is hereby authorised –
 - (a) to acquire compulsorily, for the purposes of providing a road development giving effect to the implementation of the county development plan and comprising inter alia:
 - Approximately Twenty Two kilometers (22km) of Type 2 Dual Carriageway, consisting of two lanes in each direction divided by a segregating barrier, passing through the townlands of Doire na Sagart, An Sliabh Riabhach, An Cheapach Thiar, An Cheapach Thoir and Na Cillíní in the Electoral Division of An Sliabh Riabhach; Baile Mhic Íre, Tonn Láin, Cúil na Cathrach, Cúil an Bhuacaigh and Leac Fhínín in the Electoral Division of Na hUláin; Lissacresig, Carrignamaddy, Inchinlinane, Carrigaphooca

agus Cill an Chloig i dToghroinn Chill na Martra; Gleann an Earraigh agus Cluain Fada i dToghroinn Chluain Droichid; Códrom, An Tír Bheag, An Bhéilic, An tIomaire agus Cúil Chomhair i dToghroinn Magh Cluana Aichidh; Cúil Liatháin, An Goirtín Rua, Coill na nGoirtíní agus Baile Uí Bhioráin i dToghroinn Mhaigh Chromtha Uirbeach i gContae Chorcaí

- Trí (3) Dhlúthacomhal Grád-Scaipeadh
- Timpeallán Amháin (1) ar an mBóthar agus cúig (5) Thimpeallán ar Leataobh
- Ceithre (4) Thrasbhealach Droichead Abhann (An Bhiochail, An Fhoithris, An Láinne agus an Sulán)
- Ocht gcinn déag (18) de Dhroichid Bóithre (íosdroichid nó tardhroichid)
- Fiche a ceathair (24) de Struchtúir Áise íosdroichead nó tardroichead
- Trí cinn déag (13) de Struchtúir Lintéir
- oibreacha coimhdeacha agus iarmhartacha

an talamh a bhfuil cuntas tugtha air sa Sceideal Cuid I leis seo, agus atá á thaispeáint ar mhapa marcáilte N22-CPO-100 go N22-CPO-131 agus séalaithe le séala an údaráis áitiúil agus curtha i dtaisce in oifigí an údaráis áitiúil (agus tagraítear dó as seo amach mar “an mapa taiscthe”), agus

- (a) na cearta slí poiblí a bhfuil cuntas orthu sa Sceideal Cuid II leis seo a chealú trí ordú a déantar i ndiaidh an talamh a fháil, nuair atá na cearta slí poiblí seo ag rith thar thalamh, nó aon chuid de thalamh, a fhaightear sa tslí seo, nó thar thalamh in aice nó bainteach leis an talamh, nó aon chuid de thalamh, a fhaightear sa tslí seo.
2. Is éard atá sa talamh a gcuirtear síos air sa Sceideal Cuid I leis seo agus atá daite glas ar an mapa, ná talamh seachas talamh le teach nó tithe air nach bhfuil feiliúnach le cónaí iontu agus nach bhféadfaí a réiteach ar chostas réasúnach le go bhféadfadh daoine cónaí iontu.
3. Faoi réir aon oiriúnaithe riachtanacha, beidh feidhm le forálacha -
 - (a) Achtanna na gClásal Talún (seachas altanna 127 go 132 den Acht Comhdhlúite Clásal Talún 1845, agus Airteagal 20 den Dara Sceideal d'Acht Tithe an Lucht Oibre, 1890), agus
 - (b) an Achta um Thalamh a Fháil (Measúnú ar Chúiteamh), 1919, arna leasú ag an Acht um Thalamh a Fháil (Coiste Tagartha) 1925, Acht um Luachanna Maoine, (Eadránacha agus Achomhairc), 1960, an tAcht Rialtais Áitiúil (Pleanáil agus Forbairt) 1963, (mar a feidhmíodh le halt 265 (3) den Acht um Pleanáil agus Forbairt 2000 agus na hAchtanna um Pleanáil agus Forbairt 2000 go dtí 2007,

mar a mionathraíodh leis an Tríú Sceideal d'Acht na dTithe, 1966 [arna leasú] atá ionchorpraithe san ordú seo agus feidhmeofar forálacha na nAchtanna sin mar is cuí.

and Killaclog in the Electoral Division of Cill na Martra; Glanarig and Clonfadda in the Electoral Division of Clondrohid; Codrum, Teerbeg, Bealick, Ummera and Coolcour in the Electoral Division of Macloneigh; Coolyhane, Gurteenroe, Kilnagurteen and Ballyveerane in the Electoral Division of Macroom Urban in the County of Cork.

- Three (3) Compact Grade Separated Junctions
- One (1) Online and Five (5) Offline Roundabouts
- Four (4) River Bridges Crossings (Bohill, Foherish, Laney and Sullane)
- Eighteen (18) Road Bridges (underbridge or overbridge)
- Twenty Four (24) Accommodation underbridge or overbridge Structures
- Thirteen (13) Culvert Structures
- ancillary and consequential works,

the land described in the Schedule Part I hereto, which land is shown on maps marked N22-CPO-100 to N22-CPO-131 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

- (a) to extinguish the public rights of way described in the Schedule Part II hereto by order made after the acquisition of 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.
2. The land described in the Schedule Part I hereto and coloured grey 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 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, the Local Government (Planning and Development) Act, 1963 (as applied by section 265 (3) of the Planning and Development Act, 2000 and the Planning and Development Acts, 2000-2007,

as modified by the Third Schedule to the Housing Act, 1966 [as amended] are hereby incorporated in this order and the provisions of those Acts shall apply accordingly.

4. Is féidir an t-ordú seo a ghairm mar “Ordú Ceannaigh Éigeantaigh 2009 Fhorbairt Bóthair N22 Baile Bhuirne Maigh Chromtha (Baile Bhuirne go Cúil Chomhair) Chomhairle Contae Chorcaí”.

4. This order may be cited as the “Cork County Council N22 Baile Bhuirne Macroom (Baile Bhuirne to Coolcour) Road Development Compulsory Purchase Order, 2009”.