

Cork County Council M28 Cork to Ringaskiddy Project Service Area Scheme, 2017



SERVICE AREA SCHEME

ROADS ACTS 1993-2015

ROADS (SCHEMES) (FORMS) REGULATIONS 2008

PLANNING & DEVELOPMENT ACTS 2000-2015

FORM UNDER SECTION 47(2) (AS AMENDED BY SECTION 9(1)(a) OF THE ROADS ACT 2007) FOR A SERVICE AREA SCHEME

**M28 Cork to Ringaskiddy Project
[Service Area] Scheme, 2017**

Cork County Council, (“the road authority”), under Section 47 of the Roads Acts 1993-2015, has made the M28 Cork to Ringaskiddy Project [Service Area] Scheme 2017 which it proposes, pursuant to section 49 of the Roads Acts 1993-2015, to submit to An Bord Pleanála for approval. The Service Area Scheme relates to the proposed provision of a service area on the land described in Part 1 of Schedule 1 hereto, and shown coloured green; *and* on the scheme map marked ‘M28 Cork to Ringaskiddy Project [Service Area] Scheme 2017’ annexed hereto and sealed with the seal of Cork County Council (“the road authority”).

1. Under the M28 Cork to Ringaskiddy Project [Service Area] Scheme 2017 it is proposed to:
 - (a) compulsorily acquire the lands or substratum of lands described in Schedule 1,
 - (b) compulsorily acquire the rights in relation to lands described in Schedule 2,
 - (c) extinguish over the lands referred to in subparagraphs (a) and (b) –
 - (i) the public rights of way described in Part 1 of Schedule 3, and
 - (ii) the private rights of way described in Part 2 of Schedule 3,
 - (d) prohibit, close, stop up, remove, alter, divert or restrict a means of direct access to or from the proposed service area in respect of the lands described in Schedule 4,
 - (e) prohibit, close, stop up, remove, alter, divert or restrict a means of direct access to or from the proposed protected road, in respect of lands used for a specified purpose described in Schedule 5
 - (f) prohibit or restrict the use of the protected road or a particular part thereof by the types of traffic or the classes of vehicles specified in Schedule 6
 - (g) revoke the planning permissions for the development of lands described in Part 1 of Schedule 7, and
 - (h) modify the planning permissions for the development of lands described in Part 2 of Schedule 7 to the extent specified in that Part.
2. The lands or substratum of lands described in Schedules 1, 2, 4, 5 and 7 and the rights of way described in Schedule 3 are individually numbered and shown on the Service Area Scheme map.

CONTENTS

1. **Schedule 1**

Lands or Substratum of Lands proposed to be Compulsorily Acquired

Part 1 (I & II) – Lands on which it is proposed to provide a Service Area

Part 2 (I & II) – Lands not forming part of the service area but forming part of the Service Area Scheme

2. **Schedule 2**

Description of the Rights proposed to be compulsorily acquired in relation to Lands for the purposes of the proposed Service Area

3. **Schedule 3**

Description of the Public and Private Rights of Way proposed to be Extinguished

Part 1 – Public Rights of Way proposed to be extinguished over the lands described in Schedules 1 and 2 or over lands adjacent to or associated with such lands

Part 2 – Private Rights of Way proposed to be extinguished over the lands described in Schedules 1 and 2

4. **Schedule 4**

Lands in respect of which it is Proposed to Prohibit, Close, Stop Up, Remove, Alter, Divert or Restrict a Means of Direct Access to or from the proposed Service Area

5. **Schedule 5**

Lands used for a Specific Purpose in respect of which it is proposed to Prohibit, Close, Stop Up, Remove, Alter, Divert or Restrict a Means of Direct Access to or from a proposed Protected Road

6. **Schedule 6**

Part 1 – Types of Traffic or Classes of Vehicle proposed to be prohibited from using the proposed Protected Road or a particular part thereof

Part 2 – Types of Traffic or Classes of Vehicle proposed to be Restricted in their use of the proposed Protected Road or a particular part thereof

7. **Schedule 7**

Part 1 – Particulars of Planning Permissions for the development of land proposed to be revoked

Part 2 – Particulars of Planning Permissions proposed to be modified and the extent of any such modification

8. **Official Seal**

Schedule 1
Lands or Substratum of Lands proposed to be Compulsorily Acquired

Part 1
Lands on which it is proposed to provide a Service Area

Section 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)**

M28 Cork to Ringaskiddy Project, [Service Area] Scheme, 2017 Schedule 1, Part 1, Section 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)				
Reference number of land on scheme map	Area, Description and Situation of Land	Owner or Reputed Owner	Lessee or Reputed Lessee	Occupier
300a.101	Area (Ha): 1.8175 Description: Land Townland: LOUGHBEG DED: CARRIGALINE County: CORK	PORT OF CORK COMPANY CUSTOM HOUSE ST. CORK.	NONE.	OWNER(S).

Schedule 1
Lands or Substratum of Lands proposed to be Compulsorily Acquired

Part 1
Lands on which it is proposed to provide a Service Area

Section II
**LAND CONSISTING OF HOUSES UNFIT FOR HUMAN HABITATION AND NOT CAPABLE OF BEING
RENDERED FIT FOR HUMAN HABITATION AT REASONABLE EXPENSE**

NOT APPLICABLE

Schedule 1
Lands or Substratum of Lands proposed to be Compulsorily Acquired

Part 2
Lands not forming part of the Service Area but forming part of the Service Area Scheme

Section 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)

M28 Cork to Ringaskiddy Project, [Service Area] Scheme, 2017 Schedule 1, Part 2, Section 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)				
Reference number of land on scheme map	Area, Description and Situation of Land	Owner or Reputed Owner	Lessee or Reputed Lessee	Occupier
300a.102	Area (Ha): 0.5578 Description: Land Townland: LOUGHBEG DED: CARRIGALINE County: CORK	PORT OF CORK COMPANY CUSTOM HOUSE ST. CORK.	NONE.	OWNER(S).
300a.103	Area (Ha): 0.0947 Description: Land Townland: LOUGHBEG DED: CARRIGALINE County: CORK	PORT OF CORK COMPANY CUSTOM HOUSE ST. CORK.	NONE.	OWNER(S).

Schedule 1
Lands or Substratum of Lands proposed to be Compulsorily Acquired

Part 2
Lands not forming part of the Service Area but forming part of the Service Area Scheme

Section II
LAND CONSISTING OF HOUSES UNFIT FOR HUMAN HABITATION AND NOT CAPABLE OF BEING RENDERED FIT FOR HUMAN HABITATION AT REASONABLE EXPENSE

NOT APPLICABLE

SCHEDULE 2

**DESCRIPTION OF THE RIGHTS PROPOSED TO BE COMPULSORILY ACQUIRED IN RELATION TO LAND
FOR THE PURPOSES OF THE PROPOSED SERVICE AREA**

NOT APPLICABLE

SCHEDULE 3

DESCRIPTION OF THE PUBLIC AND PRIVATE RIGHTS OF WAY PROPOSED TO BE EXTINGUISHED

**PART 1 – PUBLIC RIGHTS OF WAY PROPOSED TO BE EXTINGUISHED OVER THE LANDS
DESCRIBED IN SCHEDULES 1 AND 2 OR OVER LANDS ADJACENT TO OR ASSOCIATED WITH SUCH
LANDS**

NOT APPLICABLE

SCHEDULE 3

DESCRIPTION OF THE PUBLIC AND PRIVATE RIGHTS OF WAY PROPOSED TO BE EXTINGUISHED

**PART 2 – PRIVATE RIGHTS OF WAY PROPOSED TO BE EXTINGUISHED OVER THE LANDS
DESCRIBED IN SCHEDULES 1 AND 2**

NOT APPLICABLE

SCHEDULE 4

**LANDS IN RESPECT OF WHICH IT IS PROPOSED TO PROHIBIT, CLOSE, STOP UP, REMOVE, ALTER,
DIVERT OR RESTRICT ALL OR ANY MEANS OF DIRECT ACCESS TO OR FROM THE PROPOSED
SERVICE AREA**

NOT APPLICABLE

SCHEDULE 5

LANDS USED FOR A SPECIFIC PURPOSE IN RESPECT OF WHICH IT IS PROPOSED TO PROHIBIT, CLOSE, STOP UP, REMOVE, ALTER, DIVERT OR RESTRICT A MEANS OF DIRECT ACCESS TO OR FROM THE PROPOSED PROTECTED ROAD

NOT APPLICABLE

SCHEDULE 6

**PART 1 – TYPES OF TRAFFIC OR CLASSES OF VEHICLES PROPOSED TO BE PROHIBITED FROM
USING THE PROPOSED PROTECTED ROAD OR A PARTICULAR PART THEREOF**

NOT APPLICABLE

SCHEDULE 6

**PART 2 – TYPES OF TRAFFIC OR CLASSES OF VEHICLES PROPOSED TO BE RESTRICTED IN THEIR
USE OF THE PROPOSED PROTECTED ROAD OR A PARTICULAR PART THEREOF**

NOT APPLICABLE

SCHEDULE 7

**PART 1 – PARTICULARS OF PLANNING PERMISSIONS FOR THE DEVELOPMENT OF LAND
PROPOSED TO BE REVOKED**

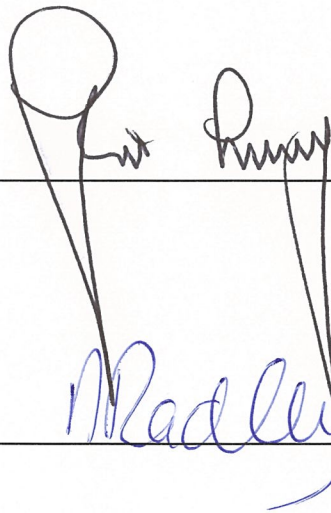
NOT APPLICABLE

SCHEDULE 7

**PART 2 – PARTICULARS OF PLANNING PERMISSIONS PROPOSED TO BE MODIFIED AND THE
EXTENT OF ANY SUCH MODIFICATION**

NOT APPLICABLE

The Official Seal of Cork County Council ('the Road Authority') was affixed
hereto this 31 day of May, 2017 in the presence of: -



The image shows two handwritten signatures in black ink. The signature on the left is a stylized, circular shape with a vertical line extending downwards. The signature on the right is a more complex, cursive script. Below these signatures, there is a blue ink signature that reads 'Madley'.

Chief Executive

Senior Executive Officer
(Corporate Services)