



**COMHAIRLE CHONTAE DHUN na nGALL
DONEGAL COUNTY COUNCIL
COUNTY HOUSE, LIFFORD, CO. DONEGAL**

Tel: (074) 9172222 Fax: (074) 9141205
www.donegalcoco.ie

APPLICATION FOR TAKEOVER OF HOUSING ESTATE SERVICES

Name of Applicant: _____

Address: _____

Phone Number: _____

Housing Estate at: _____

Known as: _____

Number of Houses: _____

If application relates to a particular phase of development, indicate which one:

Planning Permission reference no(s): _____

Did you develop the scheme - Yes / No

If you are not the person(s) to whom planning permission(s) were granted, explain

the relationship with grantee of planning permission(s): _____

Have all the houses been sold - Yes / No

Are you the legal owner of the services in the estate currently being roads, sewers and open spaces etc. - Yes / No

If no, say who is the owner of those services and explain your relationship to the owner:

Have you complied with all of the conditions of the said planning permission(s) - Yes / No

If no, indicate your proposals and timeframe for compliance: _____

Are services in respect of which takeover is sought up to standard - Yes / No

Contact person and phone number for arrangements for inspection of services by Council:

Your Solicitor's name: _____

Your Solicitor's address: _____

Source of water supply: _____

Does the scheme have a water supply booster pump - Yes / No

Is sewage disposal to the public sewer - Yes / No

Does the scheme have a sewage pumping station - Yes / No

Does the scheme have a sewage treatment system - Yes / No

Specify method of sewage disposal and indicate what (if any) treatment plants are on site:

Provide specification and all details relating to all mechanical plant.

Detail all contracts in place currently with Third Party suppliers of water supply booster pumps,

sewage treatment plants etc. giving annual cost of maintenance -

Indicate services currently within the scheme and tick those in respect of which takeover is sought.

- 1. Water distribution pipes
- 2. Water booster pumps (if any)
- 3. Sewage pipes
- 4. Sewage pumphouses
- 5. Septic tank
- 6. Package treatment plant
- 7. Roads (including pavements, surface water drainage pipes etc.)
- 8. Footpaths
- 9. Public Lighting

Other - Please specify: _____

Further Information (if any) in support of takeover application: _____

I hereby apply for the above services to be taken in charge of the Local Authority, Donegal County Council. I am aware that the takeover if agreed will be subject to the terms as detailed overleaf and such further terms as may be determined by the Local Authority.

Date: _____

Signed: _____

**GENERAL TERMS AND CONDITIONS OF TAKE OVER OF HOUSING SCHEME
SERVICES AND PROCEDURE THEREFOR**

1. Application should only be made when estate has been completed in accordance with the terms of the relevant planning permission(s) including conditions attached thereto.
2. Processing fee may be payable.
3. Application is made to Lifford Office of the Council marked Private Housing Estate Takeover Section.
4. Application should be accompanied by as constructed drawing(s) showing all the services and identifying the lands comprising roads etc. to be transferred to the Council and an inventory of all services to be taken over.
5. Receipt of application will be acknowledged by the Council within 4 weeks and if there is outstanding documentation required to enable the application to be processed, that will be notified to the Applicant.
6. From date of receipt of all required documentation the Council will inspect the site within four weeks and notify the Applicant within two weeks thereafter as to what (if any) outstanding requirements there are that need to be attended to prior to takeover.
7. Applicant to acknowledge receipt of the outstanding requirements and to indicate to the Council when those requirements will be attended to. He should then notify the Council and make arrangements for final inspection.
8. Applicant will arrange for his Solicitor to take all required steps to transfer title to lands consisting of roads etc. to the Council. The Applicant's Solicitor to forward directly to the Council the required transfer. Once the transfer is completed by both parties Applicant's Solicitor to lodge the documentation with the Land Registry. Subject to all other requirements being met the Council will proceed with the takeover from date of confirmation of lodgment of the documents. Certificate will be required from Solicitor as per attached.
9. Application should not be made for takeover in respect of any services for which Applicant has contracted with householders or others that those services will be maintained privately. The Applicant warrants as part of his application that there are no such contractual restrictions in place in favour of Third Parties or alternatively that such Third Parties are consenting to the takeover.
10. It is acknowledged that this application for takeover is not made in accordance with the provisions of Section 180 of the Planning and Development Act, 2000. Any application for takeover in accordance with that provision to be made separately thereunder and will be processed in accordance with the terms thereof.

Donegal County Council,

Re: Application for Takeover of Housing Estate Services in respect of the
Housing Scheme situate at
Reference:

Dear Sir,

I/We act for the Applicant _____ herein who have applied to you for takeover of services in the above Estate. In your letter of _____ you have confirmed agreement to the takeover in accordance with the terms thereof.

I/We now certify as follows -

1. The Applicant developer held full title to the services as set out in the application.
2. That title has now been transferred to your Council in accordance with Deed of Transfer previously sealed (copy of which is sent herewith).
3. The Transfer has now been lodged in the Land Registry for registration purposes and I/We undertake to deal with any Land Registry queries that arise thereon.
4. The Transfer will vest all the Applicant's title in the remainder of the Estate in your Council subject as follows - (here detail any limitations on transfer of title)

Yours etc.