

COMPULSORY ACQUISITION OF LAND
Donegal County Council (Burtonport Harbour Redevelopment) Compulsory
Purchase Order 2019

FORM OF 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 SECTION 6
AND THE SECOND SCHEDULE TO THE ROADS ACT 1993 AND THE PLANNING
AND DEVELOPMENT ACTS, 2000-2019

LOCAL GOVERNMENT (NO. 2) ACT, 1960

SECTIONS 213 AND 227 OF THE PLANNING AND DEVELOPMENT ACT, 2000

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 of and the Second Schedule to the Roads Act, 1993 and by the Planning and Development Acts, 2000 to 2019, Donegal 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 to acquire compulsorily and permanently for the purpose of redeveloping Burtonport Harbour including all associated works involved, the lands described in the Schedule hereto which lands are shown edged red and coloured grey on the Map titled drawing no. P1607 CPO 01 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")
2. The land described in the Schedule hereto shown edged red and coloured grey on the deposited 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),

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 **Donegal County Council (Burtonport Harbour Redevelopment) Compulsory Purchase Order 2019**

SCHEDULE

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 a reasonable expense.

Number on map deposited at the offices of Donegal County Council	Quantity, Situation and Description of the land			Owners or Reputed owners	Lessees or Reputed lessees	Occupiers
	Area in Hectares	Location	Description of property			
1a	0.1669	Burtonport	Open ground / Road pavement	Donegal County Council	-	Donegal County Council
1b	0.0197	Burtonport	Building comprising offices, public toilets and storeroom	Donegal County Council	-	Donegal County Council Realt Na Maidne Teoranta
1c	0.1052	Burtonport	Pier	Donegal County Council	-	Donegal County Council
1d	0.0528	Burtonport	Main Slipway	Donegal County Council	-	Donegal County Council
1e	0.1183	Burtonport	Open ground / Road pavement	Donegal County Council	-	Donegal County Council
1f	0.0043	Burtonport	Footpath	Donegal County Council	-	Donegal County Council Charles O'Donnell (Chip van)
1g	0.0116	Burtonport	Road bed and Pavement	Donegal County Council	-	Donegal County Council
1h	0.0869	Burtonport	Road bed and Pavement	Donegal County Council	-	Donegal County Council
1i	0.0508	Burtonport	Rockface	Donegal County Council	-	Donegal County Council

Number on map deposited at the offices of Donegal County Council	Quantity, Situation and Description of the land			Owners or Reputed owners	Lessees or Reputed lessees	Occupiers
	Area in Hectares	Location	Description of property			
1j	0.0015	Burtonport	Footpath	Donegal County Council	-	Donegal County Council
1k	0.0014	Burtonport	Open ground / Portacabin site	Donegal County Council	-	Donegal County Council
1l	0.0007	Burtonport	Open ground / Portacabin site	Donegal County Council	-	Gerald Breslin
1m	0.0014	Burtonport	Open ground / Container site	Donegal County Council	-	Gerald Breslin
1n	0.0020	Burtonport	Open ground / Portacabin site	Donegal County Council	-	Seamus Boyle
1o	0.0020	Burtonport	Open ground / Portacabin site	Donegal County Council	-	Cara na nOileán Teoranta
1p	0.0020	Burtonport	Open ground / Portacabin site	Donegal County Council	-	Cara na nOileán Teoranta
1q	0.0030	Burtonport	Open ground / Container site	Donegal County Council	-	Manus Gallagher
1r	0.0118	Burtonport	Rockface	Donegal County Council	-	Donegal County Council
2a	0.0031	Burtonport	Rockface	James O'Donnell	-	James O'Donnell
2b	0.0485	Burtonport	Open ground	James O'Donnell	-	James O'Donnell
2c	0.0706	Burtonport	Rockface	James O'Donnell	-	James O'Donnell

Number on map deposited at the offices of Donegal County Council	Quantity, Situation and Description of the land			Owners or Reputed owners	Lessees or Reputed lessees	Occupiers
	Area in Hectares	Location	Description of property			
2d	0.0085	Burtonport	Open ground	James O'Donnell	-	James O'Donnell
2e	0.0011	Burtonport	Open ground / Portacabin site	James O'Donnell	-	Burtonport Festival Committee James O'Donnell
2f	0.0027	Burtonport	Rockface	James O'Donnell	-	James O'Donnell
2g	0.0016	Burtonport	Open ground	James O'Donnell	-	James O'Donnell
3a	0.0276	Burtonport	Auction Hall Shed	Burtonport Fishermen's Co-operative Society Limited	Seamus Boyle	Seamus Boyle Burtonport Fishermen's Co-operative Society Limited
3b	0.0521	Burtonport	Fenced yard	Burtonport Fishermen's Co-operative Society Limited	Donegal County Council	Donegal County Council
3c	0.0213	Burtonport	Surfaced open area	Burtonport Fishermen's Co-operative Society Limited	-	Burtonport Fishermen's Co-operative Society Limited
3d	0.1590	Burtonport	Marinpro Buildings and yard	Burtonport Fishermen's Co-operative Society Limited	-	Burtonport Fishermen's Co-operative Society Limited

Number on map deposited at the offices of Donegal County Council	Quantity, Situation and Description of the land			Owners or Reputed owners	Lessees or Reputed lessees	Occupiers
	Area in Hectares	Location	Description of property			
3e	0.0155	Burtonport	Surfaced open area	Burtonport Fishermen's Co-operative Society Limited James O'Donnell	-	Burtonport Fishermen's Co-operative Society Limited James O'Donnell
3f	0.0014	Burtonport	Open ground / Lorry box body site	Burtonport Fishermen's Co-operative Society Limited	-	Burtonport Fishermen's Co-operative Society Limited
3g	0.0066	Burtonport	Surfaced open area	Burtonport Fishermen's Co-operative Society Limited	-	Burtonport Fishermen's Co-operative Society Limited
4a	0.0067	Burtonport	Shed and ground	P. Mulrine and Sons - Unlimited company	-	P. Mulrine and Sons - Unlimited company
5a	0.1208	Burtonport	Semi surfaced yard	Patrick Rafferty	-	Patrick Rafferty
5b	0.0381	Burtonport	Foot path and road pavement	Patrick Rafferty	-	Donegal County Council
5c	0.0705	Burtonport	Rockface	Patrick Rafferty	-	Patrick Rafferty

Number on map deposited at the offices of Donegal County Council	Quantity, Situation and Description of the land			Owners or Reputed owners	Lessees or Reputed lessees	Occupiers
	Area in Hectares	Location	Description of property			
6c	0.0898	Burtonport	Foreshore	Minister for Finance, Public Expenditure and Reform Minister for Housing, Planning and Local Government Minister for Agriculture Food and the Marine	-	Minister for Public Expenditure and Reform Minister for Housing, Planning and Local Government Minister for Agriculture Food and the Marine

Seal of Donegal County Council affixed hereto as authenticated by the signature of



Nominated Officer

Dated this the 16th day of December, 2015.

Number on map deposited at the offices of Donegal County Council	Quantity, Situation and Description of the land			Owners or Reputed owners	Lessees or Reputed lessees	Occupiers
	Area in Hectares	Location	Description of property			
6a	0.0294	Burtonport	Foreshore and Slipway	Donegal County Council Minister for Finance, Public Expenditure and Reform Minister for Housing, Planning and Local Government Minister for Agriculture Food and the Marine	-	Donegal County Council Minister for Public Expenditure and Reform Minister for Housing, Planning and Local Government Minister for Agriculture Food and the Marine
6b	0.0850	Burtonport	Foreshore	Minister for Finance, Public Expenditure and Reform Minister for Housing, Planning and Local Government Minister for Agriculture Food and the Marine	-	Minister for Public Expenditure and Reform Minister for Housing, Planning and Local Government Minister for Agriculture Food and the Marine