



FORM OF NOTICE OF THE CONFIRMATION BY AN BORD PLEANÁLA OF A COMPULSORY PURCHASE ORDER MADE 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 – 2019, INCLUDING SECTION 213 OF THE PLANNING AND DEVELOPMENT ACT, 2000 (AS AMENDED), SECTION 10 OF THE LOCAL GOVERNMENT (IRELAND), ACT 1898 AS AMENDED BY SECTION 11 OF THE LOCAL GOVERNMENT (NO.2), ACT, 1960, THE LOCAL GOVERNMENT ACTS, 1925 – 2019, INCLUDING SECTIONS 11 AND 184 OF THE LOCAL GOVERNMENT ACT, 2001 AND THE LOCAL GOVERNMENT (NO. 2), ACT 1960, (AS AMENDED), THE HOUSING ACTS 1966-2015, THE ROADS ACTS 1993 – 2015 AND ALL OTHER ACTS THEREBY ENABLING, AS RESPECTS ALL OF THE LAND TO WHICH THE COMPULSORY PURCHASE ORDER RELATES TO BE PUBLISHED IN ACCORDANCE WITH SECTION 78 (1) OF THE HOUSING ACT, 1966, AS AMENDED BY THE PLANNING AND DEVELOPMENT ACTS, 2000-2020

COMPULSORY ACQUISITION OF LAND

N20 O'ROURKE'S CROSS ROAD IMPROVEMENT SCHEME COMPULSORY PURCHASE ORDER 2020

An Bord Pleanála ("the Board") has, on the 23rd day of April, 2021, made a confirmation order confirming the above-named compulsory purchase order as respects the land described in the First Schedule hereto. The said order, as so confirmed, authorises the Limerick City and County Council to acquire the said land compulsorily. It will become operative three weeks from the date of publication of this notice. A copy of the order as so confirmed and of the map referred to in it may be seen at the following locations, by appointment only as per the hours referred to below:

(i)	Limerick City and County Council, Corporate Headquarters Merchant's Quay, Limerick, V94 EH90	Monday to Friday - 9am to 5pm Telephone 061-951000 E-mail info@midwestroads.ie
(ii)	Limerick City and County Council, Council Offices, Dooradoyle Limerick, V94 WV78	Monday to Friday - 9am to 5pm Telephone 061-951000 E-mail info@midwestroads.ie
(iii)	Mid West National Road Design Office, Lissanalta House, Dooradoyle, Limerick V94 H5RR	Monday to Friday - 9am to 5pm Telephone 061-951000 E-mail info@midwestroads.ie
(iv)	Limerick City and County Council, Kilmallock Municipal District Office, Áras Mainchín Seoighe, Kilmallock Co. Limerick, V35 K497	Monday to Friday - 9am to 5pm Telephone 061-951000 E-mail info@midwestroads.ie

A copy of the order, as so confirmed, and the map referred to in it may also be inspected online at <http://mypoint.limerick.ie>

The order also authorises the local authority to extinguish the public rights of way described in the Second Schedule hereto, by order made by them after they have acquired the said land.

An application for judicial review of the decision of the Board under Order 84 of the Rules of the Superior Courts (S.I. No. 15 of 1986) may be made to the High Court within eight weeks of the date of decision of the Board in accordance with section 50 of the Planning and Development Act, 2000 (as amended).

FIRST SCHEDULE AND SECOND SCHEDULE ATTACHED HERETO

DATED THIS 20TH DAY OF MAY 2021

Laura Flannery
Senior Executive Officer
Corporate Services

FIRST SCHEDULE

LAND TO BE PERMANENTLY ACQUIRED

(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 in the offices of the Local Authority	Quantity, Description and Situation of the Land		Owners or Reputed Owners	Lessees or reputed Lessees	Occupiers (except tenants for a month or a lesser period than a month)
101a.01	Area (ha) Description Townland ED County	1.058 Land Ballyfookeen Rockhill Limerick	James Feane Cappanafaraha Bruree County Limerick Mary Feane Cappanafaraha Bruree County Limerick	Michael Lyons Ballyfookeen Bruree County Limerick	Owners Lessee
101b.01	Area (ha) Description Townland ED County	0.210 Public Road Ballyfookeen Rockhill Limerick	James Feane Cappanafaraha Bruree County Limerick Mary Feane Cappanafaraha Bruree County Limerick	None	Limerick City and County Council Corporate Headquarters Merchant's Quay Limerick
101c.01	Area (ha) Description Townland ED County	0.004 River Ballyfookeen Rockhill Limerick	James Feane Cappanafaraha Bruree County Limerick Mary Feane Cappanafaraha Bruree County Limerick	Michael Lyons Ballyfookeen Bruree County Limerick	Owners Lessee The Office of Public Works Head Office Jonathan Swift Street Trim County Meath Department of Agriculture, Food and the Marine Agriculture House Kildare Street Dublin 2

FIRST SCHEDULE

LAND TO BE PERMANENTLY ACQUIRED

(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 in the offices of the Local Authority	Quantity, Description and Situation of the Land		Owners or Reputed Owners	Lessees or reputed Lessees	Occupiers (except tenants for a month or a lesser period than a month)
102a.01	Area (ha) Description Townland ED County	0.610 Land Ballyfookeen Rockhill Limerick	Patricia O'Rourke 40 Abbeycourt Ballykeeffe County Limerick	Thomas Joseph Murphy Ballyfookeen Bruree County Limerick	Owner Lessee
102a.03	Area (ha) Description Townland ED County	0.003 Land Ballyfookeen Rockhill Limerick	Patricia O'Rourke 40 Abbeycourt Ballykeeffe County Limerick	Thomas Joseph Murphy Ballyfookeen Bruree County Limerick	Owner Lessee
102a.04	Area (ha) Description Townland ED County	0.005 Land Ballyfookeen Rockhill Limerick	Patricia O'Rourke 40 Abbeycourt Ballykeeffe County Limerick	Thomas Joseph Murphy Ballyfookeen Bruree County Limerick	Owner Lessee
102a.05	Area (ha) Description Townland ED County	0.033 Land Ballyfookeen Rockhill Limerick	Patricia O'Rourke 40 Abbeycourt Ballykeeffe County Limerick	Thomas Joseph Murphy Ballyfookeen Bruree County Limerick	Owner Lessee
102a.06	Area (ha) Description Townland ED County	0.694 Land Ballyfookeen Rockhill Limerick	Patricia O'Rourke 40 Abbeycourt Ballykeeffe County Limerick	Thomas Joseph Murphy Ballyfookeen Bruree County Limerick	Owner Lessee
102a.07	Area (ha) Description Townland ED County	0.016 Land Ballyfookeen Rockhill Limerick	Patricia O'Rourke 40 Abbeycourt Ballykeeffe County Limerick	Thomas Joseph Murphy Ballyfookeen Bruree County Limerick	Owner Lessee
102b.01	Area (ha) Description Townland ED County	0.140 Public Road Ballyfookeen Rockhill Limerick	Patricia O'Rourke 40 Abbeycourt Ballykeeffe County Limerick	None	Limerick City and County Council Corporate Headquarters Merchant's Quay Limerick
102b.02	Area (ha) Description Townland ED County	0.737 Public Road Ballyfookeen Rockhill Limerick	Patricia O'Rourke 40 Abbeycourt Ballykeeffe County Limerick	None	Limerick City and County Council Corporate Headquarters Merchant's Quay Limerick
102c.01	Area (ha) Description Townland ED County	0.005 River Ballyfookeen Rockhill Limerick	Patricia O'Rourke 40 Abbeycourt Ballykeeffe County Limerick	Thomas Joseph Murphy Ballyfookeen Bruree County Limerick	Owner Lessee The Office of Public Works Head Office Jonathan Swift Street Trim County Meath Department of Agriculture, Food and the Marine Agriculture House Kildare Street Dublin 2
103a.01	Area (ha) Description Townland ED County	0.721 Land Ballyfookeen Rockhill Limerick	Declan Quain Kilbreedy West Kilmallock County Limerick	None	Owner

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FIRST SCHEDULE

LAND TO BE PERMANENTLY ACQUIRED

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Number on map deposited in the offices of the Local Authority	Quantity, Description and Situation of the Land		Owners or Reputed Owners	Lessees or reputed Lessees	Occupiers (except tenants for a month or a lesser period than a month)
103a.02	Area (ha) Description Townland ED County	0.027 Land Ballyfookeen Rockhill Limerick	Declan Quain Kilbreedy West Kilmallock County Limerick	None	Owner
103b.01	Area (ha) Description Townland ED County	0.380 Public Road Ballyfookeen Rockhill Limerick	Declan Quain Kilbreedy West Kilmallock County Limerick	None	Limerick City and County Council Corporate Headquarters Merchant's Quay Limerick
104a.01	Area (ha) Description Townland ED County	0.317 Land Ballyfookeen Rockhill Limerick	Eamonn O'Sullivan Kilmallock Road Charleville County Cork	None	Owner Mid Western Forestry Services Limited Abbeyfeale West Abbeyfeale County Limerick
104b.01	Area (ha) Description Townland ED County	0.063 Public Road Ballyfookeen Rockhill Limerick	Eamonn O'Sullivan Kilmallock Road Charleville County Cork	None	Limerick City and County Council Corporate Headquarters Merchant's Quay Limerick
104b.02	Area (ha) Description Townland ED County	0.007 Public Road Ballyfookeen Rockhill Limerick	Eamonn O'Sullivan Kilmallock Road Charleville County Cork	None	Limerick City and County Council Corporate Headquarters Merchant's Quay Limerick
105a.01	Area (ha) Description Townland ED County	0.135 Land Ballyfookeen Rockhill Limerick	Thomas Joseph Murphy Ballyfookeen Bruree County Limerick	None	Owner
105b.01	Area (ha) Description Townland ED County	0.165 Public Road Ballyfookeen Rockhill Limerick	Thomas Joseph Murphy Ballyfookeen Bruree County Limerick	None	Limerick City and County Council Corporate Headquarters Merchant's Quay Limerick
106b.01	Area (ha) Description Townland ED County	0.041 Public Road Ballyfookeen Rockhill Limerick	James Beechinor Ballyanna Sherins Cross Kilmallock County Limerick	None	Limerick City and County Council Corporate Headquarters Merchant's Quay Limerick
106b.02	Area (ha) Description Townland ED County	0.056 Public Road Ballyfookeen Rockhill Limerick	James Beechinor Ballyanna Sherins Cross Kilmallock County Limerick	None	Limerick City and County Council Corporate Headquarters Merchant's Quay Limerick
107a.01	Area (ha) Description Townland ED County	0.134 House Curtilage Ballyfookeen Rockhill Limerick	James O'Connell Ballyfookeen Bruree County Limerick Eileen Hickey Ballyfookeen Bruree County Limerick	None	Owners

Number on map deposited in the offices of the Local Authority	Quantity, Description and Situation of the Land		Owners or Reputed Owners	Lessees or reputed Lessees	Occupiers (except tenants for a month or a lesser period than a month)
107b.01	Area (ha) Description Townland ED County	0.016 Public Road Ballyfookeen Rockhill Limerick	James O'Connell Ballyfookeen Bruree County Limerick Eileen Hickey Ballyfookeen Bruree County Limerick	None	Limerick City and County Council Corporate Headquarters Merchant's Quay Limerick
108b.01	Area (ha) Description Townland ED County	0.089 Public Road Ballyfookeen Rockhill Limerick	Representatives of John Joseph O'Rourke c/o Patricia O'Rourke 40 Abbeycourt Ballykeeffe County Limerick	None	Limerick City and County Council Corporate Headquarters Merchant's Quay Limerick
109b.01	Area (ha) Description Townland ED County	0.054 Public Road Cappanafaraha Rockhill Limerick	Donal O'Riordan Garranroe Cappanafaraha County Limerick	None	Limerick City and County Council Corporate Headquarters Merchant's Quay Limerick
110b.01	Area (ha) Description Townland ED County	0.037 Public Road Cappanafaraha Rockhill Limerick	Noel Crowley Cappanafaraha Bruree County Limerick	None	Limerick City and County Council Corporate Headquarters Merchant's Quay Limerick
111b.01	Area (ha) Description Townland ED County	0.019 Public Road Ballyfookeen Rockhill Limerick	Elaine O'Driscoll Ballyfookeen Bruree County Limerick	None	Limerick City and County Council Corporate Headquarters Merchant's Quay Limerick
112b.01	Area (ha) Description Townland ED County	0.021 Public Road Ballyfookeen Rockhill Limerick	Gerard Carey Ballyfookeen Bruree County Limerick	None	Limerick City and County Council Corporate Headquarters Merchant's Quay Limerick
113b.01	Area (ha) Description Townland ED County	0.022 Public Road Ballyfookeen Rockhill Limerick	Eimear Carey Newtownshandrum Charleville County Cork	None	Limerick City and County Council Corporate Headquarters Merchant's Quay Limerick
114b.01	Area (ha) Description Townland ED County	0.005 Public Road Ballyfookeen Rockhill Limerick	John O'Connor 25 Kylemore Road West Hampstead London NW6 2PS United Kingdom	None	Limerick City and County Council Corporate Headquarters Merchant's Quay Limerick
115b.01	Area (ha) Description Townland ED County	0.013 Public Road Ballyfookeen Rockhill Limerick	Denis Crean Ballyfookeen O'Rourke's Cross Bruree County Limerick Betty Crean Ballyfookeen O'Rourke's Cross Bruree County Limerick	None	Limerick City and County Council Corporate Headquarters Merchant's Quay Limerick
116b.01	Area (ha) Description Townland ED County	0.024 Public Road Ballyfookeen Rockhill Limerick	Roderick Gallagher Ballyfookeen Bruree County Limerick Mai Gallagher Ballyfookeen Bruree County Limerick	None	Limerick City and County Council Corporate Headquarters Merchant's Quay Limerick

SECOND SCHEDULE PART I

PUBLIC RIGHTS OF WAY PROPOSED TO BE EXTINGUISHED

Reference No.	Description of the Rights of Way
A1-A1 to A2-A2	The public right of way within the townland of Ballyfookeen in the Electoral Division of Rockhill in the County of Limerick and between the lines coloured green A1-A1 to A2-A2 for a distance of approximately 250m on the map entitled 'N20 O'Rourke's Cross Road Improvement Scheme Deposit Map For Compulsory Purchase Order 2020' - with the map reference No. 15032-CPO-DM-01.
B1-B1 to B2-B2	The public right of way within the townland of Ballyfookeen in the Electoral Division of Rockhill in the County of Limerick and between the lines coloured green B1-B1 to B2-B2 for a distance of approximately 70m on the map entitled 'N20 O'Rourke's Cross Road Improvement Scheme Deposit Map For Compulsory Purchase Order 2020' - with the map reference No. 15032-CPO-DM-01.
C1-C1 to C2-C2	The public right of way within the townland of Ballyfookeen in the Electoral Division of Rockhill in the County of Limerick and between the lines coloured green C1-C1 to C2-C2 for a distance of approximately 130m on the map entitled 'N20 O'Rourke's Cross Road Improvement Scheme Deposit Map For Compulsory Purchase Order 2020' - with the map reference No. 15032-CPO-DM-01.
D1-D1 to D2-D2	The public right of way within the townland of Ballyfookeen in the Electoral Division of Rockhill in the County of Limerick and between the lines coloured green D1-D1 to D2-D2 for a distance of approximately 350m on the map entitled 'N20 O'Rourke's Cross Road Improvement Scheme Deposit Map For Compulsory Purchase Order 2020' - with the map reference No. 15032-CPO-DM-01.

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Comhairle Cathrach
& Contae **Luimnigh**

Limerick City
& County Council

PUBLIC NOTICE

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SECOND SCHEDULE PART II
PRIVATE RIGHTS OF WAY PROPOSED TO BE EXTINGUISHED

Reference No.	Description of the Rights of Way
W1-W1 to W2-W2	The private right of way within the townland of Ballyfookeen in the Electoral Division of Rockhill in the County of Limerick and between the lines coloured blue W1-W1 to W2-W2 on the map entitled 'N20 O'Rourke's Cross Road Improvement Scheme Deposit Map For Compulsory Purchase Order 2020' - with the map reference No 15032-CPO-DM-01.
X1-X1 to X2-X2	The private right of way within the townland of Ballyfookeen in the Electoral Division of Rockhill in the County of Limerick and between the lines coloured blue X1-X1 to X2-X2 on the map entitled 'N20 O'Rourke's Cross Road Improvement Scheme Deposit Map For Compulsory Purchase Order 2020' - with the map reference No 15032-CPO-DM-01.
Y1-Y1 to Y2-Y2	The private right of way within the townland of Ballyfookeen in the Electoral Division of Rockhill in the County of Limerick and between the lines coloured blue Y1-Y1 to Y2-Y2 on the map entitled 'N20 O'Rourke's Cross Road Improvement Scheme Deposit Map For Compulsory Purchase Order 2020' - with the map reference No 15032-CPO-DM-01.
Z1-Z1 to Z2-Z2	The private right of way within the townland of Ballyfookeen in the Electoral Division of Rockhill in the County of Limerick and between the lines coloured blue Z1-Z1 to Z2-Z2 on the map entitled 'N20 O'Rourke's Cross Road Improvement Scheme Deposit Map For Compulsory Purchase Order 2020' - with the map reference No 15032-CPO-DM-01.