

KILKENNY COUNTY COUNCIL



COMPULSORY PURCHASE ORDER AS PROVIDED FOR BY SECTION 76
OF AND THE THIRD SCHEDULE TO THE HOUSING ACT, 1966
AS AMENDED BY THE PLANNING AND DEVELOPMENT ACT, 2000, AS AMENDED
HOUSING ACT 1966
SECTION 10 OF THE LOCAL GOVERNMENT (IRELAND) ACT, 1898, AS AMENDED
BY SECTION 11 OF THE LOCAL GOVERNMENT (NO.2) ACT 1960 AND SECTION
213 OF THE PLANNING AND DEVELOPMENT ACT 2000

WHEREAS Kilkenny County Council (hereinafter referred to as “the Housing authority”) propose for the purpose of the Housing Act 1966 to acquire compulsorily the land hereinafter described:

AND WHEREAS the said land 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

NOW THEREFORE it is hereby ordered that –

1. Subject to the provisions of this order, the housing authority are hereby authorised to acquire compulsorily for the purposes of the Housing Act 1966 as amended, the land described in the Schedule hereto, which land is shown on a map marked **LANDS AT WATERBARRACK / THE BUTTS, TOWNLAND OF GARDENS, KILKENNY, DEPOSITED MAP 04 of 2022**, and sealed with the seal of the housing authority and deposited at the offices of the housing authority (hereinafter referred to as the “deposited map”).
2. The lands are described Part II of the Schedule hereto and coloured grey and edged red 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 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 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.

This Order may be cited as **Kilkenny County Council Compulsory Purchase Order No.04 of 2022 - Lands at Waterbarrack / The Butts, Kilkenny**

SCHEDULE

LANDS BEING PERMANENTLY ACQUIRED

PART I

Land consisting of a house or houses unfit for human habitation and not capable of being rendered fit for human habitation at reasonable expense. The land included in the schedule is situated in the functional area of Kilkenny County Council.

Number on map deposited at the offices of the housing authority	Quantity, description and situation of the land	Owners or reputed owners	Lessees or reputed lessees	Occupiers (except tenants for a month or a less period than a month)
N/A	N/A	N/A	N/A	N/A

PART II

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. The land included in the schedule is situated in the functional area of Kilkenny County Council.

Number on map deposited at the offices of the housing authority	Quantity, description and situation of the land	Owners or reputed owners	Lessees or reputed lessees	Occupiers (except tenants for a month or a less period than a month)
04/2022 WB.TB	0.19hectares/ 0.49 acre	Descendants of Patrick Cantwell (deceased).	Nil	Nil

Anne Maria Walsh

County Secretary, Kilkenny County Council, County Hall, John Street, Kilkenny