

**Galway County Council**  
**Comhairle Chontae na Gallimhe**



**GALWAY COUNTY COUNCIL**  
**COMPULSORY PURCHASE (GARRAUN SOUTH**  
**COMMUNITY LANDS)**  
**ORDER, NO. 1 2023.**

---

April 2023

## CONTENTS

**1. Form 6**

**2. Schedule 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

**3. Schedule 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 (lands being permanently acquired.)

---

**Galway County Council**  
**Comhairle Chontae na Gallimhe**



**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 THE PLANNING AND DEVELOPMENT ACTS, 2000 TO 2022**

**LOCAL GOVERNMENT (No.2) ACT, 1960  
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 TO 2022**

**GALWAY COUNTY COUNCIL**  
**Compulsory Purchase (Garraun South Community Lands)**  
**Order, No. 1 2023**

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 and the Second Schedule to the Roads Act, 1993 and by the Planning and Development Acts, 2000 to 2022, Galway 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:

AND WHEREAS the said land includes a house and the said house is, in the opinion of the local authority, unfit for human habitation and not capable of being rendered fit for human habitation at reasonable expense and such house is coloured pink on the map referred to in this order.

NOW THEREFORE it is hereby ordered that –

1. Subject to the provisions of this order, the local authority are hereby authorised –
  - (a) to acquire compulsorily for the construction of Educational Facilities the lands described in Part I and II of the Schedule hereto which land is shown on a map marked Galway County Council Compulsory Purchaser (Garraun South Community Lands) Order No. 1 2023 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. (1) The land described in Part I of the Schedule hereto and coloured pink on the deposited map consists of a house unfit for human habitation and not capable of being rendered fit for human habitation at reasonable expense.

(2) The land described in Part II of the Schedule hereto and coloured grey 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 Land 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), and as amended by Section 48 of the Planning and Development (Strategic Infrastructure) Act, 2006,

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 Galway County Council Compulsory Purchase (Garraun South Community Lands) Order, No. 1 2023

# SCHEDULE

## 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

Number on map deposited at the offices of the local authority	Quantity, description, and situation of the land		Owner or reputed owners	Lessees or reputed lessees	Occupiers (except tenants for a month or a period less than a month)
101b.201	Ha:	0.01	The Legal and Personal Representatives of James Fahy	None	Owner
Type:	Dwelling House				
Townland:	Garraun South				
DED:	Ballintemple				
County:	Galway				

**PART II**

LANDS BEING PERMANENTLY ACQUIRED 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.

Number on map deposited at the offices of the local authority	Quantity, description, and situation of the land		Owner or reputed owners	Lessees or reputed lessees	Occupiers (except tenants for a month or a period less than a month)
101a.201	Ha:	5.278	The Legal and Personal Representatives of James Fahy	None	Owner
	Type:	Agricultural			
	Townland:	Garraun South			
	DED:	Ballintemple			
	County:	Galway			
101a.202	Ha:	0.134	The Legal and Personal Representatives of James Fahy	None	Owner
	Type:	Agricultural			
	Townland:	Garraun South			
	DED:	Ballintemple			
	County:	Galway			
101a.203	Ha:	0.112	The Legal and Personal Representatives of James Fahy	None	Owner
	Type:	Road Frontage			
	Townland:	Garraun South			
	DED:	Ballintemple			
	County:	Galway			
101a.204	Ha:	0.003	The Legal and Personal Representatives of James Fahy	None	Owner
	Type:	Shed			
	Townland:	Garraun South			
	DED:	Ballintemple			
	County:	Galway			
101a.205	Ha:	0.524	The Legal and Personal Representatives of James Fahy	None	Owner
	Type:	Garden			
	Townland:	Garraun South			
	DED:	Ballintemple			
	County:	Galway			
101a.206	Ha:	0.001	The Legal and Personal Representatives of James Fahy	None	Owner
	Type:	Shed			
	Townland:	Garraun South			
	DED:	Ballintemple			
	County:	Galway			

The official seal of the local authority was affixed hereto this the 6<sup>th</sup> day of April 2023.

J. Callan  
Chief Executive

Piara Carroll  
Nominated Member

Nicola Lead  
County secretary

