

An  
Bord  
Pleanála

## Board Order ABP-317164-23

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**Local Government (No. 2) Act, 1960**

**Housing Act, 1966**

**Planning and Development Acts, 2000 to 2022**

**Planning Authority: Fingal County Council and Dublin City Council**

**Application** received by An Bord Pleanála on the 19<sup>th</sup> day of May, 2023 from the National Transport Authority pursuant to 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 (as substituted by section 86 of the Housing Act, 1966), and the Planning and Development Acts, 2000 to 2022, for confirmation of a compulsory purchase order authorising compulsory acquisition of lands and entitled **Swords to City Centre Core Bus Corridor Scheme, Compulsory Purchase Order 2023**.

### Decision

**CONFIRM** the above compulsory purchase order based on the reasons and considerations set out below.


## Reasons and Considerations

Having considered the objections made to the compulsory purchase order, and not withdrawn, the report and recommendation of the Inspector, the purpose for which the lands are to be acquired as set out in the compulsory purchase order, and having regard to the following:

- (a) the constitutional and Convention protection afforded to property rights,
- (b) the substandard infrastructure provided for along the existing route,
- (c) the community need, and public interest served and overall benefits, including benefits to a range of road users to be achieved from use of the acquired lands,
- (d) the design response, which has been appropriately tailored to the identified need,
- (e) the suitability of the lands and the necessity of their acquisition to facilitate the provision of the Swords to City Centre Core Bus Corridor,
- (f) the policies and objectives of the Dublin City Development Plan 2022-2028,
- (g) the policies and objectives of the Fingal Development Plan 2023-2029, and
- (h) the submissions made to the Board,

it is considered that, the acquisition by the National Transport Authority of the lands in question, and the restriction of public rights of way, and acquisition of private rights of way, on a temporary and permanent basis as set out in the compulsory purchase order and on the deposited maps, is necessary for the purpose stated, which is a legitimate objective being pursued in the public interest, and that the compulsory purchase order and its effects on the property rights of affected landowners are proportionate to that objective and justified by the exigencies of the common good.

In reaching this conclusion, the Board agrees with, and adopts the analysis contained in the Inspector's report.

  
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**Tom Rabbette**  
**Member of An Bord Pleanála**  
**duly authorised to authenticate**  
**the seal of the Board.**

Dated this *19<sup>th</sup>* day of *JUNE* 2024