

**SECTION 10 OF LOCAL GOVERNMENT (NO.2) ACT 1960**

**SECTION 81 OF HOUSING ACT 1966**

**KILKENNY COUNTY COUNCIL**

**N76 CALLAN BYPASS VESTING ORDER**

**SERIAL No. 2/2024**

WHEREAS the land described in the Schedule hereto and shown on the maps attached hereto which said maps has been marked “**N76 Callan Bypass Vesting Order No. 2/2024**” and sealed with the seal of Kilkenny County Council (hereinafter referred to as “the Local Authority”) is land to which the **Kilkenny County Council Callan Bypass Compulsory Purchase Order No.1 of 1991** relates, and the said Order has become operative in so far as it relates to the said land.

**AND WHEREAS** the Local Authority have, at least six months prior to the date of this Order, entered on and taken possession of the said land in accordance with the powers conferred upon them by Section 81 of the Housing Act 1966, as applied by Section 10 of the Local Government (No.2) Act 1960 (as substituted by Section 86 of the Housing Act 1966):

**AND WHEREAS:**

- (a) The several interests in the said lands have not been conveyed or transferred to the Local Authority.
- (b) The Local Authority consider that it is urgently necessary in connection with the purposes for which they have been authorised to acquire the land compulsorily, that the acquisition of the land should be completed
- (c) The Local Authority have made a fit and proper offer in writing to each person having an interest in the said land who has furnished sufficient particulars of his interest to enable them to make a proper offer for such interest

**NOW THEREFORE** the Local Authority in exercise of the powers conferred upon them by Section 81 of the Housing Act 1966, as applied by Section 10 of the Local Government (No.2) Act, 1960, as substituted as aforesaid, **HEREBY ORDER** that the said land shall, on the 28<sup>th</sup> day of June 2024 **VEST** in the Local Authority in fee simple free from incumbrances and all estates, rights, titles and interests of whatsoever kind (other than any public right of way).

**SCHEDULE**

**ALL THAT AND THOSE** part of the land situation in the County of Kilkenny and shown outlined in red on the maps attached hereto entitled “**N76 Callan Bypass Vesting Order No. 2/2024**”.

No. on Map deposited at the Offices of the Local Authority	Plot	Area (Ha)	Description	Townland (All Co. Kilkenny)	Acquired from in CPO - No 1/1991	Occupier	Owners or Reputed Owners (Registered to)
CBP91-VO-1q	1q	0.1624	Roadbed	Castletobin	Kilkenny County Council	Kilkenny County Council	Joseph Dillion
CBP91-VO-1r	1r	0.3247	Roadbed	Blackstaff	Kilkenny County Council	Kilkenny County Council	John Pollard
CBP91-VO-1s	1s	0.0153	Roadbed	Moanamought Commons	Kilkenny County Council	Kilkenny County Council	Thomas Holden
CBP91-VO-1xyz	1x	0.0048	Roadbed	Castletobin	Kilkenny County Council	Kilkenny County Council	Barravalley Limited
CBP91-VO-1xyz	1y	0.0193	Roadbed	Castletobin	Kilkenny County Council	Kilkenny County Council	Barravalley Limited
CBP91-VO-1xyz	1z	0.0058	Roadbed	Castletobin	Kilkenny County Council	Kilkenny County Council	Barravalley Limited
CBP91-VO-2a	2a	0.0213	Roadbed	Riversfield	Margaret O'Regan	Kilkenny County Council	Eamon Kennedy
CBP91-VO-3a	3a	0.916	Roadbed	Foulsrath	Michael Grace	Kilkenny County Council	Michael Grace
CBP91-VO-4a	4a	1.33	Roadbed	Prologue	Michael Carey	Kilkenny County Council	Michael Carey
CBP91-VO-4b	4b	0.877	Roadbed	Tinnamona	Michael Carey	Kilkenny County Council	Michael Carey
CBP91-VO-4c	4c	0.626	Roadbed	Tinnamona	Michael Carey	Kilkenny County Council	Michael Carey
CBP91-VO-5ayz	5a	0.619	Roadbed	Prologue	Gertrude Murphy	Kilkenny County Council	Gertrude Murphy
CBP91-VO-5ayz	5y	0.115	Agricultural (Severed)	Prologue	Gertrude Murphy	Michael Carey	Gertrude Murphy
CBP91-VO-5ayz	5z	0.036	Agricultural (Severed)	Prologue	Gertrude Murphy	Michael Carey	Gertrude Murphy
CBP91-VO-7ab	7a	0.196	Roadbed	Cannafahy	Trustees of Mrs B. L. Phelan, c/o Poe Kiely Hogan Sol's, 21 Patrick St, Kilkenny	Kilkenny County Council	Unregistered
CBP91-VO-7ab	7b	0.417	Roadbed	Cannafahy	Trustees of Mrs B. L. Phelan, c/o Poe Kiely Hogan Sol's, 21 Patrick St, Kilkenny	Kilkenny County Council	Unregistered
CBP91-VO-10a	10a	1.009	Roadbed	Callan South	Hugh Ronan	Kilkenny County Council	Sarah Burke, William Ronan
CBP91-VO-10x	10x	0.051	Roadbed	Callan South	Hugh Ronan	Kilkenny County Council	Aldi Stores (Ireland) Limited

CBP91-VO-10y	10y	0.0130	Roadbed	Callan South	Hugh Ronan	Kilkenny County Council	Madigan's Pharmacy Limited
CBP91-VO-12z	12z	0.146	Roadbed	Westcourt Demense	Margaret Fennelly	Kilkenny County Council	Unregistered
CBP91-VO-14a	14a	0.009	Roadbed	Haggartsgreen	Reps. of Mrs M. Shea, c/o David Dunne & Co, Solicitor, Rose Inn St, Kilkenny.	Kilkenny County Council	Fiona Shea, John Martin Roche
CBP91-VO-20a	20a	0.011	Roadbed	Blackstaff	Bernard Foylan	Kilkenny County Council	Mary Margaret Foylan
CBP91-VO-21abv	21a	0.054	Roadbed	Moanamought Commons	Kilkenny County Council	Kilkenny County Council	James Lynch
CBP91-VO-21abv	21b	0.493	Roadbed	Castletobin West	Kilkenny County Council	Kilkenny County Council	James Lynch
CBP91-VO-21abv	1v	0.217	Roadbed	Moanamought Commons	Kilkenny County Council	Kilkenny County Council	James Lynch
CBP91-VO-22a	22a	0.2436	Roadbed	Castletobin West	Nellie Lynch	Kilkenny County Council	Josephine Lynch

**PRESENT when the Seal of KILKENNY COUNTY COUNCIL**

was affixed hereto this 28th day of May 2024, in the Presence of



Mr. Lar Power, Chief Executive, Kilkenny County Council



Cathaoirleach / Nominated Member of Kilkenny County Council



Ms. Anne Marie Walsh, County Secretary, Kilkenny County Council