



Ref: TC161

07<sup>th</sup> July 2022

TO: An Cathaoirleach  
& Each Member of Kilkenny County Council

RE: **Taking in Charge of Estates**  
Section 11 of the Roads Act, 1993  
Section 180 of the Planning & Development Act, 2000  
As amended by Section 59 of the Planning & Development Act 2010

ESTATE TC161 – Arbourmount (Phase 1), Rockshire, Ferrybank, Co. Kilkenny


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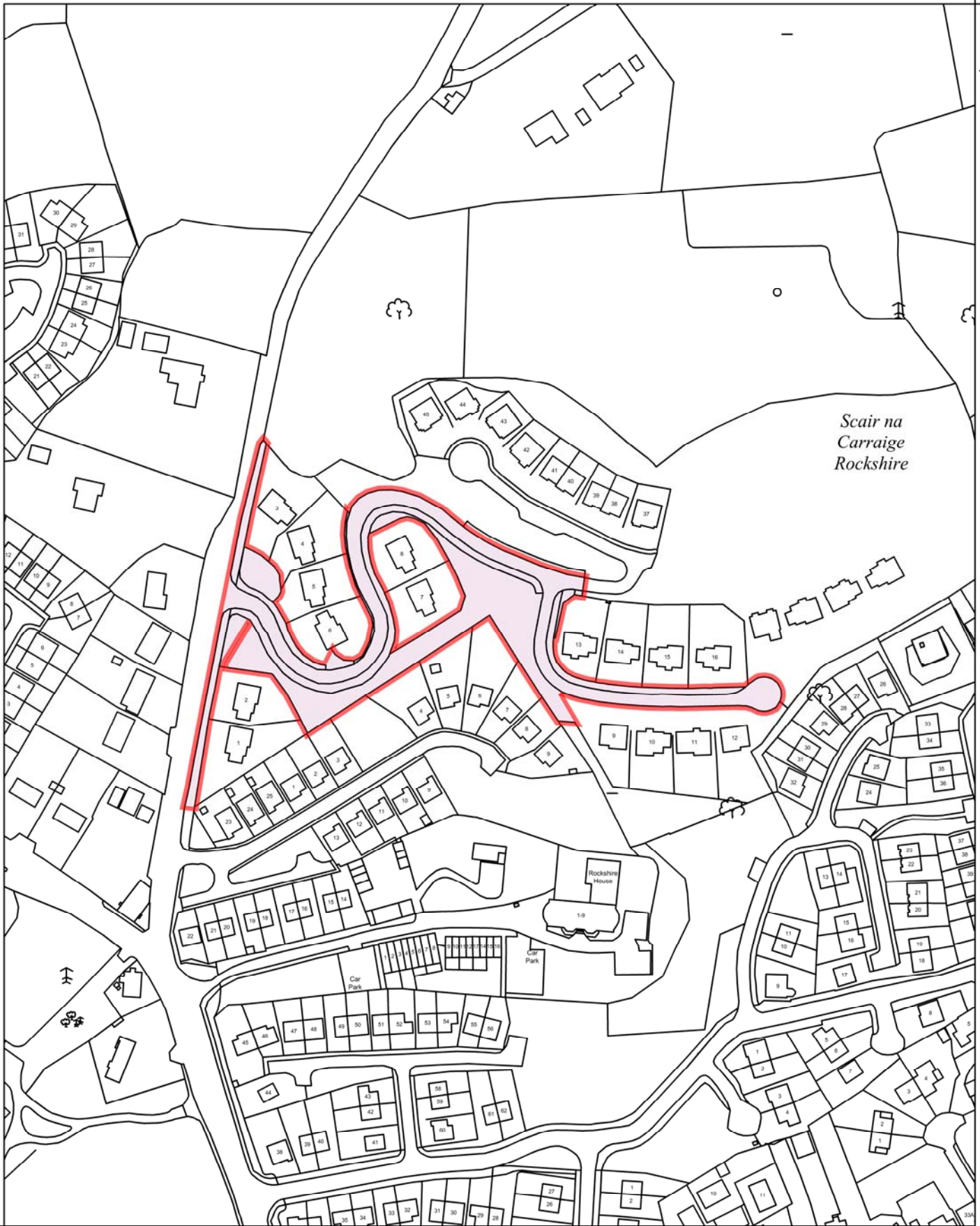
In accordance with the decision of the Council on 21<sup>st</sup> March 2022, a notice was published stating that Kilkenny County Council proposed to declare the road in the schedule hereunder to be a public road in accordance with the provisions of Section 11 of the Roads Act 1993 in order to facilitate the taking in charge of the estate in accordance with Section 180 of the Planning & Development Act 2000, as amended by Section 59 of the Planning & Development Act 2010.

Written representations or objections in relation to the taking in charge were invited from the public, however none were received. The Planning Authority is currently collating a schedule of remedial works identified by the various internal service areas. The Special Liquidator of IBRC have repudiated the bond in this case, therefore, the cost of remedial works will be funded from internal resources. The works will be procured arranged, and funded by the local authority. In addition, the road is considered to be of a public utility. Water services assets will be taken in charge by Irish Water upon conclusion of its protocol process.

I therefore recommend that Kilkenny County Council resolve to take the estate in charge and that the roads be declared public roads and entered into the roads schedule of Kilkenny County Council.

SIGNED:

  
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Denis Malone  
A/Director of Services  
Planning



BASED ON ORDNANCE SURVEY OF IRELAND MAP, LICENCE No. KILKENNY CCMA 08/12

660784, 613366

TAKING IN CHARGE  
ARBOURMOUNT (PHASE 1),  
ROCKSHIRE, FERRYBANK,  
CO. KILKENNY

FOR  
INFORMATION  
PURPOSES  
ONLY

SCALE: 1:2500 @ A4  
PLOT DATE: 08/03/2022  
DRAWN BY: A. HYLAND

Comhairle Chontae Chill Chainnigh  
Kilkenny County Council  
County Hall John Street Kilkenny  
Telephone: (056) 7794000  
Fax: (056) 7794004  
Webpage: www.kilkennycoco.ie



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