

**The Chairperson and Members
Of Central Area Committee**

12th March 2019

With reference to a proposal to initiate the procedure for the extinguishment of the public right of way over part of the footpath on Railway Street, Dublin 1.

Proposal

A request has been made to have the public right of way extinguished over part of the footpath on Railway Street, Dublin 1. The reason for this extinguishment is to allow the City Council dispose of the fee simple, for that section of Railway Street, to an approved housing body (Circle Housing Association). This will facilitate Circle Housing Association to develop the adjoining site for social housing support purposes. The extent of this proposed extinguishment is shown on the attached Drawing.

Service Checks

A check will be undertaken to establish if any services (public or private) are located on referred area. Suitable arrangements will be put in place prior to completion of this proposal.

Statutory Requirement

The statutory procedure involves giving public notice, of the proposal, in one or more newspapers circulating in the City and the affixing of the same notice to each end of the referred right of way for a period of not less than 14 days. Any objections or representations made, and not withdrawn, shall be considered. The extinguishment of a public right of way is a function reserved to the elected members of the City Council.

Recommendation

I recommend that procedures be initiated under Section 73 of the Roads Act 1993 to extinguish the public right of way over the area as indicated on attached Drawing.

Karl Mitchell

Area Manager
Central Area