



With reference to the proposed disposal of the Council's fee simple interest in two sites at Davitt Road, Inchicore, Dublin 8.

Under Indenture of Lease dated 17th of July 1948 The Right Honourable Lord Mayor Alderman and Burgesses of Dublin of the first part and The Minister for Local Government of the Second part demised a site at Davitt Road, shown outlined in red and shaded pink on Map Index No. SM-2018-0754-001, to Thomas Parsons and Sons Limited for a term of 150 years from 25th March 1947 subject to a yearly rent of €190.46 (one hundred and ninety euro forty six cent).

Under Indenture of Lease dated 7th of April 1952, The Right Honourable Lord Mayor Alderman and Burgesses of Dublin of the first part and The Minister for Local Government of the Second part demised a site at Davitt Road, shown outlined in red and shaded pink and blue on Map Index No. SM-2018-0754-002, to JAS Hennessy & Company Limited for a term of 150 years from 23rd February 1952 subject to a yearly rent of €285.69 (two hundred and eighty five euro sixty nine cent).

Dublin City Council does not hold the fee simple interest in the area shaded blue on Map Index No. SM-2018-0754-002. However, the Law Agent has advised that as the Council has been in receipt of rent in respect of this plot for in excess of 30 years it is entitled to claim full possessory title and to dispose of its right, title and interest in the plot.

The above mentioned leases were the subject of a number of assignments over the years and the current lessees in both cases are Durkan (Davitt Road) Limited.

The Law Agent has confirmed that the applicant has a statutory entitlement to acquire the Council's fee simple interest in the two sites and accordingly it is proposed to dispose of said interest together with the Council's right, title and interest in the plot shaded blue on Map Index No. SM-2018-0754-002 to Durkan (Davitt Road) subject to the following terms and conditions:

1. That the applicant shall pay the Council the sum of €120,000 (one hundred and twenty thousand euro) plus VAT (if applicable) in full and final settlement.
2. That the applicant shall pay any outstanding rent, rates or charges (if any) which are liable under the relevant legislation on the subject sites prior to the completion of sale.
3. That the applicant shall pay the Council's Valuers fee of €1,500 (one thousand five hundred euro) plus VAT and the Council legal fees which shall be agreed with the Council Law Agent.
4. That the above proposal is subject to satisfactory proof of title.

This proposal was approved by the South Central Area Committee at its meeting on the 20th February 2019.

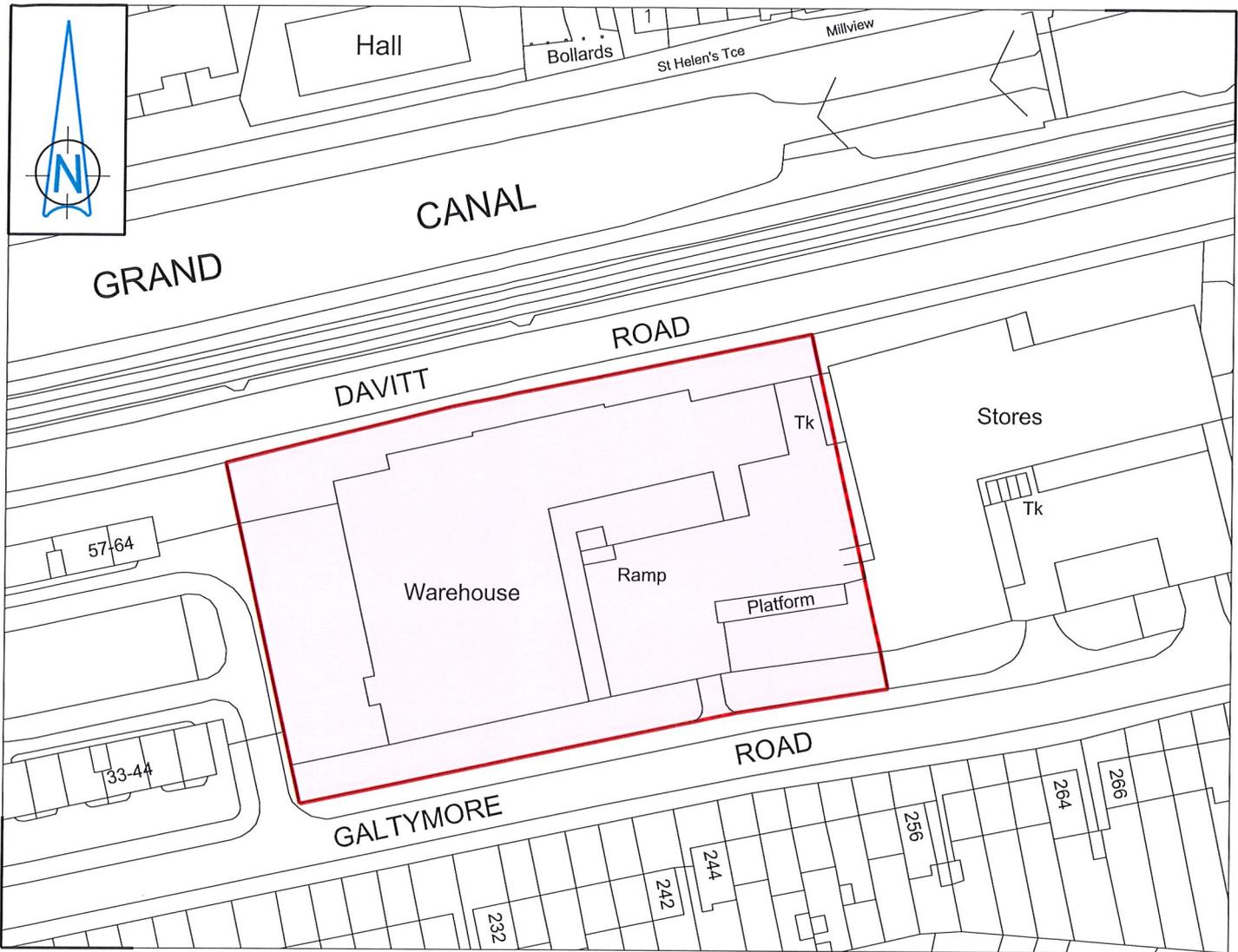
This report is submitted in accordance with the requirement of Section 183 of the Local Government Act 2001.

Resolution:

“That Dublin City Council notes the contents of Report No. 92/2019 and assents to the proposal outlined therein.”

Dated 19th day of February 2019.

Paul Clegg
Executive Manager



DAVITT ROAD - GALTYSMORE ROAD (Site at)

Dublin City Council to Durkan Limited

Disposal of Fee Simple

Area: 4973m²



Comhairle Cathrach
Bhaile Átha Cliath
Dublin City Council

An Roinn Comhshaoil agus Iompair
Rannán Suirbhéireachta agus Léarscáilithe

Environment and Transportation Department

Survey and Mapping Division

O.S REF 3263-16	SCALE 1:1000
DATE 27-11-2018	SURVEYED / PRODUCED BY L. Butler

FILE NO	INDEX No	FOLDER No	CODE	DWG No	REV
SM-2018-0754-0204-C3-001-A.dgn					

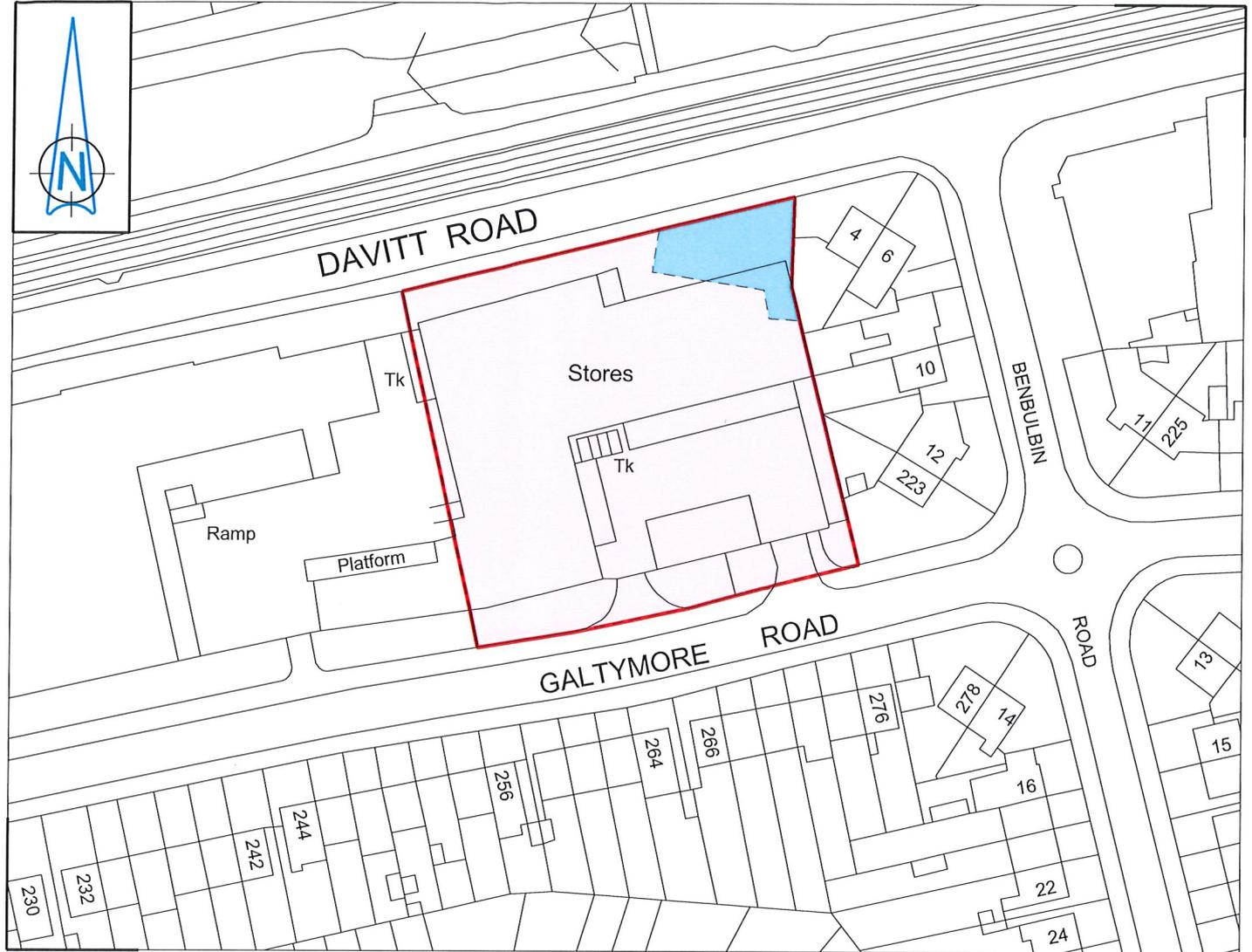
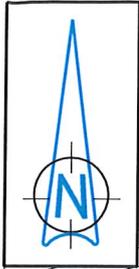
THIS MAP IS CERTIFIED TO BE COMPUTER GENERATED BY
DUBLIN CITY COUNCIL FROM ORDNANCE SURVEY DIGITAL MAPBASE

SURVEY, MAPPING AND RELATED RESEARCH APPROVED

APPROVED _____
THOMAS CURRAN
ACTING MANAGER LAND SURVEYING & MAPPING
DUBLIN CITY COUNCIL

INDEX No.
SM-2018-0754-001

Dr JOHN W. FLANAGAN
CEng FIEI FICE
CITY ENGINEER



DAVITT ROAD - GALTYSMORE ROAD (Site at)

Dublin City Council to Durkan Limited

Disposal of Interests

Area held in Fee Simple by Dublin City Council shown thus (Area: 3084m²) -

Area held in Possessory Title by Dublin City Council shown thus (Area: 241m²) -



Comhairle Cathrach
Bhaile Átha Cliath
Dublin City Council

An Roinn Comhshaoil agus Iompair
Rannán Suirbhéireachta agus Léarscáilithe

Environment and Transportation Department
Survey and Mapping Division

O.S REF

3263-13

SCALE

1:1000

INDEX No

FOLDER No

CODE

DWG No

REV

FILE NO

SM-2018-0754-_0204- C3 - 002 - A.dgn

DATE

27-11-2018

SURVEYED /
PRODUCED BY

L. Butler

THIS MAP IS CERTIFIED TO BE COMPUTER GENERATED BY
DUBLIN CITY COUNCIL FROM ORDNANCE SURVEY DIGITAL MAPBASE

SURVEY, MAPPING AND RELATED RESEARCH APPROVED

INDEX No.

SM-2018-0754-002

Dr JOHN W. FLANAGAN

CEng FIEI FICE

CITY ENGINEER

APPROVED

THOMAS CURRAN

ACTING MANAGER LAND SURVEYING & MAPPING
DUBLIN CITY COUNCIL