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**Proposed Extinguishment of Public Right of Way at the Laneway to rear and adjoining  
242 Phibsborough Road, 243 Phibsborough Road, Broadstone Hall  
(244 Phibsborough Road and 4 Royal Canal Bank, Dublin 7).**

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**Proposal**

At its meeting held in April 2021, the Central Area Committee agreed to initiate the statutory procedure to extinguish the public right of way under the provisions of Section 73 of the Roads Act 1993. The laneway is outlined on Drawing No. RM 37614. The Central Area Committee considered the proposal and agreed to the extinguishment on 13<sup>th</sup> July 2021.

**Service Checks**

The proposal was advertised in the public press 29<sup>th</sup> April 2021 and signs were erected on site in accordance with Section 73 of the Roads Act 1993. The latest date for receipt of submissions regarding this proposal was 11<sup>th</sup> June 2021.

The following submissions were made:

**Eir** made objections to the extinguishment as they have plant and equipment in the laneway and they are reluctant to accept a key for a gate *“as this would lead to an increase in their time spent on faults thus causing a liability to the company on both output and increasing clock hours.”*

**Dublin Fire Brigade’s** observations on gated laneways *“suggested that any new gate would require a lock that can easily be cut off in the event of an emergency.”*

**Recommendation**

We note Eir’s objection, however their equipment is currently located in an area which is difficult to access because overgrown shrubbery and a gate has existed in this location for many years.

We note Dublin Fire Brigade’s observations.

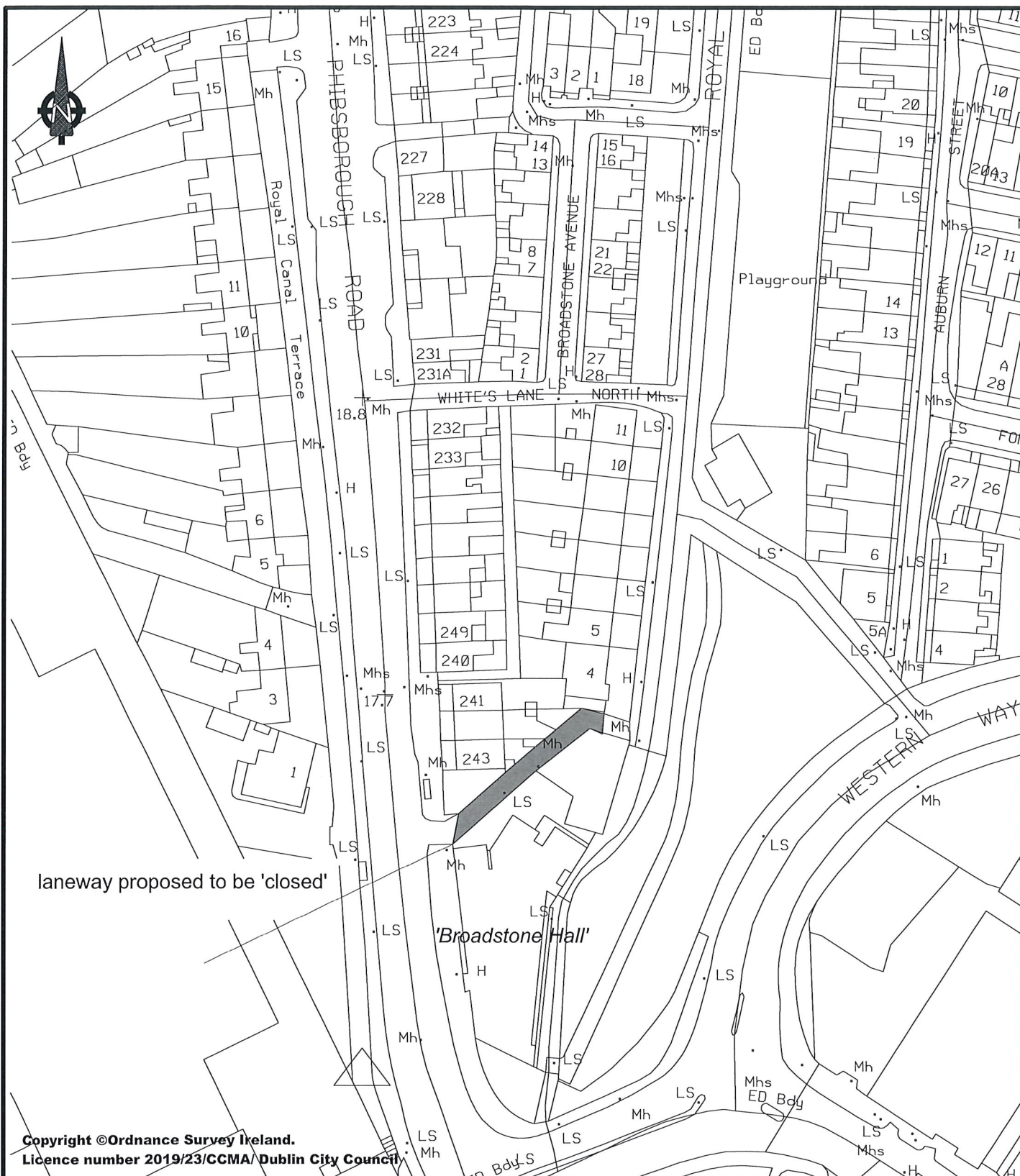
Having considered the above issues raised by our service check I recommend the extinguishment of the public right of way of the area shown on Drawing RM 37614.

**Resolution**

That We, the Lord Mayor and Members of Dublin City Council, being the Roads Authority for the City of Dublin and being of the opinion that the Public Right of Way over the Laneway to rear and adjoining 242 Phibsborough Road, 243 Phibsborough Road, Broadstone Hall and 4 Royal Canal Bank, Dublin 7 as shown on the attached Drawing RM 37614 is no longer required for public use, extinguish the public right of way in accordance with Section 73 of the Roads Act 1993.

**Karl Mitchell**

**A/Director of Services – Dublin North City  
18<sup>th</sup> August 2021**



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Comhairle Cathrach  
Bhaile Átha Cliath  
Dublin City Council

ENVIRONMENT & TRANSPORTATION DEPARTMENT,

CIVIC OFFICES,

WOOD QUAY, DUBLIN 8.

Roads Act 1993 Section 73(1).

Proposed extinguishment of public r.o.w.  
at Broadstone Hall, Phibsborough Road  
and Royal Canal Bank, as shown.

ROADS MAINTENANCE DIVISION

R.M. 37614

Dr John W. Flanagan CEng FIEI FICE  
City Engineer

C.A.D. BY

DATE

REVISED

SCALE

04/03/2021

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