

RETURN TO THE COURT



Dria and Hugh O'Loughlin with Julia Moroney and Katrina Comerford.

Comhairle Contae
Fhine Gall
Fingal County
Council



NOTICE UNDER SECTION 177AE (4)(a) OF THE PLANNING AND DEVELOPMENT ACT 2000 (AS INSERTED BY SECTION 57 OF THE PLANNING AND DEVELOPMENT (AMENDMENT) ACT 2010) AND THE PLANNING AND DEVELOPMENT REGULATIONS 2001 (AS AMENDED)

**APPLICATION TO AN BORD PLEANALA
COMHAIRLE CONTAE FHINE GALL
FINGAL COUNTY COUNCIL
R132 CONNECTIVITY PROJECT**

Fingal County Council hereby publishes this notice of its intention to carry out road alteration works along the R132 at Swords, Co. Dublin.

R132 CONNECTIVITY PROJECT

The proposed works are to be carried out along the existing R132 situated between Lissenhall Interchange and Pinnockhill junction, to the east of Swords Town Centre. The section of road the subject of the proposed development is approximately 2.6km long.

The works will involve the conversion of three existing intersections along the R132 (Estuary, Seatown and Malahide Road Roundabouts) to signalised intersections with 'at-grade' pedestrian and cyclist crossing points; Installation of signalised toucan crossings at three separate points along the R132; Pedestrian linkages to Chapel Lane and Ashley Avenue at the proposed Chapel Lane toucan crossing; Installation of turning areas at two separate points along the R132; Carriageway alterations including the establishment of designated 3m wide bus lanes and 2m wide cycleways and 2m wide pedestrian walkways along each side of the carriageway; Reconfiguration of the Drynam Road arm of the Malahide Road Roundabout to link directly to Malahide Road as a one-way road; Construction of new bus stops on Malahide Road; Installation of a sub-surface attenuation system; and landscaping and other ancillary works.

Fingal County Council proposes to seek approval of An Bord Pleanála for the proposed works under Section 177AE (4)(a) of the Planning and Development Act 2000 (as inserted by Section 57 of the Planning and Development (Amendment) Act 2010). A Natura Impact Statement (NIS) has been prepared in respect of the proposed works. An Bord Pleanála may give approval to the application with or without conditions or may refuse the application for development.

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- The Offices of An Bord Pleanála, 64 Marlborough Street, Dublin 1, between the hours of 9.15a.m. and 5.30p.m. Note: Due to COVID-19, it is recommended that persons contacting the Office to arrange viewing of the application in advance (Phone: (01) 858 8100 or Lo-call 1890 275 175).

Submissions and observations with respect to the proposed works, if carried out, may be made in writing to **An Bord Pleanála, 64 Marlborough Street, Dublin 1 before Wednesday 16th June 2021 at 12.30p.m.** relating to:

- The implications of the proposed development for proper planning and sustainable development in the areas concerned;
- The likely effects on the environment of the proposed development; and
- The likely significant effects of the proposed development on the European sites.

A person may question the validity of any such decision by the Board by way of an application for judicial review under Order 84 of the Rules of the Superior Courts (S.I. No. 15 of 1986) in accordance with Section 50 of the Planning and Development Act 2000, as amended.

Practical information on the review mechanism can be accessed under the heading Publications - Judicial Review Notice on the Board's website www.pleanala.ie or on the Citizens Information Service website www.citizensinformation.ie.

**Matthew McAleese, Director Of Services
Planning & Strategic Infrastructure Department
Fingal County Council**

Date: 4th May 2021



Scene of the shooting in Killeek Lane

Non-jury trial on shooting in St Margaret's yard

By PAUL NEILAN

Two Dublin men charged with trying to murder a man in St Margaret's, who has since died, have had the Books of Evidence served on them for attempted murder, the Special Criminal Court has heard.

Robert Redmond (32), of Woodview Close, Donaghmede, Dublin 13, and Bernard Fogarty (33), with an address at Cromcastle Court, Kilmore, Coolock, Dublin 5, are both charged with the attempted murder of Barry Wolverson at Madigans Yard, Killeek Lane, Swords, Co Dublin, on January 17, 2020.

Mr Wolverson died on February 21 of this year after a lengthy spell in hospital.

Last Friday, Ms Maddie Grant BL, prosecuting, said that the Books of Evidence had been served on the two men, who were not required to be in court and that the trial was estimated to last up to four weeks.

Ms Grant said that a six-week adjournment was being requested due to matters being 'com-

plicated by the deceased [Mr Wolverson] having spent so long a time in hospital' and a pathology report was being prepared by Dr Heidi Okkers.

Mr Redmond and Mr Fogarty are also charged with assault causing harm to Gerard Wildman at Madigans Yard, Killeek Lane, Swords, Co Dublin on the same date.

The two accused men are further charged with possession of a firearm and ammunition to wit .38/.357 calibre bullets with intent to endanger life or cause serious injury on the same occasion.

The Director of Public Prosecutions (DPP) applied to the three-judge court on January 18 to make an order under Section 49 of the Offences Against the State Act that the defendants be tried before the Special Criminal Court.

In certain cases, the DPP can certify that in his or her opinion the ordinary courts are inadequate to secure the effective administration of justice.

Presiding judge Mr Justice Tony Hunt made the formal order on that date for the men's cases to be heard at the non-jury court.

Funding for heritage buildings

There has been a widespread welcome for the provision of funding for important heritage buildings in Fingal.

The famous Carnegie Library building in Swords will receive some €30,000 from the Historic Structures Fund, a move welcomed by local councillor, Joe Newman.

The independent councillor said: 'The funding I believe is for the replacement of windows which have deteriorated over the years. I am confident that over the coming months that more refurbishment works will be taken place. I have previously called for this building to be

brought back to its original design and that the building is maintained to so as to protect this valuable asset into the future.'

Dublin Fingal and Fine Gael TD, Alan Farrell, has welcomed news that several buildings in Dublin Fingal will receive funding under the Historic Structures Fund including Rolestown House which receives €20,000 and the former St George's School and Schoolhouse, which receives €25,000.

Deputy Farrell said, 'This is great news for everyone in Fingal and specifically the local communities that will benefit

from this announcement.'

Local Minister Darragh O'Brien TD announced funding totalling €215,000 for Built Heritage Projects across the Fingal local authority area.

He said: 'These schemes help to safeguard our rich built heritage, keeping many buildings in use and helping to bring many others back into use. They help us to preserve our connections to past generations, something I believe is very important. The awards also have a welcome knock-on economic benefit by generating employment for heritage contractors and other skilled crafts and tradespeople.'

aimed at setting out border poll criteria

tain conditions are met, not at the whim of a Secretary of State."

He said Sinn Féin and the DUP were able to use the prospect of a poll for the "politics of fear" at each election because there is no outline of when one might occur.

"The DUP will say 'get out and vote for us, don't let Sinn Féin be the biggest party'. Sinn Féin will say 'vote for us and you'll get a united Ireland'"

A report compiled by the chairman of the Seanad, Mark Daly, based on the legal arguments in the McCord case notes that it is not even clear who would be entitled to vote in a unity referendum. Different rules apply to local and national elections, while in the Scottish referendum the voting age was set at 16.

Belfast solicitor Ciaran O'Hare of McIvor Farrell Solicitors, who represented Mr

McCord, acknowledged that the Supreme Court ruling ends the legal route for making the argument but said the High Court ruling was valuable.

"The case was extremely important. There are positive aspects to the judgments we got in the High Court and Court of Appeal because there was some discussion about the calling of a poll that was never really talked about in public before," he said. "In the

High Court, the judge's understanding of what would have to occur is that there would have to be a poll both north and south at the same time."

An exclusive *Irish Independent*/Kantar poll of 2,250 people

across the island published at the weekend found a substantial majority of voters in the Republic is in favour of a United Ireland - but is not ready to pay extra tax in order to fund it. However, the legis-

tics of how a 32-county State might work are less clear, with divided views on issues such as flags and anthems.

Two in three voters in the south support a United Ireland compared to 35pc in the North.

EDUCATION

Universities to face strict rules in big overhaul of third-level

Philip Ryan

UNIVERSITIES are facing strict new rules on funding and governance as part of a major overhaul of legislation underpinning the third-level education sector.

Higher Education Minister Simon Harris is bringing legislation to Cabinet today which will see third-level institutions hit with significant financial penalties for breaching new State funding and governance rules.

The move follows years of controversy over how universities have been spending taxpayers' money.

The legislation will put in place new requirements which State-funded third-level institutions will have to meet to guarantee continued funding.

Mr Harris also plans to increase the powers of the Higher Education Authority to implement the new rules for universities.

The legislation will set clear conditions of funding for third-level institutions and the Higher Education Authority will have the power to impose financial penalties if institutions are found to have breached these rules.

The new bill will replace the current Higher Education Authority Act which is 50 years old.

In 1971, when it was first enacted, there were approximately 20,000 students in higher education; this has increased to more than 200,000 students in the present day.

When it was first established the Higher Education Authority was responsible for a small number of universities but that has since been extended

to include a number of more universities, new technological universities and institutes of technology.

Mr Harris will seek agreement from his Cabinet colleagues to publish the new legislation after this week.

The Cabinet will also sign off on a new Affordable Housing Bill which will introduce a number of new measures aimed at resolving the ongoing housing crisis.

Housing Minister Darragh O'Brien will bring the memo on the legislation which will include details of a new shared-equity scheme.

The scheme has been criticised by senior civil servants and the Central Bank.

The memo will also include details on how a new cost-rental scheme will work.

Meanwhile, Health Minister Stephen Donnelly will bring legislation on minimum unit pricing for alcohol.

The legislation will set a 10c minimum price per gram of alcohol and it is hoped it will affect only the cheapest drinks sold in off-licences and supermarkets.

This will mean a can of larger can be sold at no less than €1.32, while a bottle of Chardonnay will have a minimum price of €7.75. The lowest possible price for a bottle of gin or vodka will be €20.71. A date for commencing the legislation has yet to be decided.

However, Mr Donnelly is anxious to pass the legislation as soon as possible. There are concerns minimum pricing will drive people to the North to buy alcohol where there are no limits on prices.

Minimum unit pricing in Scotland has resulted in a drop in alcohol consumption.

Comhairle Contae Fine Gall Fingal County Council



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Custodians: Jeffrey Donaldson has thrown his hat into the ring against Edwin Poots (below left).
PHOTO: LIAM MCBURNEY

and MPs, he said it had been a "very difficult period" for the party. "It grieves me to see divisions, especially when they are played out on the public stage," Mr Donaldson wrote.

"We deliver best when we are pulling together, not apart.

"Our actions and party positions are often misunderstood and fail to get through to those we rely on to elect us.

"All too often you bear the brunt on the front line.

"While we continue to communicate through the media and on social media, I want to spend more time on the ground listening to our party members and the wider community on the issues that matter to them."