



COMHAIRLE CONTAE SHLIGIGH

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SLIGO COUNTY COUNCIL

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To/ **Each Local Authority**

At the Ordinary Meeting of Sligo County Council held on 6th July, the following resolution was agreed:

"A huge proportion of the lands in Ireland have no registered rights of way. In the most recent book of Mr. Peter Bland SC on the area it appears there is an anomaly in the legislation regarding the registration of rights of way in The Property Registration.

At the moment you may assert a right of way by prescription in that the right of way has been used as of a right, without permission, without secrecy and without consideration for in excess of 12 years in an application form but you must declare that the right is not a right of way of necessity for them to be able to consider the application. This obviously precludes most applications.

I call on Sligo County Council to write to the Minister for Agriculture and the Minister for Justice to amend the legislation to permit the Property Registration Authority to include rights of way by necessity in their remit which are surely the simplest to adjudicate from map inspections and should be kept away from costly court proceedings in order to free up the courts or to set up an Independent adjudicator to deal with these matters quickly."

Kevin Colreavy
Meetings Administrator

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