**COMHAIRLE CHONTAE ÁTHA CLIATH THEAS
SOUTH DUBLIN COUNTY COUNCIL**



**MEETING OF SOUTH DUBLIN COUNTY COUNCIL**

**Monday, 14th February 2022**

**H-I 8 (a)**

**LD 1553 Proposed disposal of plot of land to the Educend Foundation at St Joseph’s College, Lucan, Co. Dublin**

The Educena Foundation has applied to purchase a plot of Council owned land at St. Joseph’s College, Lucan for the purposes of carrying out a proposed extension to the school. The subject plot forms part of a larger portion of land which was acquired by CPO for roads purposes from St. Joseph’s Convent in 1960.

The matter was examined in consultation with the Council Valuer who has recommended the following terms and conditions which are considered to be fair and reasonable and which have been accepted by the Applicants.

Accordingly, I now recommend that the Council disposes of its interest in the plot of land measuring 0.028 hectares (280 square metres) or thereabouts at St. Joseph’s College, Lucan as outlined in red on the attached Disposal Drawing No. LA/05/18 to the Educena Foundation, in accordance with Section 211 of the Planning and Development Act, 2000 and subject to the provisions of Section 183 of the Local Government Act, 2001 subject to the following terms and conditions as recommended by the Council’s Valuer:-

1. That the subject plot comprises an area of 0.028 hectares (280 square metres) or thereabouts and is outlined in red on the attached Disposal Drawing No. LA/05/18.
2. That the Council disposes of its interest in the subject plot for the consideration of €15,000 (fifteen thousand euro) plus VAT (if applicable).
3. That the Applicants hold the freehold or equivalent interest in St. Joseph’s College, Lucan.
4. That any boundary features constructed shall be in accordance with the Planning & Development and the Building Control legislation.
5. That the Applicants pay contribution to the Council’s legal costs in the sum of €800.00.
6. That the Applicants pay the Council’s Valuer’s fees of €800 plus VAT.
7. That in the event of any name change to Applicant prior to formal completion of the legal transfer, the Applicant must provide documentary evidence to the Council proving that the new named party is one and the same as the named Applicant heretofore to enable the transfer to complete.
8. That each party shall use their best endeavours to complete the transaction within a reasonable timeframe following adoption of the disposal resolution.
9. That the Law Agent drafts the necessary legal agreements and includes any further terms deemed appropriate in Agreements of this nature.
10. That no contract enforceable at Law is created or intended to be created until such time as contracts have been exchanged.
11. That the disposal is subject to the necessary approvals and consents being obtained.

The lands being disposed form part of the lands acquired by Compulsory Purchase Order for roads purposes from St. Joseph’s Convent in 1960.

**D. McLoughlin**

**Chief Executive**