



IRIS OIFIGIÚIL

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IRIS OIFIGIÚIL

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Copy for the following editions should be received in this office by the times stated below:

Tuesday 19th December — 2 p.m. on Friday 15th December
Friday 22nd December — 2 p.m. on Monday 18th December
Tuesday 26th December — 2 p.m. on Tuesday 19th December
Friday 29th December — 2 p.m. on Wednesday 20th December
Tuesday 2nd January — 2 p.m. on Thursday 21st December

No late notices or withdrawals will be accepted

The co-operation of advertisers is sought in keeping the number of notices in the above dates to a minimum by restricting insertions to those notices, which must be published on those days.

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S.I. No. 586 of 2017.

CHARITIES ACT 2009 (SECTION 33) ORDER 2017.

Sean Kyne, Minister of State at the Department of Rural and Community Development, in exercise of the powers conferred on him by section 33 of the Charities Act 2009 (No. 6 of 2009), the Charities (Transfer of Departmental Administration and Ministerial Functions) Order 2017 (S.I. No. 348 of 2017) and the Rural and Community Development (Delegation of Ministerial Functions) Order 2017 (S.I. No. 432 of 2017), has made an Order entitled as above.

Copies of the Order may be purchased from Government Publications, 52 St. Stephen's Green, Dublin 2. Phone: 076 1106 834.

Price €1.27.

[17A]

S.I. No. 587 of 2017.

RURAL AND COMMUNITY DEVELOPMENT CHARITIES ACT 2009 (SECTION 34) REGULATIONS 2017.

Sean Kyne, Minister of State at the Department of Rural and Community Development, in exercise of the powers conferred on him by sections 4 and 34 of the Charities Act 2009 (No. 6 of 2009), the Charities (Transfer of Departmental Administration and Ministerial Functions) Order 2017 (S.I. No. 348 of 2017) and the Rural and Community Development (Delegation of Ministerial Functions) Order 2017 (S.I. No. 432 of 2017) has made the following regulations as entitled above.

Copies of the Order may be purchased from Government Publications, 52 St. Stephen's Green, Dublin 2. Phone: 076 1106 834.

Price €1.27.

[17B]

FÓGRA
(Notice)

Do shíniú an tUachtarán an Bille i gcóir an Achta a luaitear thíos ar an 16ú lá de Nollaig, 2017 agus tá sé ina dhíle dá réir sin.

The Bill for the undermentioned Act was signed by the President on the 16th day of December, 2017 and has accordingly become law.

PUBLIC SERVICE PAY AND PENSIONS ACT 2017
(No. 34 of 2017)

ART O'LEARY
Ard Rúnaí an Uachtaráin
(Secretary General to the President)

An 16ú lá seo de Nollaig, 2017.

This 16th day of December, 2017.

[12]

ROADWORKS SPECIAL SPEED LIMIT ORDERS 2017

Notice is hereby given that Longford County Council in exercise of its powers under Section 10 of the Road Traffic Act 2004, and in the interest of Public Road Safety has made an Order to implement the following Roadwork's Special Speed Limit detailed as follows:

Roadworks Special Speed Limit, N55 Ballymahon Order 2017

Description of Change: Change Speed Limit from 100km/h to 60 Km/h on the National Secondary Road N55 at Ballymahon, Co Longford from Easting 214945, Northing 255654 to Easting 213778, Northing 254170

The Special Speed Limit shall commence from December 18th 2017 for the duration of the works subject to a maximum period of 12 months in accordance with the provisions of Section 10(2) of the Act.

The Special Speed Limit is to facilitate Gas Networks Ireland works.

John Brannigan,
Director of Services.

[3]

IRISH STANDARD SPECIFICATION

NSAI in exercise of the power conferred by section 16(3) of the National Standards Authority of Ireland Act, 1996 (No. 28 of 1996) and with the consent of the Minister for Jobs, Enterprise and Innovation, has declared the following specification to be a Standard Specification:

I.S. 435-1, Roadside Fencing – Timber Post and Rail – Part 1: Requirements for Timber:2017

I.S. 435-2 Roadside Fencing – Timber Post and Rail – Part 2: Erection of Fencing by Excavation for Posts:2017

I.S. 435-3 Roadside Fencing – Timber Post and Rail – Part 3:Erection of Fencing by Driving of Posts:2017

Copies of Irish Standards may be purchased by contacting:

National Standards Authority of Ireland,
1 Swift Square,
Northwood,
Santry,
D09 A0E4.
Tel: (01) 857 6730
(01) 857 6731
Fax (01) 857 6729
www.standards.ie.

[6]

NOTICE OF DETERMINATION

The Minister for Housing, Planning and Local Government ("the Minister") hereby gives notice that he has determined an application dated 12 February 2016 for a Foreshore Lease under Section 2 of the Foreshore Act, 1933 to the Marine Institute for the installation of the ¼ scale renewable energy test facility, test site infrastructure and specified devices at the proposed Galway Bay Marine and Renewable Energy Test Site, at Spiddal, Co. Galway.

DETERMINATION

The Minister has determined pursuant to the provisions of the Foreshore Act, 1933 to grant a Foreshore Lease to the Applicant, with effect from 15 December 2017, in respect of the development described in the application, subject to the conditions set out in the Foreshore Lease.

MAIN REASONS AND CONSIDERATIONS

The Minister has had regard to the following matters in determining the application for a Foreshore Lease:

- The nature and scale of the development as described in the application and the supporting documents supplied by the Marine Institute,
- the submissions received from the prescribed bodies,
- the public consultation undertaken,
- the public submissions received,
- the EIA screening performed,
- the AA screening performed,
- the report and recommendations of the MLVC,
- the conditions to be attached to the foreshore consent,
- the provisions of the Foreshore Acts 1933 – 2014, and
- Government policy supporting research and development in the Ocean Energy sector.

Having had regard to the foregoing, and in particular having regard to the lease conditions attached to the Foreshore Lease, and having agreed with the recommendation of the MLVC, the Minister is satisfied (i) that the proposed development on the foreshore would not have significant adverse impacts on human health and safety, nor on the marine environment; (ii) that the proposed development on the foreshore would not adversely affect the integrity of any European site; and (iii) that it is in the public interest to grant the Foreshore Lease having regard to the purpose of the foreshore works.

The following information is available on the website of Department of Housing, Planning and Local Government at:

Department website link: <http://www.housing.gov.ie/planning/foreshore/applications/marine-institute-spiddal>

- i. Notice of Determination;
- ii. Approval of the Minister to Grant the Foreshore Lease;
- iii. Foreshore Lease as executed between the parties, including conditions attached to the determination (which form part of the Foreshore Lease);
- iv. MLVC Report;
- v. Information on the public participation process, including copies of all submissions received;
- vi. Submissions made by prescribed bodies;
- vii. EIA Screening Report;
- viii. Appropriate Assessment Screening Report;
- ix. Application for a Foreshore Lease together with supporting documents supplied by the Marine Institute.

This material may also be inspected free of charge at the following office of the Department:

Marine Planning and Foreshore Section
Department of Housing, Planning and Local Government
Newtown Road
Wexford
Y35 AP90
Tel: 1890 20 20 21
Email: foreshore@housing.gov.ie.

REVIEW PROCEDURE

A review procedure is available before the High Court whereby the substantive or procedural legality of the Minister's determination may be challenged. The review procedure is governed by Order 84 of the Rules of the Superior Courts, 1986 (S.I. 15 of 1986). A person wishing to avail of the review procedure must first file (i) a statement of grounds; and (ii) a verifying affidavit, in the Central Office of the High Court. It is then necessary to make an application for leave to apply to the High Court.

An application for leave to apply for judicial review shall be made within three months from the date when grounds for the application first arose under Section 21(1) of the Order 84 of the Rules of the Superior Courts as amended by S.I No 691 of 2011. The time-limit for such a review commences from the Date of Publication of this Notice of Determination. Further information on the review mechanism can be obtained on the Citizens Information Board website: www.citizensinformation.ie

Section 50B of the Planning and Development Act, 2000 as amended applies *inter alia* to Judicial Review Proceedings. The matter of costs is addressed under Subsections (2), (2A), (3) & (4). Notwithstanding anything contained in Order 99 of the Rules of the Superior Courts (S.I. 15 of 1986) and subject to subsections (2A), (3) & (4), in proceedings to which this section applies, each party to the proceedings (including any notice party) shall bear its own costs. The full text of Section 50B is available at:

<http://www.irishstatutebook.ie/2010/en/act/pub/0030/sec0033.html#sec33>

Department of Housing, Planning and Local Government

Dated this 15 day of December 2017

[15A]

FÓGRA FOIRCEANTA

Tugann an tAire Tithíochta, Pleanála agus Rialtais Áitiúil ("an tAire") fógra, leis seo, go ndearna sé cinntiúchán ar iarratas dar dáta an 12 Feabhra 2016 ar Cheadúnas Urthrá faoi Alt 2 den Acht Imeach Trágha, 1933 ar Fhoras na Mara chun an tsaoráid tástála fuinnimh in-athnuaite ar ¼ scála, bonnagar Láithreán tástála agus gléasanna sonraithe a shuiteáil ag Láithreán Tástála Fuinnimh Mhuirí agus In-Athnuaite Chuan na Gaillimhe a bheartaítear ag an Spidéal. Contac na Gaillimhe.

CINNTIÚCHÁN

Rinne an tAire cinntiúchán de bhun fhorálacha an Achta Imeach Trágha, 1933 chun Léas Urthrá a dheonú don Iarratasóir, le héifeacht ón 15 Nollaig 2017, i dtaca leis an bhforbairt a ndéantar cur síos uirthi san iarratas, faoi réir na gcoinníollacha a leagtar amach sa Léas Urthrá.

NA PRÍOMHCHÚISEANNA AGUS NA PRÍOMHBHREITHNIÚCHÁIN

Bhí aird ag an Aire ar na ceisteanna seo a leanas nuair a bhí cinntiúchán á dhéanamh ar an iarratas ar Léas Urthrá:

- Cineál agus scála na forbartha, faoi mar a ndéantar cur síos air san iarratas agus na cáipéisí tacaíochta a sholáthair Foras na Mara,
- na haighneachtaí a fuarthas ó na comhlachtaí forordaithe,
- an comhairliúchán poiblí faoinar tugadh,
- na haighneachtaí poiblí a fuarthas,
- an tástáil i leith measúnú ar an tionchar ar an gcomhshaol,
- an tástáil i leith measúnú oiriúnachta,
- tuarascáil agus moltaí an Choiste um Grinnfhiosrúchán Ceadúnas Muirí (an MLVC),
- na coinníollacha atá le ceangal leis an toiliú urthrá,
- forálacha an Achta Imeach Trágha 1933 – 2014, agus
- Beartas an Rialtais a thacaíonn le taighde agus forbairt san Earnáil Fuinneamh Aigéin.

Agus aird ar an méid thuas, agus aird ar leith ar na coinníollacha léasa a bhaineann leis an Léas Urthrá, agus i ndiaidh comhaontú a dhéanamh ar mhodh an MLVC, tá an tAire sásta (i) nach n-imreodh an fhorbairt a bheartaítear ar an urthrá drochthionchar suntasach ar shláinte agus sábháilteacht daoine, ná ar an timpeallacht mhuirí; (ii) nach n-imreodh an fhorbairt a bheartaítear ar an urthrá drochthionchar ar shláinte aon láithreáin Eorpaigh; agus (iii) go bhfuil sé ar mhaithe le leas an phobail an Léas Urthrá a dheonú agus aird ar chuspóir na n-oibreacha urthrá.

Tá an fhaisnéis seo a leanas ar fáil ar láithreán gréasáin na Roinne Tithíochta, Pleanála agus Rialtais Áitiúil ag:

Nasc le láithreán gréasáin na Roinne: <http://www.housing.gov.ie/pleanáil/urthrá/iarratais/marine-institute-spiddal>

- i. Fógra Cinntiúcháin;
- ii. Faomhadh an Aire chun Léas Urthrá a Dheonú;
- iii. Léas Urthrá faoi mar a fhorghníomhaítear é idir na páirtithe, na coinníollacha a bhaineann leis an gcinntiúchán ina measc (a chruthaíonn cuid den Léas Urthrá);
- iv. Tuarascáil an MLVC;
- v. Faisnéis ar an bpróiseas rannpháirtíochta poiblí, cóipeanna de na haighneachtaí go léir a fuarthas ina measc;
- vi. Aighneachtaí a rinne comhlachtaí forordaithe;
- vii. Tuarascáil Scagtha i leith Measúnú ar an Tionchar ar an gComhshaol;
- viii. Tuarascáil Scagtha Tástála i leith Measúnú Oiriúnachta;

- ix. Iarratas Léas Urthrá anuas ar cháipéisí tacaíochta a sholáthair Foras na Mara.

Is féidir cigireacht saor in aisce a dhéanamh ar an ábhar seo, chomh maith, ag an oifig seo a leanas den Roinn:

An Rannóg Pleanála Muirí agus Urthrá
An Roinn Tithíochta, Pleanála agus Rialtais Áitiúil
Bóthar an Bhaile Nua
Loch Garman
Y35 AP90
Guthán: 1890 20 20 21
Ríomhphost: foreshore@housing.gov.ie

NÓS IMEACHTA ATHBHREITHNITHE

Tá nós imeachta athbhreithnithe ar fáil os comhair na hArd-Chúirte inar féidir agóid a dhéanamh in aghaidh dhlíthiúlacht shubstainteach nó nós imeachta chinntiúcháin an Aire, Rialáinn Ordú 84 de Rialacha na nUaschúirteanna, 1986 (I.R. 15 de 1986) an nós imeachta athbhreithnithe. Caithfidh duine ar mian leis/léi tabhairt faoin nós imeachta athbhreithnithe (i) ráiteas foras; agus (ii) mionscríbhinn deimhnithe a chomhdú i Láir-Oifig na hArd-Chúirte. Is gá, ansin, iarratas a dhéanamh ar chead chun iarratas a dhéanamh ar an Ard-Chúirt.

Déanfar iarratas ar chead chun iarratas a dhéanamh ar athbhreithniú breithiúnach laistigh de thré mhí ón dáta a tháinig na forais a bhí leis an iarratas chun solais faoi Alt 21(1) d'Ordú 84 de Rialacha na nUaschúirteanna arna leasú ag I.R. Uimh. 691 de 2011. Cuirtear tús leis an teorainn ama don athbhreithniú sin ó Dháta Foilsithe an Fhógra Cinntiúcháin seo. Is féidir faisnéis bhreise ar an meicníocht athbhreithnithe a fháil ó láithreán gréasáin an Bhoird um Fhaisnéis do Shaoránaigh: www.citizensinformation.ie

Baineann Alt 50B den Acht um Pleanáil agus Forbairt, 2000 arna leasú le himeachtaí Athbhreithnithe Bhreithiúnaigh, i measc rudaf eile. Pléitear ceist na gcostas faoi Fho-Ailt (2), (2A), (3) agus (4). Rialáinn Ordú 99 de Rialacha na nUaschúirteanna, 1986 (I.R. 15 de 1986) an nós imeachta athbhreithnithe. D'ainneoin aon ruda a chuimsítear in Ordú 99 de Rialacha na nUaschúirteanna, 1986 (I.R. 15 de 1986) agus faoi réir fho-ailt (2A), (3) agus (4), in imeachtaí lena mbaineann an t-alt seo, focfaidh gach páirtí leis na himeachtaí (aon pháirtí fógra ina measc) as a gcostas féin. Tá téacs iomlán Alt 50B ar fáil ag:

<http://www.irishstatutebook.ie/2010/en/act/pub/0030/sec0033.html#sec33>

An Roinn Tithíochta, Pleanála agus Rialtais Áitiúil

Dar dáta an 15 lá seo de Nollaig 2017

[15B]

THE CHARITABLE INFIRMARY CHARITABLE TRUST
Reservoir House, Ballymoss Road, Sandyford Dublin 18.
formerly Mc Carthy Centre 30/31 Pearse Street, Dublin 2.

A meeting of the Governors and Guardians of the Trust will be held in the President's Meeting Room in the Royal College of Surgeons 123, Saint Stephen's Green on Thursday, January 11th 2018, to elect a Managing Committee for 2018.

Ballot will commence at 3.00pm and close at 6.00pm.

Bridget Keane
CEO The Charitable Infirmary Charitable Trust.

[18]

IN THE MATTER OF
THE COMPANIES ACT 2014
AND IN THE MATTER OF
KOSSAK LIMITED

Notice is hereby given that an Extraordinary General Meeting of the members of the said company, duly convened on the 14th December 2017 at 16:00PM at La Plaiderie House, St. Peter Port, Guernsey, GY1 4NL, Channel Islands, the following special resolutions were duly passed:

1. That the company be voluntarily wound up as a Member's Voluntary Winding Up.
2. That Garrett McCarthy of Hugh McCarthy & Associates, 163 Lower Kimmage Road, Dublin 6W, be and is hereby appointed as liquidator of the company for the purposes of such winding up.
3. That the liquidator be and is hereby authorised, in accordance with the memorandum and articles of association of the company, to distribute the whole or any part of the assets of the company amongst the members in specie.

Garrett McCarthy,
Liquidator,
Kossak Limited (In Voluntary Liquidation),
Hugh McCarthy & Associates,
163 Lower Kimmage Road,
Kimmage,
Dublin 6W.

14th December 2017.

NOTE: This is a Members' Voluntary Winding Up. All admitted Creditors have been or will be paid in full.

[1]

THE COMPANIES ACT 2014

NOTICE OF APPOINTMENT OF RECEIVER AND MANAGER

BALLINA ENTERPRISES LIMITED
(In Receivership)

Notice is hereby given that on 14 December 2017, Ennis Property Finance DAC having its registered office at 1st Floor, 1-2 Victoria Buildings, Haddington Road, Dublin 4 (the "Bank"), by the powers conferred upon it by a Mortgage dated 17 February 2004 (the "Mortgage") between Ballina Enterprises Limited of the one part and Bank of Scotland (Ireland) Limited of the other part and by law, appointed Tom Kavanagh of Deloitte, 29 Earlsfort Terrace, Dublin 2 to be Receiver and Manager of all assets charged under the Mortgage.

Dated 14 December 2017.

HAYES SOLICITORS,
Solicitors for the Receiver,
Lavery House,
Earlsfort Terrace,
Dublin 2.

[2]