

Meeting of the Docklands Oversight & Consultative Forum (DOCF)

Wednesday 12th March 2025 at 12pm Noon

Venue: Smart Docklands, Unit 5/6, The CHQ Building, Custom House Quay, Dublin 1

AGENDA

1. Introductions
2. Function and Role of DOCF
3. Arrangements for Meetings
4. Presentation & Update on North Lotts/Grand Canal Dock SDZ & Poolbeg West SDZ - Brian Keaney, Senior Planner, Dublin City Council
5. Presentation by Dublin Port Company – Cormac Kennedy, Head of Commercial, Dublin Port Company
6. A.O.B.



North Wall CDP

Lower Sherriff Street

North Wall

D01 K6V0

11th March 2025

RE: St. Laurence Place East, Dublin 1 (Former CTC Building)

Dear Ms. Smith,

I am writing to you in response to your letter to Chief Executive, Mr. Richard Shakespeare regarding the former CTC building on St. Laurence Place East.

I wish to provide some background information on assessments of the building carried out by Dublin City Council. In 2021, the City Council commissioned a structural survey of the building and an estimate of costs to redevelop the building in line with relevant building standards. An estimate of costs at the time estimated a value of €3.1m requirement for capital redevelopment of the building. It is reasonable to accept that the potential capital cost of any redevelopment of this building will exceed this initial estimate given passing of time, inflation etc. The City Council do not currently have a redevelopment plan for this building within the Capital Programme 2025-2028 however it is relevant to note that the programme is reviewed on an annual basis.

As you mention in your correspondence, Dublin City Council have received previous expressions of interest for potential use of this building for child care services. While I note the demand from North Wall Community Development Group, the City Council would not be the body to directly provide these services. As a member of the NEIC Programme Implementation Board, DCC has referred this matter for potential uses review with the stakeholders of the NEIC Board. This review will be taking into consideration the capital funding requirements, project sponsors and service delivery based on local needs.

I will provide you with additional updates in the future months as the choices are evaluated further.

Yours sincerely,

Marie Kavanagh

North Inner City Area Manager



CALAFORT ÁTHA CLIATH DUBLIN PORT

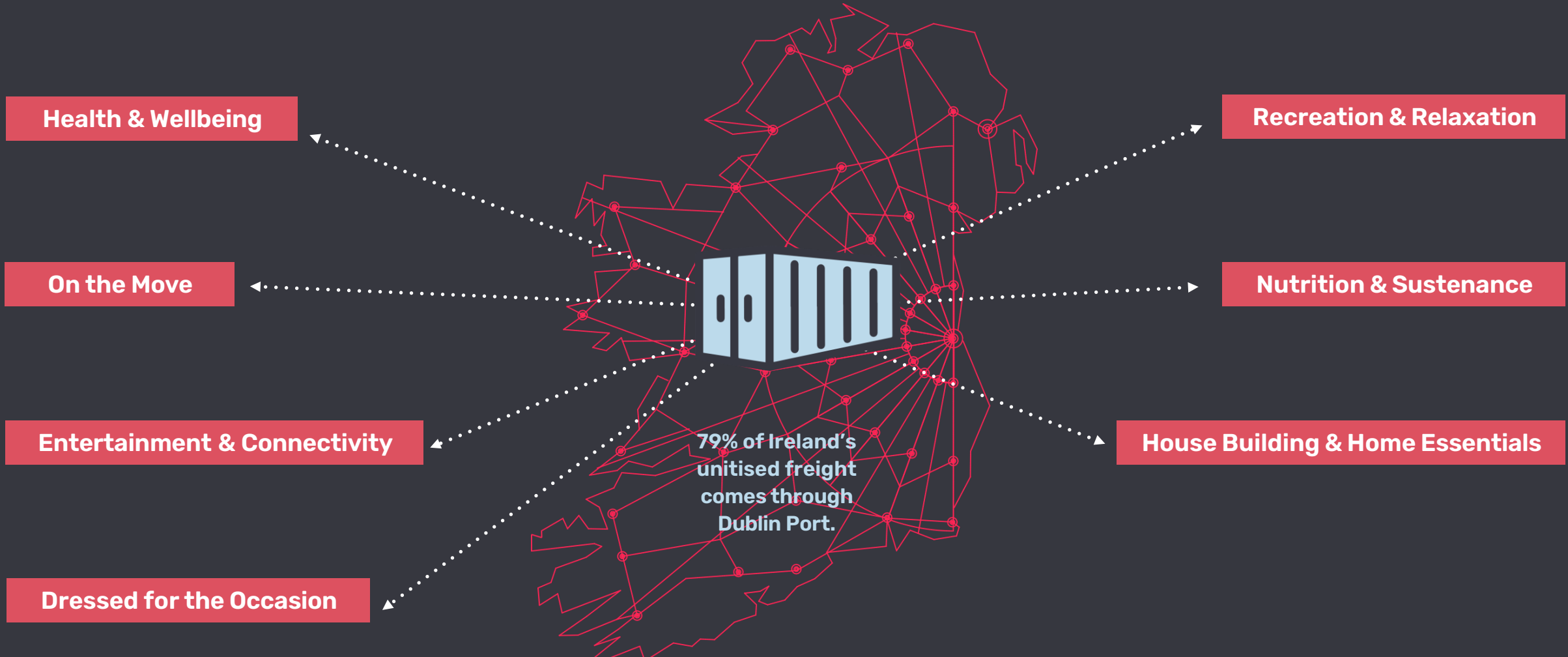


**Presentation to Docklands Oversight &
Consultative Forum
12th March 2025**

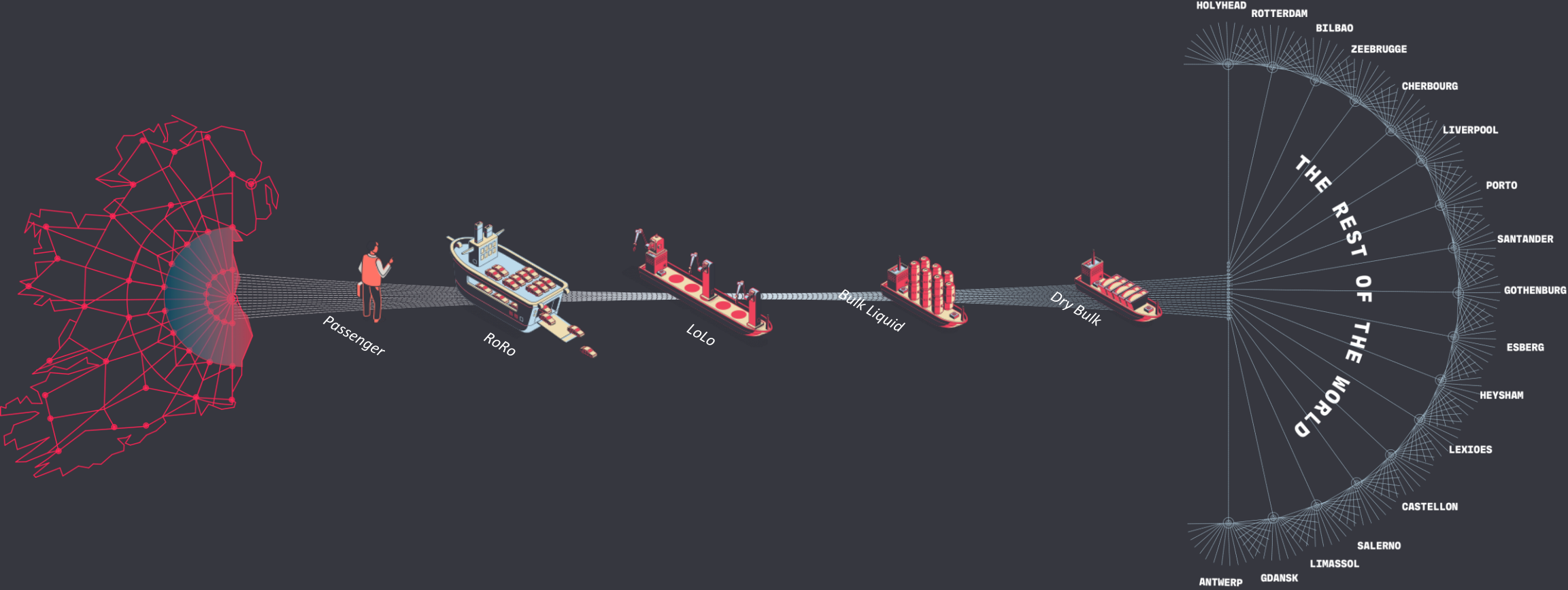
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90% 

of all goods into and out of Ireland move through our ports.

68% 

of all unitised trade with the EU comes through Dublin Port.

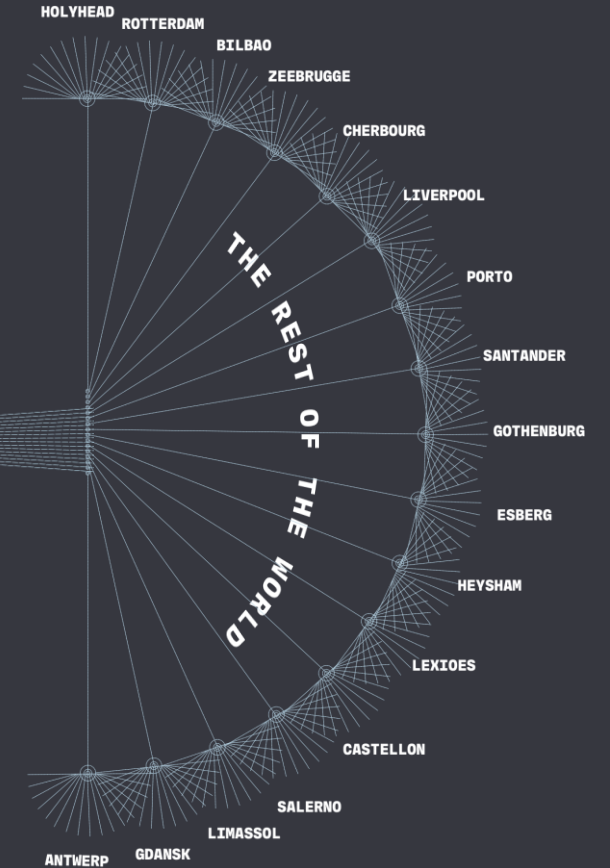
14% Rosslare | 15% Cork | 2% Waterford

€1bn

€1bn CapEx programme to 2028

Zero

Dublin Port Company is self-financing with no Exchequer funding.



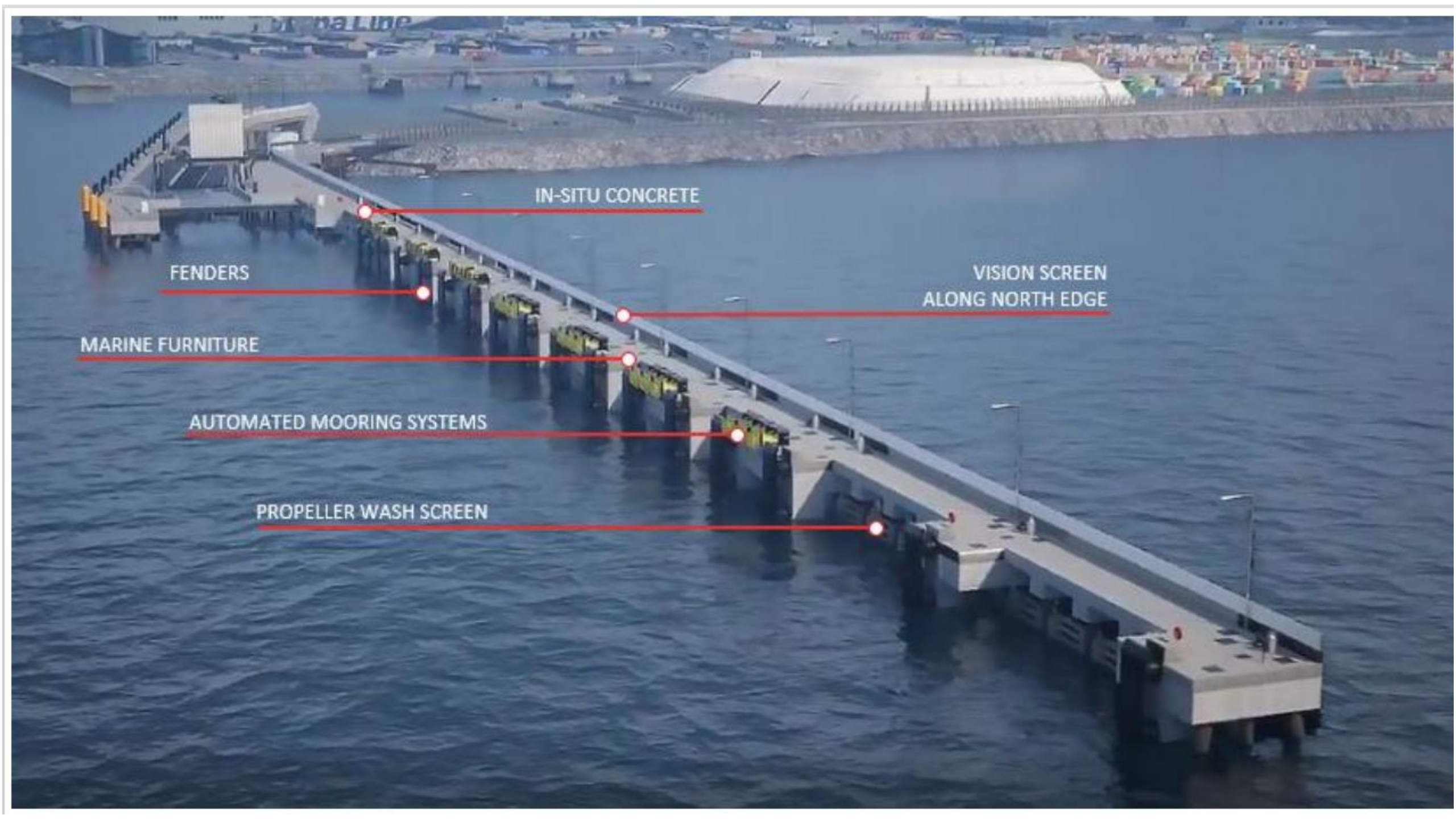
Masterplan 2040 – Building Port Capacity Enabling International Trade



**DUBLIN
PORT
COMPANY**

COMHLACHT
CHALAFORT
ÁTHA CLIATH





FENDERS

IN-SITU CONCRETE

VISION SCREEN
ALONG NORTH EDGE

MARINE FURNITURE

AUTOMATED MOORING SYSTEMS

PROPELLER WASH SCREEN



4-07 Berth 52/53





**Our developments will increase scale of amenities
new maritime village, 5g playing pitches, wildflower meadow**







Liffey Tolka Greenway and Pedestrian Boulevard project, East Wall Road





Overall Greenway and public realm network connecting the Masterplan – the next part of the 16km network



Key Characteristics - 1 hectare of new public space

- Length: 530 m
- Total Area: 10,136 m² (1 Ha.)
- Average Width overall: 15.5m. (3 times width of Tolka Estuary Greenway)
- Drainage & Planted corridor width: 2m
- Total area of planted corridor: 1,200 m²
- Area of exposed quay / sea wall: 1,000 m²
- Segregated cycle track width: 3-3.5m
- No. of Trees: 49
- North Wall Square public space: 30x30m approx.
- User Requirements -all ages and abilities- universal design principles
- 30-year design life of elements.





A busy port in a UNESCO biosphere

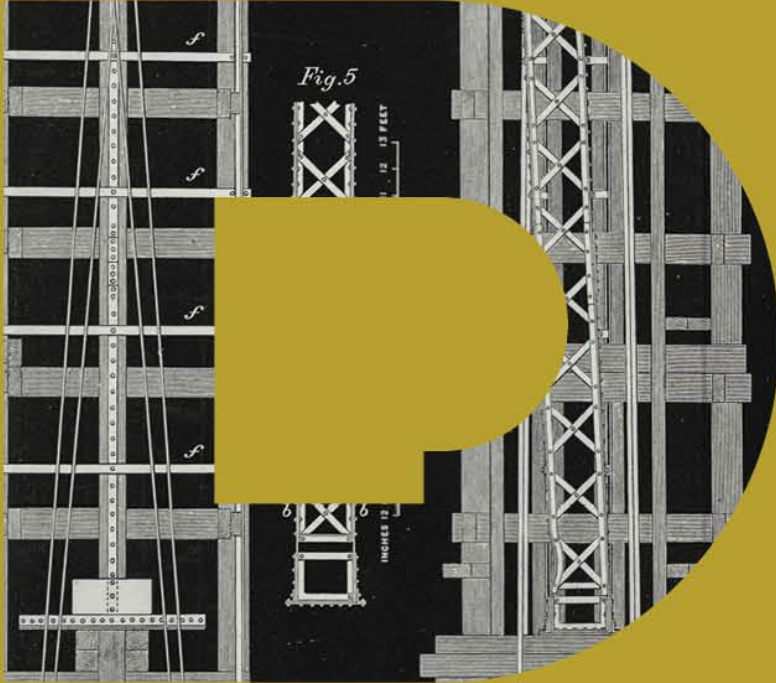


IRISH FERRIES

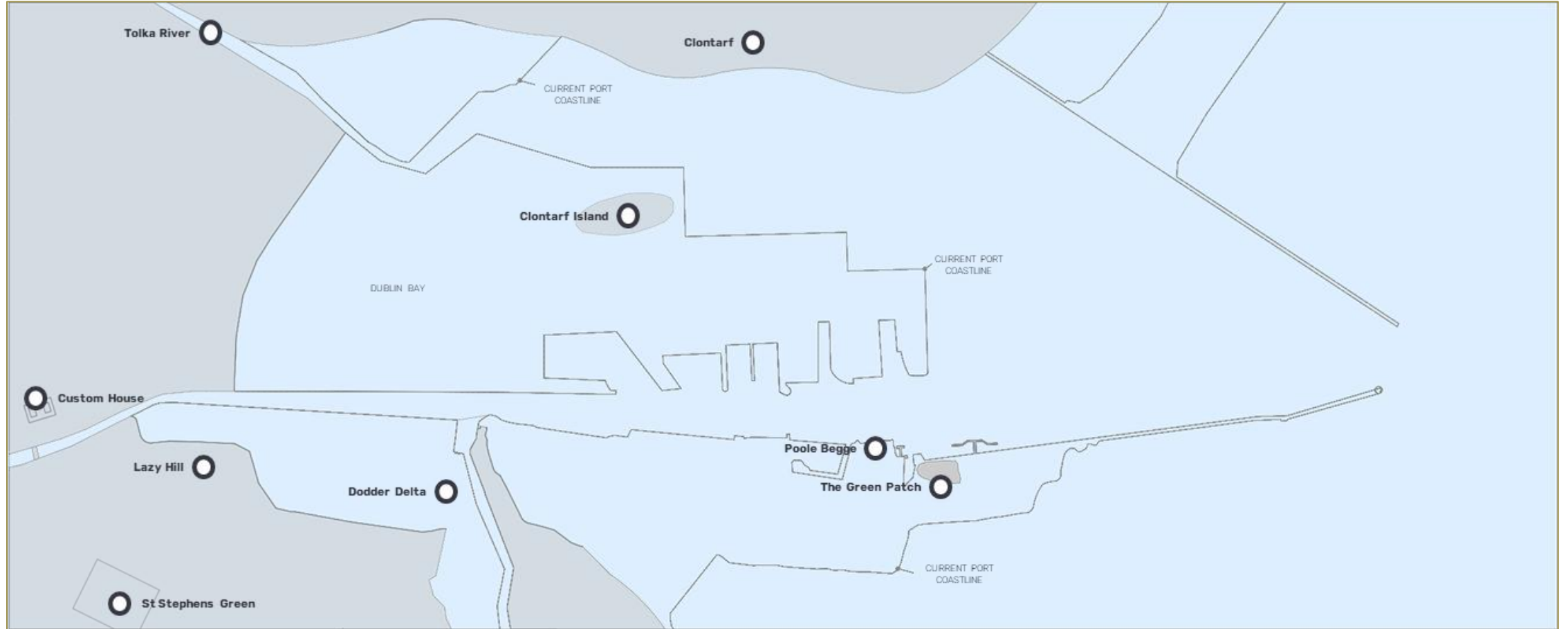




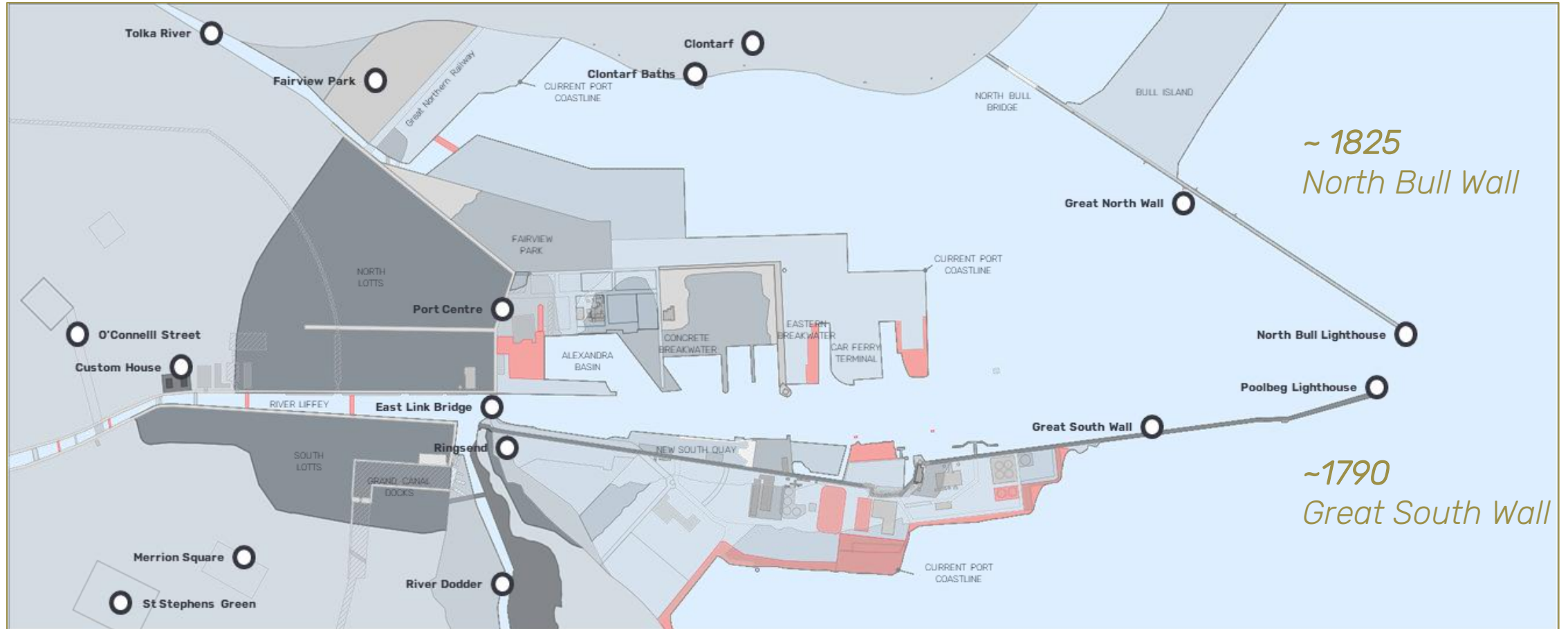




Dublin and its Port - 1664



Dublin Port – now



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ALEXANDER FORSYTH

*A Survey of the QUAYS, South Side of
the River Liffey from Carlisle Bridge to
RINGSSEND HARBOUR
by Order of the Rt Hon^{ble} the CORPORATION for preserving and improving
the Port of Dublin
by Thomas Sheppard 1793*



Dublin Port Culture – aiming for 1million people using our public amenities for Dublin



Dublin Port Pumphouse



Great South Wall & Poolbeg Lighthouse



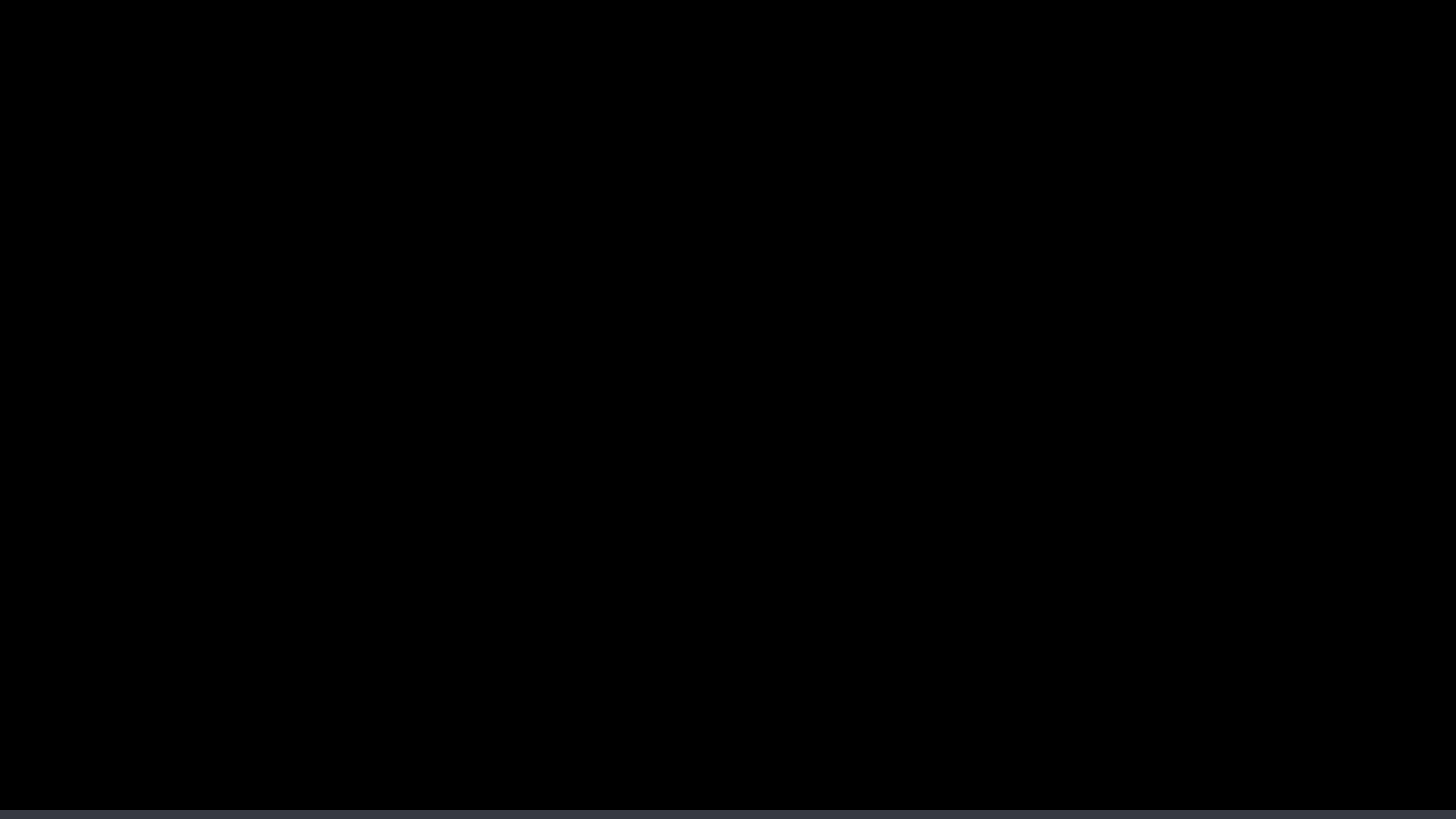
Dublin Port Substation



*Dublin Port Flour Mill
(Arts Council)*



Diving Bell



Minutes of the Docklands Oversight and Consultative Forum (DOCF)

Meeting, 12th March 2025, at CHQ Building, Custom House Quay,
Dublin 1

Present

Chairperson: Gerard Crowley

Members:

Name	Organisation
Clr Janet Horner	DCC Councillor
Clr Courtney Kenny	DCC Councillor
Clr Daniel Ennis	DCC Councillor
Eileen Quinlivan	Dublin City Council
Aidan Cronin	Iarnród Éireann
Geoffrey Gallagher	Central Bank of Ireland
Cormac Kennedy	Dublin Port Company
Michael Harte	Docklands SME & Start-up Partnership
Mette Boye Hansen	Docklands Business Forum
Samir Eldin	Custom House Visitor Centre

Name	Organisation
Emma Wilson	St Andrew's Resource Centre
John Tolan	Waterways Ireland
Mark Fay	North Wall Community Association
Rachel Rooney	Ringsend Community Services Forum
Kieron Brennan	Co-Operative Housing Ireland
Conall O Callaghan	Docklands Financial Service Group
Bertie Kelly	National College of Ireland
Dr Michelle Olmstead	Trinity College
Conor O'Kane	Docklands Hospitality and Entertainment Assoc

Apologies:

Name	Organisation
Tony McDonnell	North Port Dwellers Association
Clr Cian Farrell	DCC Councillor

Non Member attendees:

Name	Organisation
Brian Keaney	Senior Planner, DCC
Shelly O'Riordan	Administrative Officer, Docklands Office Manager, DCC
Nadine Dillon	Senior Staff Officer, Docklands Office, DCC
Robert Gallagher	Staff Officer, Docklands Office, DCC

1. Introductions

The Chairperson Mr Gerard Crowley opened the meeting by welcoming all and thanking them for their attendance. As there are many new members all present were invited to introduce themselves to the group.

2. Role Of the DOCF

The Chair presented an overview of the role, function and structure of the Forum and advised that the members refer to the Dublin Docklands Development Authority Dissolution Act 2015, particularly Part 5, sections 38 sub sections (1),(2) and (3) which outline the role and function of the Forum.

3. Arrangements for Meetings/Work Programme

The Chair advised the Members that the Forum is statute bound to hold a minimum of four official meetings per year. Members agreed to four meeting dates for 2025, the 12th of March, Tues 13th of May, Tues 9th of September and Tues 4th of November. Additional meetings can be arranged if the Members deem necessary. Dublin City Council Docklands office will assist and provide administrative support for any additional meetings, workshops etc. to support the workings of the Forum. The Forum has a very wide ranging remit and group of participants. Generally, in these circumstances in-person meetings are more effective and therefore attendance in person is encouraged.

The Chair outlined that the Forum must determine the agenda and areas of specific interest on which it wishes to advise the Council and the Strategic Policy Committees of the Council in relation to the formulation, development, monitoring and review of the Council's policy insofar as they relate to the Dublin Docklands Area. Previously, the members set up an Agenda Setting subcommittee to inform the topics for discussion at meetings. This committee comprised – 2 Councillors, 2 Community Representatives, 1 State Agency and 1 Business Community representative. The Chair advised that the various groups confer amongst themselves and nominate representatives and/or we can seek expressions interest in advance of the next meeting.

Additionally, subcommittees were formed to provide greater focus and continuity for issues important to members. This would be a good model to replicate so that each subcommittee could have specific goals that members wish to progress. The Chair welcomed Members proposals for a subcommittee structure that would capture the issues that must be addressed e.g. i) Docklands housing/accommodation and community issues, ii) Docklands employment, enterprise and tourism iii) Public realm and policing. Again, he suggested the Members form a subcommittee of this type and members of each group express their interest in advance of the next meeting.

Before the presentations took place, Mr Conor O'Kane made the point of the importance of having a Members committee to set future meetings agenda and welcomed this proposal. He outlined that equal opportunities should be provided for all representative groups to present to the Forum.

The Chair responded that all members will have the opportunity to present if they so wish. He again stressed the importance of the Agenda Setting Subcommittee to bring focus and transparency to the ongoing workings of the Forum.

4. Presentations

North Lotts/Grand Canal Dock SDZ & Poolbeg West SDZ.

Brian Keaney, Senior Planner, DCC

Following the presentation a discussion by the members ensued and a number of points were made by the members:

- The services for child care, sport facilities, street cleaning are not meeting demand and require increase investment or better management of the available resources to match the increase in population in the Docklands.
- CTC training centre at Sheriff Street is a DCC asset that should be used for community use and not left boarded up.
- Anti-social behaviour has increased, communities do not feel safe and Garda resources are not enough for population size and if not addressed it will impact on future development and community cohesion.
- Proposal to invite the Minister of Justice or Senior Garda officials “Paddy McNamara Superintendent Store Street” to Forum meeting to discuss Garda numbers and address anti-social concerns.
- Follow up letter to Assistant Commissioner Dublin Metropolitan Region highlighting the issues.
- What are the current time lines for the Dodder Bridge and East Link upgrade? Brian Keaney stated Dodder Bridge planning decision due in the next six months and will follow up query on East link upgrade and report back any updates.

The Chair recommended compiling the facts on the issues raised with the intention to present to the relevant bodies and seek a response.

Dublin Port Company - Operations and Capital Works Projects

Cormac Kennedy, Head of Commercial, Dublin Port Company

After the presentation the following points were made.

- It was acknowledged that Dublin Port has been a good supporter of community initiatives and of the local communities in general and it was suggested there maybe an opportunity for Dublin Port to help develop the CTC training centre building via public/private partnership for the local community.
- Due to the Poolbeg SDZ development, Parking and Traffic around Ringsend, Irishtown and Sandymount has got out of control were residents feel under siege and trapped in their

homes at times. Proper traffic and parking management/enforcement is urgently required for the area. The Chair requested a response from DCC Roads and Traffic Section on the matter.

- Concern was raised of the possible impact the proposed development of a new bridge at East Link site would have on the Poolbeg rowing club but Cormac confirmed it will be several years away and they will be consulted.
- It was queried was there sufficient consultation held with local communities on the impact of traffic due to the development of Poolbeg SDZ and it was confirmed consultation did take place but the current level of traffic problems were not covered in the consultation.

The Chair and members thanked Brian and Cormac for their very interesting and informative presentations. The time and effort taken by both in preparing the presentations was acknowledged and greatly appreciated by fellow members.

5. AOB

Mr Conall O Callaghan stated DCC and the management company for Grand Canal Dock area, Apleona, do not maintain the area to an acceptable standard considering the rates paid and extra charges levied against the residents in the area. The maintenance of lighting infrastructure is poor, weeds are allowed to grow unchecked, litter is not removed and there is a lack of effective security. He requested the date of the next Grand Canal Management companies AGM be obtained. Mr Conor O’Kane agreed and questioned where is the accountability when services that are paid for are not delivered to the required standard.

It was agreed that Ms Shelly O’Riordan, DCC will follow up on the time for next AGM for Grand Canal Dock Management meeting and will bring the issues raised to Apleona.

Ms Mette Boye Hansen enquired about how the Forum delivered and achieved its goals. Mr Mark Fay referred to the last Forum end of term report and suggested the Forum used it as a guide and follow up on the issues raised in it.

The Chair recommended the members form Sub-Committees which align with the areas they wish to address. This will facilitate engaging directly with each other to formulate a response to address the issues in a manner that can be communicated to the DCC Executive that will support the achievement of the Forum’s agreed goals.

Mr Conor O’Kane suggested that security and public safety should be a committee issue and Ms Emma Wilson agreed.

Mr Conall O Callaghan requested an update on the development plans for City Bolck 19 from Waterways Ireland and Mr John Tolan agreed to provide and present on the matter.

Next Meeting

Next meeting was agreed to be held on Tuesday 13th of May at 12 noon at the Docklands Office, Custom House Quay.



Dublin Docklands Oversight & Consultative Forum

Planning Update

March 2025

Brian Keaney
Senior Planner



Comhairle Cathrach
Bhaile Átha Cliath
Dublin City Council

PRESENTATION OVERVIEW

- Procedural matters
- North Lotts & Grand Canal SDZ
 - Policy update
 - Development Management
- Poolbeg West SDZ
 - Policy update
 - Development Management
- Recent SDRA 6 Development Proposals
- Dublin Port 3FM Project

PROCEDURAL MATTERS

- This briefing is non-statutory and is there to assist members of the Docklands Oversight and Consultative Forum by **providing information only** on relevant policy and development management updates.
- This briefing is **not intended** to:
 - provide general planning advice or interpretations of policy;
 - facilitate discussion on the merits of policy or development proposals;
 - detail information on how planning applications will be assessed;
 - or to assist in the drafting of submissions.
- The Senior Planner present is **not** involved in the assessment or decision making process of any planning application.

NORTH LOTTS & GRAND CANAL SDZ



Comhairle Cathrach
Bhaile Átha Cliath
Dublin City Council

NORTH LOTTS & GRAND CANAL SDZ

POLICY UPDATE

Height Review

- In 2019, DCC sought an amendment to the Planning Scheme from An Bord Pleanála (ABP) regarding height.
- In March 2021 ABP refused the amendment.
- This was the subject of a Judicial Review case taken by DCC. The decision was quashed by the high court in 2022 and the file sent back to ABP for decision.
- **GRANT OF PERMISSION** has been given subject to the omission of a revision in the height of Block 3D under Item 2 of Section 5.5.3(b) of the Planning Scheme.



Granted Revisions to building height controls for SDZ

NORTH LOTTS & GRAND CANAL SDZ

DEVELOPMENT MANAGEMENT

- Application Reference: DSDZ4146/24
- Location: Block 9 North Wall Quay/ Parcel B (1.24ha).
- Proposal: Development to construct a two-phased mixed use residential development & commercial scheme in no.3 blocks, ranging in height from no. 6 to no. 25 storeys. Total expected unit delivery is no. 550. (Block A no. 89 units) (Block B no. 235 units) (Block C Tower no. 226 units).
- Status: Grant Permission on the 21/02/2025.



NORTH LOTTS & GRAND CANAL SDZ

DEVELOPMENT MANAGEMENT

- Application Reference: DSDZ3552/24
- Location: Block 9 North Wall Quay/ Parcel A (0.4834ha).
- Proposal: Development for the construction of no. 3 commercial office buildings totalling (67,903m²). The office building will range in height 5-9 stories, included is (152m²) of retail.
- Status: Granted Permission, currently under construction.



NORTH LOTTS & GRAND CANAL SDZ

DEVELOPMENT MANAGEMENT

- Application Reference: DSDZ3091/17
- Location: Former Boland's Mill, Grand Canal Dock.
- Proposal: Mixed use development, containing office, residential, retail and cultural space. Total area (36, 851m²).
- Status: Completed in 2022, retrofitted by Google in 2024.



POOLBEG WEST SDZ



Comhairle Cathrach
Bhaile Átha Cliath
Dublin City Council

POOLBEG WEST SDZ

POLICY UPDATE

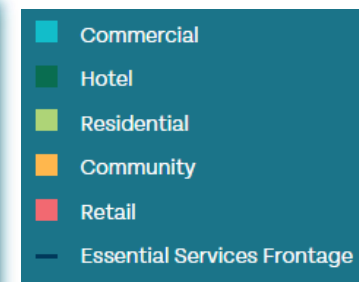
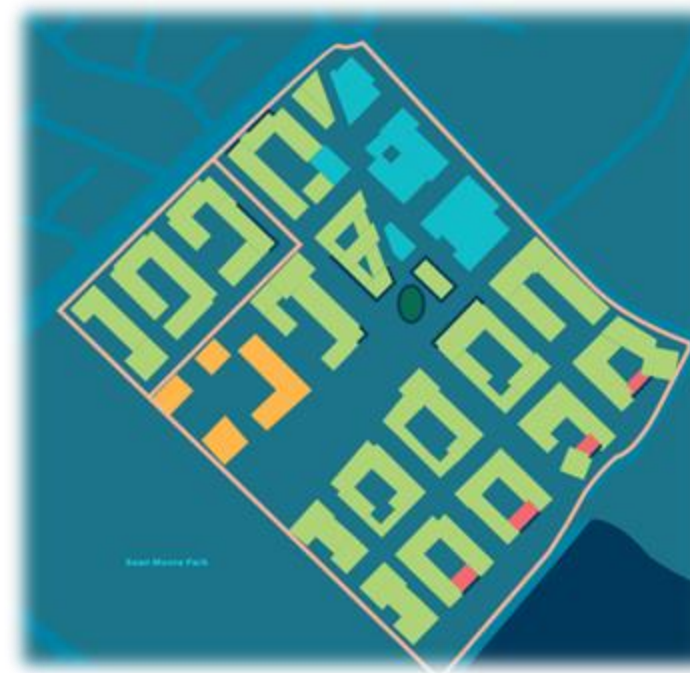
Dublin Eastern Bypass

- Dublin City Council, as the specified Development Agency for Poolbeg West Strategic Development Zone (SDZ), submitted an application to An Bord Pleanála (ABP) to amend the approved Planning Scheme (2019) under Section 170A of the Planning and Development Act, 2000 (as amended).
- The amendment proposed removing text and graphic references to the Dublin Eastern Bypass (DEB), which was no longer supported by the National Transport Authority's (NTA) "*Greater Dublin Area Transport Strategy 2022 - 2042*" (the GDA Transport Strategy) (January 2023). The amendments were considered to be non-material.
- ABP determined that the proposed amendments are non-material and approved the amendments in an order dated 31 January 2025.

POOLBEG WEST SDZ

DEVELOPMENT MANAGEMENT

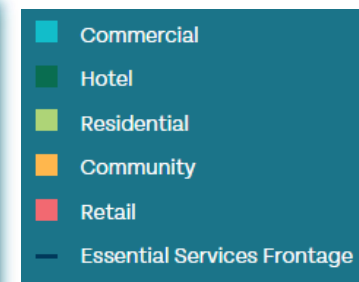
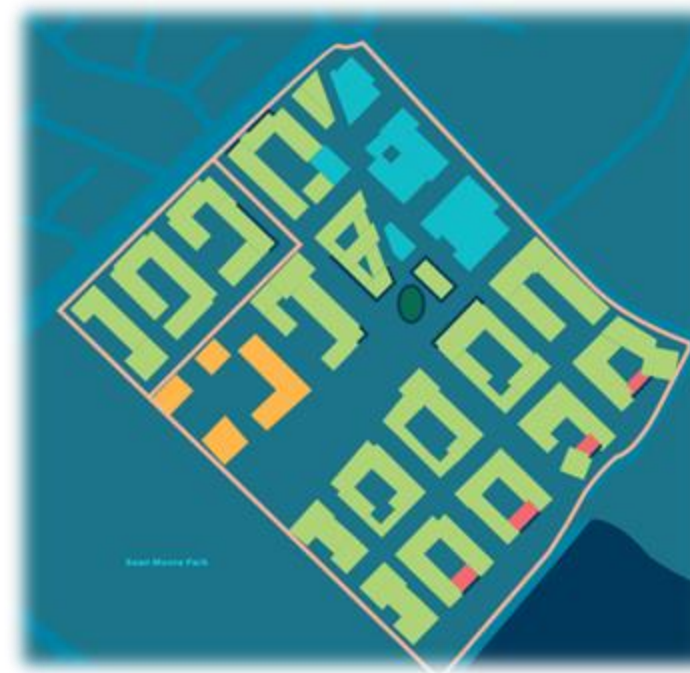
- Application Reference: **Phase 1** (DCC Ref PWSMZ3207/21)
- Location: Former Glass Bottle Site, Sean Moore Road.
- Proposal: Phase 1/7 consists of no. 570 apartment units, a creche, retail (400m²).
- Status: Granted Planning Permission, Under Construction.



POOLBEG WEST SDZ

DEVELOPMENT MANAGEMENT

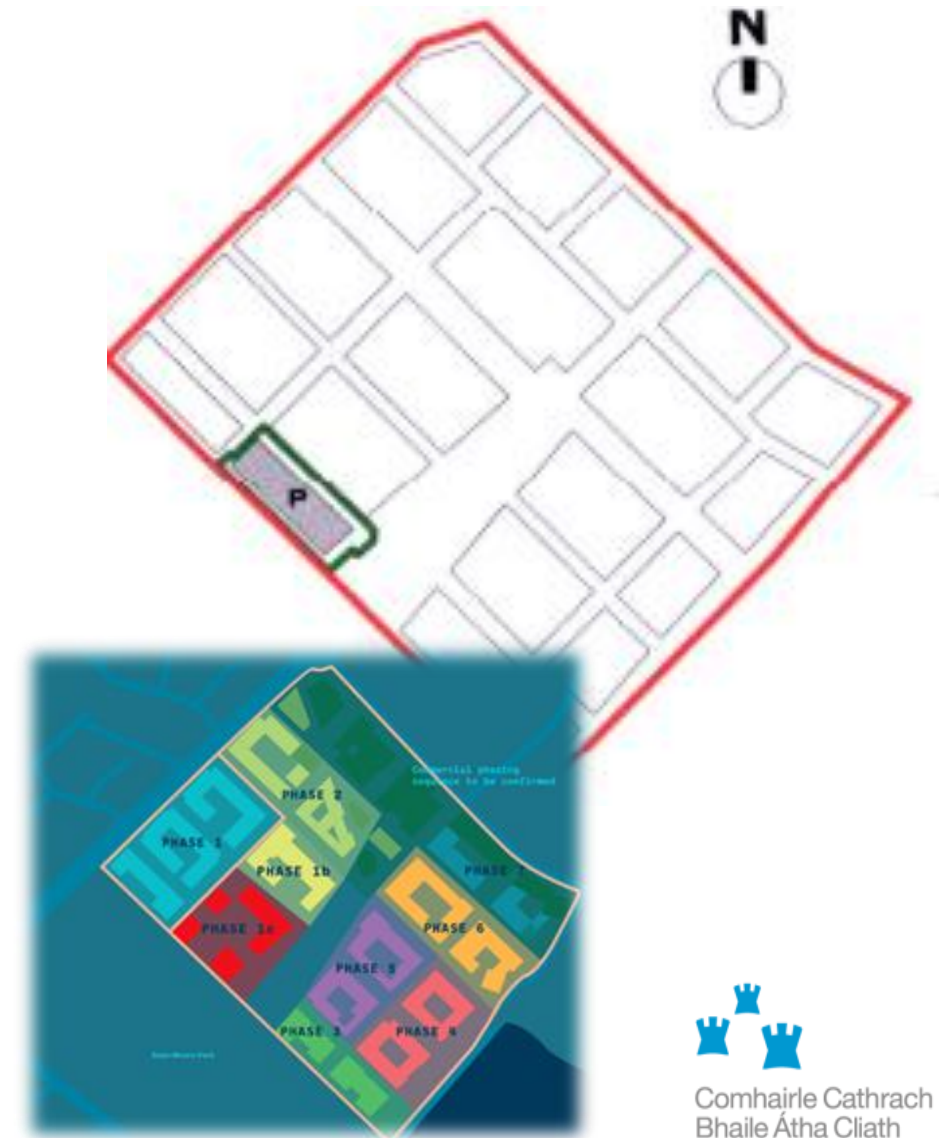
- Application Reference: **Phase 1b** (DCC Ref PWSDZ3406/22)
- Location: Former Glass Bottle Site, Sean Moore Road.
- Proposal: Phase 1b/7 consists of no. 324 apartment units, with residential amenity areas.
- Status: Granted Planning Permission, Under Construction.



POOLBEG WEST SDZ

DEVELOPMENT MANAGEMENT

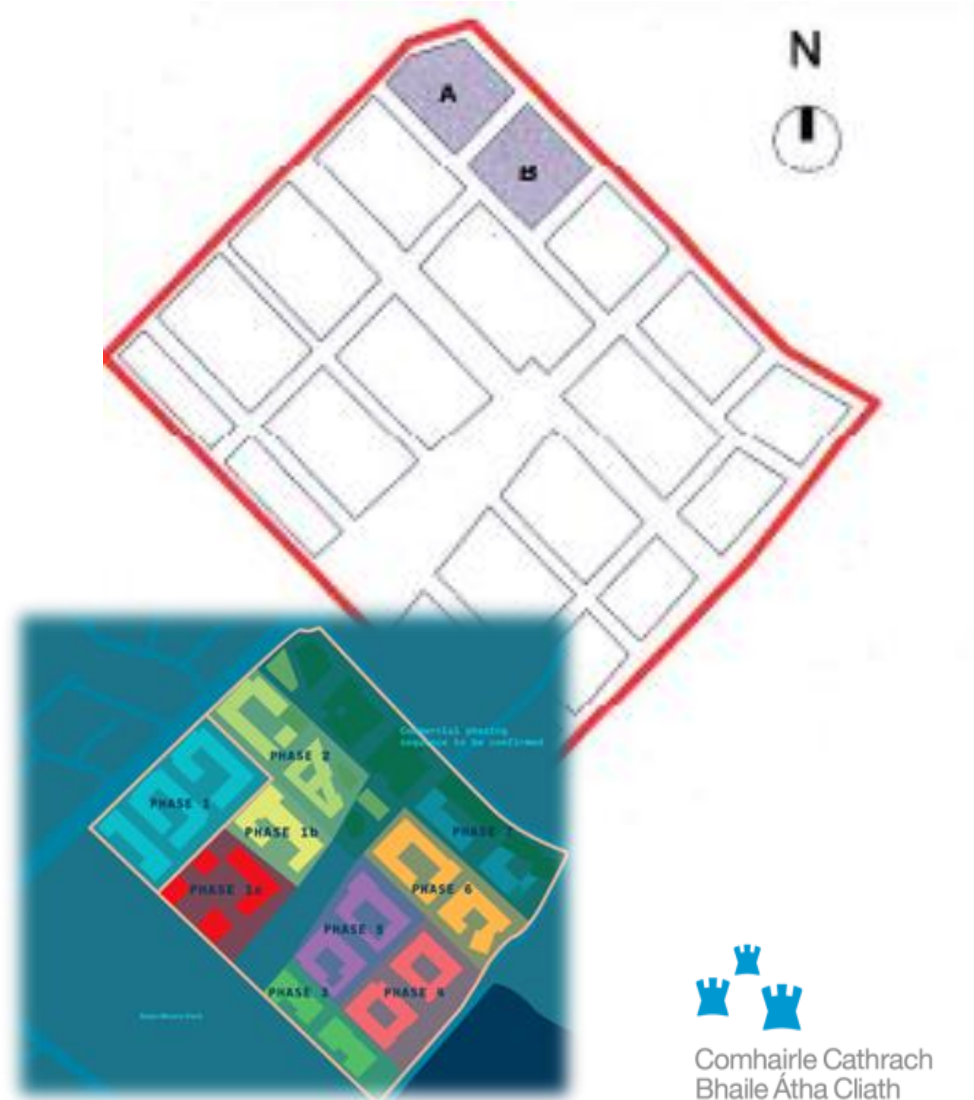
- Application Reference: PWSDZ3062
- Location: Phase 1c Lands
- Proposal: Construction of a 6 storey structure to accommodate a multifunctional Community Hub and Innovation Hub (12,556m²), includes enclosed basketball court, community and education space, innovation centre, café, cultural space no. 20 artist studios and innovation hub office space (7058m²).
- Status: Granted Planning Permission.



POOLBEG WEST SDZ

DEVELOPMENT MANAGEMENT

- Application Reference: PWSDZ3798/24
- Location: Phase A Lands
- Proposal: Proposal for a development of an office and a mixed-use scheme with a total GFA of 46,101m², compromised of no. 2 blocks. Block A will include office, restaurant/bar, café, event space.
- Status: Granted Planning Permission



RECENT SDRA 6 DEVELOPMENT PROPOSALS



Comhairle Cathrach
Bhaile Átha Cliath
Dublin City Council

SDRA 6

DEVELOPMENT MANAGEMENT

- Application Reference: DCC Ref 3752/21
- Location: Opportunity Site 11 (No.2 Grand Canal Quay).
- Proposal: Proposal for a development of an office located at 2 Grand Canal Quay, construction 8-15 storey over a single basement level commercial development. Total gross area of the development is (18,106m²).
- Status: Granted Planning Permission (Under Construction).



SDRA 6

DEVELOPMENT MANAGEMENT

- Application Reference: ABP Ref 308827
- Location: Castleforbes Road, Opportunity Site 10.
- Proposal: Urban Regeneration project providing no. 702 apartment units, 1150m² retail, 130,000m² of office. Total development area included 96,000m².
- Status: Granted Planning Permission (Under Construction).



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Dublin City Council

SDRA 6

DEVELOPMENT MANAGEMENT

- Application Reference: ABP Ref 304710
- Location: East Road, Opportunity Site 9.
- Proposal: Urban Regeneration Project, combines residential (no. 554 units), community and commercial (340m² retail) (2440m² office) uses.
- Status: Granted Planning Permission (Under Construction).



DUBLIN PORT 3FM PROJECT



Comhairle Cathrach
Bhaile Átha Cliath
Dublin City Council

DUBLIN PORT 3FM PROJECT

STRATEGIC INFRASTRUCTURE DEVELOPMENT

- Dublin Port Company applied to An Bord Pleanála under Section 37E of the Planning and Development Act 2000, as amended, for a 15 year permission for development referred to as the '3FM Project'.
- Public consultation and submissions/observations invited for a period of 8 weeks from 31st July – 25th September 2024.

ENDS



Comhairle Cathrach
Bhaile Átha Cliath
Dublin City Council

To the Lord Mayor and
Members of Dublin City Council

Report No. /2023
Report of the Docklands Oversight
& Consultative Forum



**Dublin Docklands Oversight and Consultative Forum (DOCF)
End of Second Term Report**



1. Background to the Docklands Oversight and Consultative Forum

Following the dissolution of the Dublin Docklands Development Authority, the Docklands Oversight and Consultative Forum was formalised in February 2017 as an advisory body to Dublin City Council. The role of the Forum is to consider and advise the Council and the strategic policy committees of the Council in relation to the formulation, development, monitoring and review of the Council's policy relating to the performance of the functions of the Council insofar as they relate to the Dublin Docklands Area and in particular in relation to the following: enterprise and employment; education; housing; planning; the environment, including the natural and built environment, and the amenities of the area and; the interaction of communities.

The Membership composition of the DOCF is set at 21 ordinary members per [\(S.I. No. 565/2016 - Dublin Docklands Development Authority \(Dissolution\) Act, 2015 \(Docklands Oversight and Consultative Forum - Prescribed Bodies\) Order 2016\)](#)

- The Chief Executive or nomination of the C.E.
- 5 from business organisations
- 5 from community organisations
- 5 from public authorities
- 1 from educational organisations
- 4 elected members of Dublin City Council

The Forum has now completed two terms, with its second term completed on the 7th of September 2023.

The Forum concluded their second term with the attached recommendations report for consideration by the City Council. The last Forum meeting was held on the 5th of September 2023 where the members were to vote in favour or against the recommendations report compiled. The meeting itself did not have the required quorum of 12 members in attendance to carry out a vote. Following the meeting an electronic vote was cast to the 21 members with 13 voting in support of the recommendations, 2 against and 6 abstentions/vacant posts.

The Members who were not supportive of the recommendation report submitted the following comments for noting to DCC Docklands Office:

1. They were not in agreement with the winding up of the SDZ and noted that there was no broad debate within the Forum as to the alternative consideration. It was noted that the SDZ was a well thought out planning framework.
2. There needed to be a bigger focus on the wider community housing needs and on tourism.
3. The provision of housing should not be linked to numbers of office workers, therefore the basis of the recommendation is unclear.
4. The report fails to recognise work which has been undertaken and suggests that no action has been taken in a range of areas in particular in relation to water animation and activation. The development of Spencer Dock, Phase 1 and Phase 2 of the Royal Canal Greenway are just some examples of this.

2. North Lotts and Grand Canal Dock Planning Progress Update

In March 2023 the Forum sought an updated progress report from Dublin City Council in respect the Docklands Strategic Development Zone (SDZ) activities which was presented under the themes of responsibility by the Forum.

- A. Enterprise and employment
- B. Education
- C. Housing
- D. Planning
- E. The environment - including, natural environment, built environment, and amenities.
- F. The interaction of communities

A. Enterprise and employment

Quantum of office uses

It is an objective of the SDZ to deliver, subject to specific site characteristics, 366,000m² of commercial floor-space.

To date, consent has been issued for **524,000m²** of commercial floor-space, significantly over the stated indicative capacity 366,000m². Whilst most sites are either already constructed or under way, some commercial sites remain to be developed, including blocks 9 and 18 and 19.

Condition attached to planning permissions;

*“In seeking to achieve the successful implementation of the stated policies and objectives of the North Lotts and Grand Canal Dock SDZ regarding economic and social regeneration the developer and/or contractor, including any subcontractors, is requested to commit to working with Dublin City Council and associated agencies in implementing the Docklands Regeneration and Employment strategy (and any subsequent revisions) **which seeks to maximise opportunities to procure and employ local residents, and in particular target the provision of apprenticeships for residents of the Dublin Docklands area in the construction of the proposed development.**”*

Same condition applied under Poolbeg West Planning scheme.

B. Education

There are a number of educational centres in the wider docklands area including the National College of Ireland, St Andrews Resource Centre, Ringsend/Irishtown community Centre, and Ringsend College. Planning permission was recently granted to the National College of Ireland Foundation for change of use from office to education. This relates to multiple floors over ground floor retail in Building 'R' at Spencer Dock.

Poolbeg West plans for educational uses within its boundary. To include a school and community facility (min 2000 sq m) - may be integrated with school hall. These can serve both the new population whilst also being within easy reach of established areas.

The Department of Education has agreed to continue to monitor trends in population growth, the capacity and enrolment at existing schools and to carry out studies to establish the need for additional facilities. There has been no pre planning so far in relation to providing the school itself.

C. Housing

It is an objective of the SDZ to deliver, subject to specific site characteristics, **2,600** residential units.

To date, and in accordance with city block requirements, consent has been issued for 2,524 units. This equates to 97% of the 2,600 target.

A total of 146 social housing units have been delivered to date through Part V agreements on private planning permissions in the Docklands. It should be noted that planning applications have not yet been submitted for City Blocks 9, 18, and 19 and therefore it is anticipated that the target figure will be significantly exceeded.

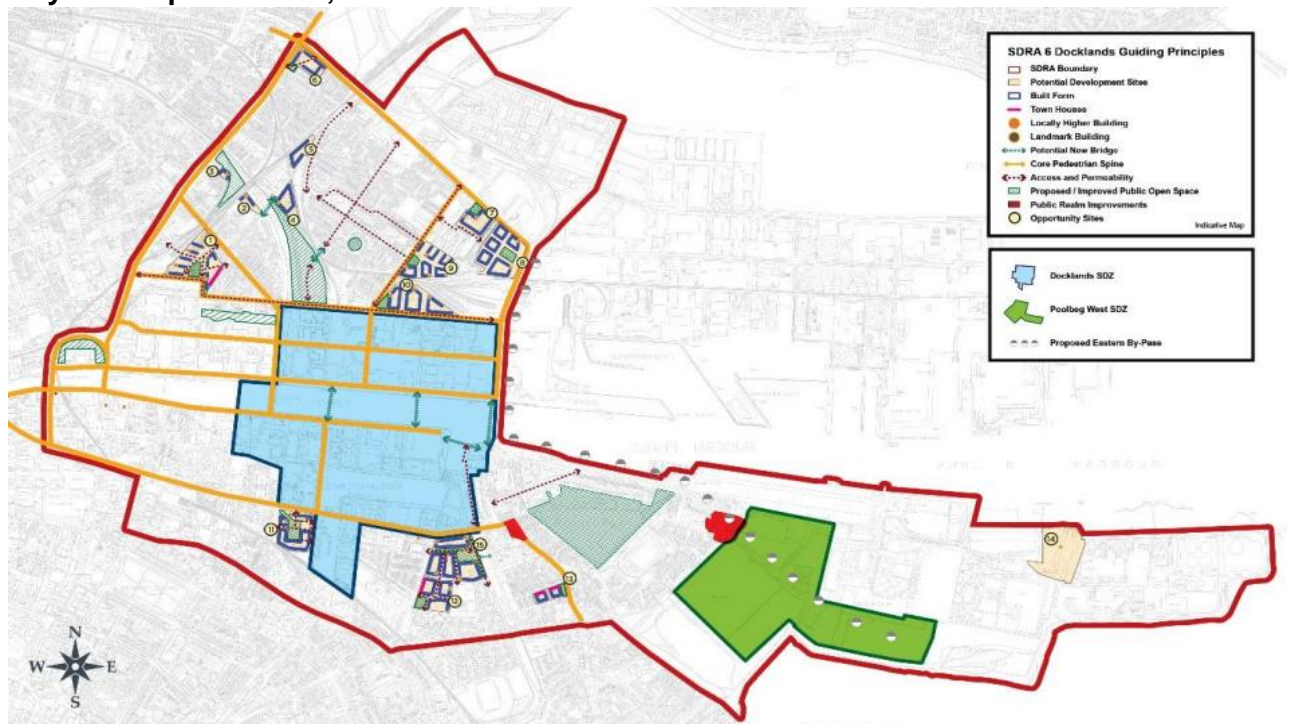
Also significant is that the Amendment to the SDZ heights on foot of 2018 Ministerial Guidelines remains with ABP/the Courts. If this gets consent, it would add a further potential 200+ units.

Poolbeg West

The Poolbeg West planning scheme is aiming to provide 3000-3500 residential units in a new urban village. 2 large developments have been granted to date (a total of approx. 950 units) with other large developments at Further Info stage.

D. Planning

City Development Plan; Docklands SDRA



DCC Development Plan 2022-2028

The Development Plan supports the North Lotts Planning scheme and also the 2019 Poolbeg West Planning Scheme. It also provides a series of site briefs for smaller but significant sites within the broader docklands boundary (e.g. Connolly Station, Trinity Innovation district). Each brief provides a framework for redevelopment with regard to layout, heights, etc.

Dublin Port 3FM Masterplan

On 21st March. Dublin Port launched its most recent consultation on its Masterplan (non statutory) to 2040. It is relevant to docklands and includes a new River Liffey Bridge and South Port Access Route along with revisions to specific land uses on Port lands. Also planned is a new area for boat and yacht clubs, with associated public plaza.

E. The environment, including the natural and built environment and the amenities of the area.

Plans and projects are subject to Strategic Environmental assessment. Appropriate Assessment (birds and habitats Directive) applies to some larger developments, as does Environmental Impact Assessments (EIA).

The Public Realm Masterplan for the North Lotts & Grand Canal Dock SDZ Planning Scheme helps align materials used in the public realm. New bridges, streets and public spaces proposed in the planning scheme.

F. The interaction of communities

Dublin Docklands Social Infrastructure Audit 2015 was updated in 2017. It informs larger developments and is an important evidence base. Schemes of 200 units or 20,000m2 must be accompanied by a Community Infrastructure Statement comprising an audit of existing facilities. This is then used to identify any needs for the area.

Some key provision to date is in the following table. Note that this is not exhaustive and does not include various amenities provided to residents within private developments.

City Block No.	Community Provision ; Built or under construction
3	New local park, 'Middle Park' under way at Coopers Cross (under construction)
7	Station Square (part only). Also 170 sq. m community use (Old Railway Hotel site) Ref 2661/17.
9 & 10	New gallery/exhibition space to be provided in quayside commercial block (live application) . New public plaza - Point Square.
14	New neighbourhood park ; Chocolate Factory Park
11	C186 sq. m community facility at SJ Rogerson's Quay/Lime St
15	New Civic Space at Britian Quay (behind Capital Dock building)
17	Civic space and new boardwalk as part of Boland's Mills development

City Block	Permitted
15	Lough keepers cottage ; 100 sq m cultural facility, including exhibition space

City Block	Yet to take place
9	Pocket Park (temporary) in live application
19	Graving docks site yet to be developed - Community and recreational/cultural
20	Ringsend community centre to be redeveloped

Other amenities within the Docklands area:

- A new DCC water sports facilities is to be provided at Custom House Quay on the location of the Old DCC Docklands Office.
- Improved public realm and transport/cycling links are planned along both the North and South Docklands Quays. DCC are working in collaboration with the National Transport Authority in respect of the Bus Connects proposal which plans to delivery enhanced transport and cycling routes through the City.
- Retail/restaurant/café/pharmacies etc. throughout the area
- Museums and Venues; EPIC and Jeannie Johnston. Bord Gais Energy Theatre, 3 Arena, Convention Centre. Gallery; Green on Red. Arts provision is encouraged.
- Crèches are required as per thresholds in national legislation – throughout the SDZs

3. Conclusion

DCC Docklands Office will continue to manage and oversee the implementation of the North Lotts and Grand Canal Dock Planning Scheme, as well as social regeneration, community development, heritage and culture in the wider Docklands community, in partnership with other sections and the Area Offices of Dublin City Council.

The attached recommendations report from Docklands Oversight and Consultative Forum is being submitted to the City Council for consideration.

Marie Kavanagh
Docklands Area Manager
20th September 2023

Report to Dublin City Council from the Docklands Oversight & Consultative Forum 2023

“A dynamic, sustainable city, that is future-ready, built on thriving, inclusive neighbourhoods and communities, a strong economy, a vibrant cultural life, and compact, connected growth.”

Dublin City Council Corporate Plan

Summary

The Docklands Oversight and Consultative Forum (DOCF) is appointed by the Minister for Housing, Local Government and Heritage to advise Dublin City Council (DCC) at both an operational and strategic level on the development of Dublin Docklands.

The DOCF shares the City Council’s vision for a sustainable city. It is our considered view that implementing the recommendations outlined in this document would help build a more sustainable Docklands - and city - that values and welcomes all. At the conclusion of its term, **the second DOCF** makes the following recommendations to the Council:

1. **Housing.** The disparity between office provision and accommodation and the resulting chronic shortage of between 25,000 and 50,000 housing units in Docklands be urgently addressed.
2. **Long-established Communities.** It is recommended the city council resource and facilitate the third Docklands Oversight and Consultative Forum to lead a concentrated effort to properly invest in the long-established communities.
3. **Anti-social Behaviour.** The Council draw up a more robust anti-social behaviour policy and be an advocate for a Garda Station located in central Docklands.
4. **SDZ.** The original Docklands Strategic Development Zone be concluded.
5. **Built Heritage.** Docklands built industrial heritage be preserved, restored and reused with priority given to Georges Dock, the Graving Docks at City Block 19 and the area’s many lifting bridges.
6. **Transportation.** The long-promised transport and services infrastructures be urgently delivered, including the Dodder Bridge, the pedestrian bridge linking North Wall Quay and Sir John Rogerson’s Quay, a dual-track LUAS line linking Docklands with Poolbeg, and the various infrastructure and services necessary to ensure residential development progresses at a timely pace.
7. **Environment.** It is recommended that the critical role the Docklands area can play in the city’s response to climate change is fully recognised and thereby ensure that its activities and decisions are in line with both the Dublin City and National Climate Action Plan to maximise its potential as an innovation district for climate solutions.

Docklands Oversight and Consultative Forum

The DOCF is the statutory body legislated for by the Dublin Docklands Development Authority (Dissolution) Act 2015. Established by resolution of Dublin City Council and subject to the Act, the DOCF is 'to function independently'¹.

As laid out in Section 38 of the Act, the DOCF is to 'advise the Council and the strategic policy committees of the Council in relation to the formulation, development, monitoring and review of the Council's policy relating to the performance of the functions of the Council insofar as they relate to the Dublin Docklands Area and in particular in relation to the following:

- (a) Enterprise and Employment
- (b) Education
- (c) Housing
- (d) Planning
- (e) The environment, including the natural and built environment, and the amenities of the area
- (f) The interaction of communities

The Act further states that 'the Forum may consider and advise the Council ... in relation to initiatives of communities in the Dublin Docklands Area which in the opinion of the Forum will benefit such communities, including initiatives in relation to the provision or improvement of amenity, recreational, cultural or heritage facilities, the protection or enhancement of the environment and programmes to promote social inclusion and community development'.

The current and second DOCF was appointed by the Minister for Housing, Local Government and Heritage in September 2020 to serve a three-year term.

Dublin Docklands'

Now Ireland's most successful urban regeneration, Dublin Docklands is at once a historic area with a rich cultural heritage as well as being a modern location with a new architectural expression.

Since the development of the Dublin Docklands Development Authority 1997, the area has become the location for:

- 60,000 Employees
- Nine out of ten World Leaders in Tech
- 50% of the World's Leading Banks
- €10BN Private Equity Invested in the Area's Construction

Docklands is of great strategic importance to the city and the country. The area's businesses produce 9% of Ireland's gross domestic product (GDP). It also contributes €85.5m to the city in rates. This represents 27% of the city's whole ratable income coming from 5% of its geographic area.

¹ Dublin Docklands Development Authority (Dissolution) Act 2015, Section 37 (2)

Recommendations

These recommendations are the considered view of the second Docklands Oversight and Consultative Forum and outline its advice to the Council and its strategic policy committees.

Housing

The housing shortage impacts all communities in Docklands. There is an urgent need for an increase in social, affordable and private accommodation to create a more sustainable urban quarter.

The disparity between office provision and accommodation (both social/affordable and private) and the resulting chronic shortage of between 25,000 and 50,000 housing units in Docklands must be urgently addressed. As recently as June 2023, the IDA identified the shortage of housing as a challenge in attracting foreign direct investment.²

Between 1997 and 2007, the Dublin Docklands Development Authority created office space for 40,000 employees³. But only living accommodation for 6,600⁴ (applying a number of two people per 3,293 apartments built and rounding slightly) was provided. Dublin City Council has permissioned commercial accommodation in the area for approximately 26,000 employees but living accommodation for only 8,000⁵.

These figures represent a negative deficit of living accommodation for 51,400 employees. Many already have a home, and a small number of others are finding accommodation nearby. But a significant majority are forced to seek accommodation far beyond where they work and often in the surrounding counties. A survey conducted with over 1,000 Docklands employees revealed that 79% are between the ages of 18 and 35 and many need to get on the property ladder locally⁶.

There is also a corresponding shortage of social and affordable accommodation in the area. This needs to be addressed concurrently with the shortage for local employees.

Addressing Dockland Indigenous and Forgotten Communities

It is recommended that the City Council resource and facilitate the third Docklands Oversight and Consultative Forum to lead a concentrated effort to properly invest in the long-established areas of Sheriff and Pearse Streets. There is a persistent issue of communities not feeling the benefits of investment in the rest of Docklands. The DOCF is concerned that a failure to finally tackle the ingrained antisocial problems within these areas will ultimately undo the efforts of the last 20 years.

Anti-social Behaviour

It is recommended that the Council draw up a more robust anti-social behaviour policy and be an advocate for a Garda Station to be located in central Docklands.

Anti-social behaviour affects all communities. DCC have a statutory responsibility under the Housing (Miscellaneous Provisions) Act 2009 to draw up an anti-social behaviour strategy. This strategy, among other things, must have as its objective the prevention and reduction of anti-social behaviour. The

² <https://www.irishtimes.com/business/2023/06/28/ida-boss-warns-more-tech-layoffs-likely/>

³ North Lotts and Grand Canal Dock Draft Planning Scheme 2013

⁴ Dublin City Council Housing Report to the Docklands Oversight & Consultative Forum (DOCF), March 2019

⁵ Estimation from DCC's Senior Planner for Docklands, at presentation to DOCF 2019

⁶ Docklands Business Forum's #DocklandSays survey conducted both online and at sample points in north and south Docklands.

powers that the act gives local authorities are wide ranging and not limited to the authority's housing units or even the immediate area in which they are located.⁷

According to the most recently available data from the Central Statistics Office⁸, and as widely reported, the DCC area has the highest crime rate in the country and the lowest detection rate.⁹ Docklands is also severely impacted by the growing levels of crime in the city.

It is the view of the DOCF that Docklands needs its own Garda station, like the one recently opened on O'Connell Street. Pearse Street and Store Street Stations lie outside the Docklands area. Consequently, policing in Docklands is insufficient to make a meaningful impact on growing levels of anti-social behaviour.

The City Council's Anti-Social Behaviour (ASB) policy, recently drawn up, needs to be more robust and must include:

- a measurement of the cost of ASB
- a dedicated phone line for reporting ASB and
- key performance indicators to assess the policy's success

Planning Including Transportation

The original Docklands SDZ should be concluded.

Drafted in 2013 in the wake of a property crash and approved by the City Council the following year, the Docklands Strategic Development Zone is no longer fit for purpose. The SDZ now often holds Docklands' development back, as witnessed during the disagreement between the Council and An Bord Pleanála in relation to the pedestrian bridges over the River Liffey. The SDZ has also created an impression locally of a two-tier Docklands, one for business and the other for everybody else.

The long-promised transport and services infrastructures must be urgently delivered, including:

- the Dodder Bridge,
- the pedestrian bridge linking North Wall Quay and Sir John Rogerson's Quay
- a dual track LUAS line linking Docklands with Poolbeg
- the various infrastructure and services necessary to ensure residential development progresses at a timely pace.

Environment - Including the Natural, Built Environment and Amenities

It is the view of the DOCF that Docklands built industrial heritage be preserved, restored and reused with priority given to:

- George's Dock
- the Graving Docks at City Block 19 and

⁷ <http://www.irishstatutebook.ie/eli/2009/act/22/section/35/enacted/en/html#sec35>

⁸ <https://www.cso.ie/en/releasesandpublications/ep/p-rcd/recordedcrimedetection2021/regionalanalysis/>

⁹ <https://www.independent.ie/irish-news/crime/new-cso-crime-stats-reveal-dublin-is-the-worst-area-per-capita-in-the-country-for-thefts-39788311.html> **and** <https://www.sundayworld.com/crime/irish-crime/dublin-city-had-highest-crime-rates-in-ireland-last-year-new-figures-show-40274674.html> **and** <https://www.dublinlive.ie/news/dublin-news/dublin-areas-highest-crime-rates-20323083>

- the area's many lifting bridges

Such plans for the restoration and reuse of Docklands' industrial heritage are long overdue and should be drawn up with a view to realising the area's potential as a tourist destination.

Docklands waterways should be animated for the benefit of the city and its economy. These animations should be spread across the area's waterways, including the River Liffey between Matt Talbot and Tom Clarke Bridges, the Grand Canal Basin, the Royal Canal at Luke Kelly Park and George's Dock.

The promised green space, including Chocolate Park, needs to be prioritised and delivered for the benefit of the local communities and employees alike.

In addition, a comprehensive greening strategy should be developed for the area in response to the climate and biodiversity crisis, along with an effective litter-management strategy for both the land areas and within the waterways (basin, canals and the rivers). The Docklands area has a key role in the city's response to climate change. It has the ability and the capacity to develop and foster the knowledge exchange, ideas and innovative solutions that are required to minimise the impacts of climate change on our city. The Forum should work to ensure that its decisions, activities and objectives are in line with the targets and objectives set out in the Dublin City Climate Action Plan and the National Climate Action Plan - and should actively support Dublin with its participation in the EU Mission for a 100 Climate-Neutral and Smart Cities by 2030 programme.

Enterprise and Employment

The Council needs to reinvest more of the area's ratable income back into Docklands to ensure Dublin remains the favoured location of so many corporate headquarters. An appropriate level of resources should, therefore, be focused on retaining and growing the level of business activity in the area. Particular attention should be given to facilitating developments of scale to house small and medium enterprises. This would assist in bringing more business and employment diversity to the area.

Education

The Council should facilitate the area's educational institutions engaging in mutually beneficial programmes with local communities, businesses and employees. In the Docklands area, Trinity College Dublin, National College of Ireland and the City of Dublin Education and Training Board all operate education programmes from level 5 to level 10 on the National Framework of Qualifications. The purpose of such initiatives would be to increase social mobility, employment opportunities and quality of life.

The Council should support initiatives that are specifically focused on the Docklands population, including early-learning initiatives that seek to address educational underachievement and to promote ambition for full participation in education through school, further and higher education and lifelong learning. The Council should facilitate and encourage collaboration with employers with a view to achieving the objectives of initiatives in education. Specific initiatives – for example Microcredentials, Apprenticeships, P-TECH and Access programmes - should be supported and developed.

Interaction of Communities

The last heading listed in the Act for recommendations to be made to Dublin City Council from the Docklands Oversight and Consultative Forum is that of 'Interaction of Communities'. Many of the most pressing areas of concern for local communities are dealt with in the earlier stages of this report – namely, housing, resourcing and anti-social behaviour.

It is, however further recommended that the Council's Docklands office, in cooperation with the relevant local area offices, should draw up plans to ensure all Dockland residents and employees benefit from the authority's community programmes. Particular attention and resource focus should be given to cross-community initiatives.



Ms Angela Willis
Assistant Commissioner Dublin Metropolitan Region,
Dublin Castle,
Dublin 2,
D02 DH42

10th July 2023

RE: Docklands Oversight and Consultative Forum (DOCF)

Dear Assistant Commissioner,

At its June meeting, the Docklands Oversight and Consultative Forum Members agreed to write to you regarding their continued concerns in respect of the increase of criminal anti-social behaviour in the Docklands Area. The Forum is a statutory oversight body working with Dublin City Council and is comprised of representatives from the business, community, education and public authority bodies located within the City's Docklands.

The Forum members believe that the current Garda resourcing for the Docklands area is not sufficient to meet the demands and expectations of the Docklands communities who have experienced disruptions to businesses and community activities and on occasion assaults, intimidation and damage to property with increased regularity.

The Members agreed on three recommendations to put forward for your review and consideration:

1. The request for An Garda Síochána to ring-fence 2023 new recruits for allocation to the North Central and South Central jurisdictions within Dublin Metropolitan Region to aid in tackling the increased crime levels in the Docklands Area.
2. *A City Garda Station* with oversight and management of both North and South City Centre.
3. *A new Garda Station for the Docklands Area.*

The Docklands population is approximately 27,000 with a further 44,000 people working within in the area and over 300,000 visitors annually. The Forum acknowledges the policing efforts of existing stations at Pearse St, Ringsend and Store St Garda stations however, is of the opinion, the current Garda resourcing for the Docklands area is not delivering a safe environment for many of the business, local communities and visitors. The Dublin Docklands area has seen a large increase in new homes and business which is to continue to grow and addition the Docklands area is developing as a destination for visitors both foreign and domestic. This increase in population and activity has not seen an equivalent increase in Garda resources for the area.



Comhairle Cathrach
Bhaile Átha Cliath
Dublin City Council

The members feel very strongly about the above recommendations and welcome your consideration and response on these.

Yours sincerely,

Marie Kavanagh
Docklands Area Manager
Dublin City Council Docklands Office
Ph: 01 222 6070
marie.kavanagh@dublincity.ie

APPENDIX 1: Letters from DOCF to Departments, Organisations and City Council



Comhairle Cathrach
Bhaile Átha Cliath
Dublin City Council

APPENDIX 1: Letters from DOCF to Departments, Organisations and City Council



Comhairle Cathrach
Bhaile Átha Cliath
Dublin City Council

Mr. Darragh O'Brien TD
Minister for Housing, Local Government and Heritage
Department of Housing, Local Government and Heritage,
Custom House,
Dublin,
D01 W6X0

Tuesday 18th July 2023

RE: Docklands Oversight and Consultative Forum (DOCF)

Dear Minister,

At its June meeting, the Docklands Oversight and Consultative Forum Members agreed to write to you, seeking an extension of the current three year term of service for the Forum Members which is due to come to an end on 7th of September 2023.

The Forum is seeking an extension of its second term from the 8th of September to the 31st of December 2023 only. The three month extension is proposed to make up for the lost period during the Covid-19 pandemic in 2020 which impacted the commencement of their second term. This was a disruptive period for all and interfered with the Forum schedule of meetings which has impacted on the work of the Forum. Members wish to ensure before their term completes they deliver a comprehensive report for you and the next Forum Membership.

The Members would welcome your consideration and response to their request for an extension to their current term of office with the Docklands Oversight and Consultative Forum.

Yours sincerely

Marie Kavanagh
Docklands Area Manager
Dublin City Council Docklands Office
marie.kavanagh@dublincity.ie



Number 55 of 2015

Dublin Docklands Development Authority (Dissolution) Act 2015



Number 55 of 2015

DUBLIN DOCKLANDS DEVELOPMENT AUTHORITY (DISSOLUTION) ACT 2015

CONTENTS

PART 1

GENERAL

Section

1. Short title, collective citation and commencement
2. Definitions
3. Regulations
4. Expenses of Minister

PART 2

DISSOLUTION OF AUTHORITY

5. Dissolution day
6. Dissolution of Authority

PART 3

PROVISIONS CONSEQUENTIAL ON DISSOLUTION

7. Transfer of functions
8. Transfer of land and other property
9. Transfer of rights and liabilities, and continuation of leases, licences and permissions granted by Authority
10. Liability for loss occurring before dissolution day
11. Provisions consequent upon transfer of assets and liabilities to Council
12. Records held by Authority on dissolution day
13. Admissibility in evidence of documents
14. Superannuation
15. Final accounts and final report of Authority

PART 4

PLANNING ARRANGEMENTS

16. Status of master plan and docklands planning schemes

17. Applications for certificates
18. Application for determination of substantial commencement
19. Further information – application for determination of substantial commencement
20. Determination of substantial commencement
21. Cessation of effect of certificate
22. Substantially commenced development
23. Application for extension of appropriate period
24. Further information – application to extend
25. Conditions
26. Register of applications
27. Notification of decision on application to extend
28. Applications under section 34 of Act of 2000
29. Consent for further development
30. Service of notices
31. Amendment of section 154 of Act of 2000
32. Amendment of section 157 of Act of 2000
33. Amendment of section 160 of Act of 2000
34. Amendment of section 162 of Act of 2000
35. Amendment of section 163 of Act of 2000
36. Amendment of Act of 2000 – planning authority

PART 5

DOCKLANDS OVERSIGHT AND CONSULTATIVE FORUM

37. Establishment of Forum
38. Functions of Forum
39. Membership of Forum and related matters
40. Disqualification from membership of Forum
41. Member ceasing to be Chief Executive or an officer of Council
42. Member ceasing to be a member of Council
43. Resignation from membership
44. Removal from office
45. Casual vacancies
46. Procedures
47. Prohibition on disclosure of confidential information
48. Expenses of Forum
49. Reporting

[2015.]

*Dublin Docklands Development
Authority (Dissolution) Act 2015.*

[No. 55.]

SCHEDULE

MEETINGS OF FORUM

ACTS REFERRED TO

Companies Acts

Dublin Docklands Development Authority Act 1997 (No. 7)

Electronic Commerce Act 2000 (No. 27)

Ethics in Public Office Act 1995 (No. 22)

European Parliament Elections Act 1997 (No. 2)

Finance Act 2002 (No. 5)

Local Government Act 2001 (No. 37)

Planning and Development Act 2000 (No. 30)

Standards in Public Office Act 2001 (No. 31)

Taxes Consolidation Act 1997 (No. 39)

Urban Renewal Act 1986 (No. 19)



Number 55 of 2015

DUBLIN DOCKLANDS DEVELOPMENT AUTHORITY (DISSOLUTION) ACT 2015

An Act to dissolve the Dublin Docklands Development Authority; to provide for the transfer of certain rights and functions to Dublin City Council as a consequence of the dissolution; to establish the Docklands Oversight and Consultative Forum; to provide for planning and development matters in the Dublin Docklands Area; and to provide for related matters. [24th December, 2015]

Be it enacted by the Oireachtas as follows:

PART 1

GENERAL

Short title, collective citation and commencement

1. (1) This Act may be cited as the Dublin Docklands Development Authority (Dissolution) Act 2015.
- (2) The Dublin Docklands Development Authority Act 1997 and this Act may be cited together as the Dublin Docklands Development Authority Acts 1997 and 2015.
- (3) *Part 5* shall come into operation on such day or days as the Minister may appoint by order or orders either generally or with reference to any particular purpose or provision and different days may be so appointed for different purposes or provisions.

Definitions

2. In this Act—

“Act of 1997” means the Dublin Docklands Development Authority Act 1997;

“Act of 2000” means the Planning and Development Act 2000;

“Authority” has the meaning assigned to it by *section 6*;

“certificate” means a certificate issued by the Authority under *section 25(7)(a)(ii)* of the Act of 1997 or by the Custom House Docks Development Authority under *section 12(6)(b)* of the Urban Renewal Act 1986;

“Chairperson” means the person appointed under *section 39(2)*;

“Chief Executive” means the Chief Executive of Dublin City Council;

“communities” means residential and business communities;

“Council” means Dublin City Council;

“Custom House Docks Development Authority Planning Scheme” means the scheme approved by the Minister under section 12(5) of the Urban Renewal Act 1986 on 16 February 1995, as amended by the scheme approved by the Minister under section 25(5) of the Act of 1997 on 26 August 1998;

“development” has the same meaning as it has in the Act of 2000;

“dissolution day” means the day appointed under *section 5*;

“Docklands North Lotts Area Planning Scheme” means the scheme approved by the Minister under section 25(5) of the Act of 1997 on 5 June 2002, as amended by the scheme approved by the Minister under that section of that Act on 26 June 2006;

“docklands planning schemes” means the Custom House Docks Development Authority Planning Scheme, the Docklands North Lotts Area Planning Scheme and the Grand Canal Dock Planning Scheme;

“Dublin Docklands Area” has the same meaning as it has in the Act of 1997;

“Forum” has the meaning assigned to it by *section 37(1)*;

“Grand Canal Dock Planning Scheme” means the scheme approved by the Minister under section 25(5) of the Act of 1997 on 21 December 2000, as amended by the scheme approved by the Minister under that section of that Act on 26 June 2006;

“master plan” means the master plan adopted on 27 November 2008 by the Authority under section 24 of the Act of 1997;

“Minister” means the Minister for the Environment, Community and Local Government;

“prescribed” means prescribed by regulations made by the Minister;

“public authority” means—

- (a) a Minister of the Government,
- (b) the Commissioners of Public Works in Ireland,
- (c) the Health Service Executive,
- (d) a board or other body (but not including a company under the Companies Acts) established by or under statute,
- (e) a company under the Companies Acts, in which all the shares are held—
 - (i) by or on behalf of a Minister of the Government,
 - (ii) by directors appointed by a Minister of the Government, or
 - (iii) by a board, company or other body referred to in *paragraph (d)* or *subparagraph (i) or (ii)*,

and

(f) the Child and Family Agency;

“register” means the register kept by the Council under section 7 of the Act of 2000;

“strategic development zone” means the site to which the planning scheme approved by An Bord Pleanála under section 169(7)(a) of the Act of 2000 on 16 May 2014 applies;

“strategic policy committee” means a committee established by the Council under section 48 of the Local Government Act 2001;

“use” has the same meaning as it has in the Act of 2000;

“works” has the same meaning as it has in the Act of 2000.

Regulations

3. (1) The Minister may by regulations provide for any matter referred to in this Act as prescribed or to be prescribed.
- (2) Without prejudice to any provision of this Act, regulations under this section may contain such incidental, supplementary and consequential provisions as appear to the Minister to be necessary or expedient for the purposes of the regulations.
- (3) Every regulation made by the Minister under this Act shall be laid before each House of the Oireachtas as soon as may be after it is made and, if a resolution annulling the regulation is passed by either such House within the next 21 days on which that House sits after the regulation is laid before it, the regulation shall be annulled accordingly, but without prejudice to the validity of anything previously done thereunder.

Expenses of Minister

4. The expenses incurred by the Minister in the administration of this Act shall, to such extent as may be sanctioned by the Minister for Public Expenditure and Reform, be paid out of moneys provided by the Oireachtas.

PART 2

DISSOLUTION OF AUTHORITY

Dissolution day

5. The Minister shall, by order, appoint a day to be the dissolution day for the purposes of this Act.

Dissolution of Authority

6. On the dissolution day, the Dublin Docklands Development Authority (in this Act referred to as the “Authority”) shall stand dissolved.

PART 3

PROVISIONS CONSEQUENTIAL ON DISSOLUTION

Transfer of functions

7. (1) All functions that, immediately before the dissolution day, were vested in the Authority under subsections (1) (with the exception of functions vested under subparagraphs (i), (ii) and (iii) of paragraph (b)), (2), (3), (5) and (6) of section 18 of the Act of 1997 shall on that day stand transferred to the Council.
- (2) References in any enactment (other than this Act) or instrument under an enactment to the Authority shall, to the extent that such references relate to a function transferred to the Council under this section, on and after the dissolution day, be construed as references to the Council.

Transfer of land and other property

8. (1) On the dissolution day, all lands that, immediately before that day, were vested in the Authority and all rights, powers and privileges relating to or connected with such lands shall, without any conveyance or assignment, stand vested in the Council for all the estate or interest therein that, immediately before the dissolution day, was vested in the Authority, but subject to all trusts and equities affecting the lands continuing to subsist and being capable of being performed.
- (2) On the dissolution day, all property (other than land), including choses-in-action, that, immediately before that day, was vested in the Authority shall stand vested in the Council without any assignment.
- (3) Every chose-in-action vested in the Council by virtue of *subsection (2)* may, on and from the dissolution day, be sued on, recovered or enforced by the Council in its own name, and it shall not be necessary for the Council, or the Authority, to give notice to any person bound by the chose-in-action of the vesting effected by that subsection.

Transfer of rights and liabilities, and continuation of leases, licences and permissions granted by Authority

9. (1) All rights and liabilities of the Authority arising by virtue of any contract or commitment (expressed or implied) entered into by it before the dissolution day, shall on that day stand transferred to the Council.
- (2) All rights, liabilities and obligations of or to the Authority arising by virtue of any condition imposed by it under section 25(7)(c)(ii) of the Act of 1997 shall stand transferred to the Council on the dissolution day.
- (3) Every right, liability and obligation transferred by *subsections (1) and (2)* to the Council may, on and after the dissolution day, be sued on, recovered or enforced by or against the Council in its own name, and it shall not be necessary for the Council, or the Authority, to give notice to the person whose right, liability or obligation is transferred by those subsections of such transfer.

- (4) Every lease, licence, wayleave or permission granted by the Authority in relation to land or other property vested in the Council by or under this Act, and in force immediately before the dissolution day, shall continue in force as if granted by the Council.

Liability for loss occurring before dissolution day

- 10.** (1) A claim in respect of any loss or injury alleged to have been suffered by any person arising out of the performance before the dissolution day of the functions of the Authority shall, on and after that day, lie against the Council and not against the Authority.
- (2) Any legal proceedings pending immediately before the dissolution day to which the Authority is a party, shall be continued on and after that day, with the substitution in the proceedings of the Council for the Authority and the proceedings shall not abate by reason of such substitution.
- (3) Where, before the dissolution day, agreement has been reached between the parties concerned in settlement of a claim to which *subsection (1)* relates and the terms of the agreement have not been implemented, or judgment in such a claim has been given in favour of a person but has not been enforced, the terms of the agreement or judgment, as the case may be, shall, insofar as they are enforceable against the Authority be enforceable against the Council and not the Authority.
- (4) Any claim made or proper to be made by the Authority in respect of any loss or injury arising from the act or default of any person before the dissolution day shall on and after that day be regarded as having been made by or proper to be made by the Council and may be pursued and sued for by the Council as if the loss or injury had been suffered by the Council.

Provisions consequent upon transfer of assets and liabilities to Council

- 11.** (1) Anything commenced and not completed before the dissolution day by or under the authority of the Authority may be carried on or completed on or after the dissolution day by the Council.
- (2) Every instrument made under an enactment and every document (including any certificate) granted or made by the Authority shall, if and insofar as it was operative immediately before the dissolution day, have effect on and after that day as if it had been granted or made by the Council.
- (3) References to the Authority in the memorandum of association or articles of association of any company and relating to the functions of the Authority shall, on and after the dissolution day, be construed as references to the Council.
- (4) Any money, stocks, shares or securities transferred by *section 8* that immediately before the dissolution day were standing in the name of the Authority shall, on the request of the Council, be transferred into its name.

- (5) A certificate signed by the Minister that any property, right, liability or obligation has or, as the case may be, has not vested in the Council under *section 8* or *9* shall be sufficient evidence, unless the contrary is shown, of the fact so certified for all purposes.
- (6) Section 11(1) of the Act of 1997 is amended, with effect from the dissolution day, by the substitution of “Dublin City Council” for “Authority” where it first occurs.

Records held by Authority on dissolution day

12. Each record held by the Authority immediately before the dissolution day is on that day transferred to the Council and is, on and from that day, held by the Council.

Admissibility in evidence of documents

13. (1) All books and other documents directed or authorised by or under any enactment to be kept by the Authority and which, immediately before the dissolution day, would be receivable in evidence shall, notwithstanding the dissolution of the Authority, be admitted in evidence on or after the dissolution day as fully as if this Act had not been enacted.
- (2) Whenever an extract from or certificate of the contents of any book or other document directed or authorised by or under any enactment to be kept by the Authority would, if verified in a particular manner by a particular officer of the Authority, have been admissible immediately before the dissolution day as evidence of such contents, an extract from or certificate of the contents of such book or document shall, if verified in such particular manner by the Chief Executive or by an officer of the Council (whose official position it shall not be necessary to prove) authorised by the Chief Executive in that behalf, be admitted, on or after the dissolution day, as evidence of such contents to the same extent as such first-mentioned extract or certificate would have been so admitted if this Act had not been enacted.

Superannuation

14. (1) Save in accordance with a collective agreement negotiated with a recognised trade union or staff association and approved by the Minister with the consent of the Minister for Public Expenditure and Reform, the entitlement to any superannuation benefit of, or in respect of, a person who is a former member of the staff of the Authority (including those former members of staff of the Authority who are deceased) shall be determined, and the benefit shall be calculated and paid, by the Council in accordance with such scheme, arrangements or enactments in relation to superannuation as applied in respect of the person immediately before the dissolution day.
- (2) All functions in relation to superannuation under any scheme, arrangement or enactment that, immediately before the dissolution day, vested in the Authority shall on and from that day vest in the Council.

Final accounts and final report of Authority

15. (1) As soon as may be after the dissolution day, but not later than 12 months thereafter, the Council shall, in respect of the period specified under *subsection (3)*, prepare final accounts of the Authority and furnish them to the Minister.
- (2) Accounts furnished to the Minister pursuant to this section shall be submitted as soon as may be by the Minister to the Comptroller and Auditor General for audit and immediately after the audit, a copy of the accounts as audited and a copy of the Comptroller and Auditor General's report on the accounts shall be presented to the Minister who shall cause copies of those audited accounts and that report to be laid before each House of the Oireachtas.
- (3) For the purposes of *subsection (1)*, the Minister may specify a period that is longer or shorter than a financial year of the Authority.
- (4) The Council shall, not later than 12 months after the dissolution day, prepare and submit to the Minister the final annual report of the Authority and the Minister shall, as soon as practicable thereafter, cause a copy of the final annual report to be laid before each House of the Oireachtas.

PART 4

PLANNING ARRANGEMENTS

Status of master plan and docklands planning schemes

16. (1) The master plan shall cease to have effect on the dissolution day.
- (2) The docklands planning schemes shall cease to have effect on the dissolution day.
- (3) The master plan ceasing to have effect shall not affect the validity of anything done in accordance with the master plan before it ceased to have effect.
- (4) The docklands planning schemes ceasing to have effect shall not affect the validity of—
- (a) any certificate, or
- (b) anything done in accordance with the docklands planning schemes before they ceased to have effect.

Applications for certificates

17. An application for a certificate shall not be accepted by the Authority after the date of the passing of this Act.

Application for determination of substantial commencement

18. (1) The Council shall publish in *Iris Oifigiúil*, in one or more newspapers circulating in the State and on its website, on or as soon as may be after the dissolution day, a notice

stating that applications may be made in writing to the Council for a determination under *section 20*.

- (2) An application for a determination under *section 20* shall be made within 60 working days of the date of publication of the notice referred to in *subsection (1)*.
- (3) An application for a determination under *section 20* shall—
 - (a) be in writing in the form specified by the Council,
 - (b) specify—
 - (i) the name of the applicant and the address at which the applicant ordinarily resides or carries on business or, in the case of a body corporate or unincorporated body, the registered office, principal office or place of business of the body,
 - (ii) the name of the person, if any, acting on behalf of the applicant and the address at which that person ordinarily resides or carries on business or, in the case of a body corporate or unincorporated body, the registered office, principal office or place of business of the body,
 - (iii) the telephone number and e-mail address, if any, of the applicant and of the person, if any, acting on behalf of the applicant,
 - (iv) the address to which any correspondence relating to the application should be sent,
 - (v) the date and reference number of the certificate to which the application relates,
 - (vi) the development to which the certificate relates,
 - (vii) the date of commencement of the development to which the certificate relates,
 - (viii) the date on which the development is expected to be completed,
 - (ix) the location, townland or postal address of the land concerned, and
 - (x) the legal interest held by the applicant in the land concerned,
 - (c) include payment of the application fee of €65, and
 - (d) include particulars of the work carried out as of the dissolution day.

Further information – application for determination of substantial commencement

19. (1) Where the Council receives an application made under *section 18*, the Council may, by notice in writing, request the applicant—
 - (a) to submit such further information as it may require to consider the application,
or

- (b) to produce any evidence which it may reasonably require to verify any particulars or information given in or in relation to the application.
- (2) Where an applicant does not comply with any request under *subsection (1)* within 4 weeks of such request being made, the Council shall refuse the application.

Determination of substantial commencement

- 20.** (1) The Council shall consider the information submitted by the applicant under *section 18* (and any information submitted following a request under *section 19(1)*) and shall determine by reference to—
- (a) the extent of works carried out or change of use, and
 - (b) the certificate referred to in the application under *section 18* and any documentation that was submitted with the application to the Authority for the certificate,
- whether on the dissolution day the development to which the application under *section 18* relates—
- (i) was substantially commenced, or
 - (ii) was not substantially commenced,
- and shall serve notice on the applicant of its determination, not later than 21 days from the making of the determination.
- (2) A notice under *subsection (1)* shall include reasons for the determination.
 - (3) The Council shall enter the details of each development in respect of which it makes a determination under *subsection (1)* in the register on the date of service of the notice under *subsection (1)*.

Cessation of effect of certificate

- 21.** (1) Where the Council makes a determination under *section 20(1)(ii)* in relation to a development to which a certificate relates, that certificate shall cease to have effect on the date of service of the notice in relation to that certificate under *section 20(1)*.
- (2) Where no application is made for a determination under *section 20* in respect of a certificate, that certificate shall cease to have effect on the day that is 65 working days after the date of publication of the notice referred to in *section 18(1)*.
 - (3) Where a certificate ceases to have effect in accordance with this section, the validity of anything done in accordance with that certificate prior to it ceasing to have effect shall not be affected.

Substantially commenced development

- 22.** (1) Where the Council makes a determination under *section 20(1)(i)* in relation to a development to which a certificate relates, that certificate shall cease to have effect at

the expiration of the appropriate period in respect of so much of the development as is not completed at the expiration of that period.

- (2) Where a certificate ceases to have effect in accordance with *subsection (1)*, the validity of anything done in accordance with that certificate prior to it ceasing to have effect shall not be affected.
- (3) In this section and *section 23* “appropriate period” means the period of 2 years commencing on the date of service of the notice under *section 20(1)* in relation to a certificate.

Application for extension of appropriate period

- 23.** (1) On application to it in that behalf the Council shall, as regards a particular certificate referred to in *section 22*, extend the appropriate period by such additional period not exceeding 3 years as the Council considers requisite to enable the development to which the certificate relates to be completed provided that each of the following requirements is complied with:
- (a) the Council is satisfied that—
 - (i) substantial works were carried out on the development during the appropriate period,
 - (ii) there were considerations of a commercial, economic or technical nature beyond the control of the applicant which substantially militate against the completion of the development prior to the end of the appropriate period, and
 - (iii) the development will be completed within a reasonable time;
- and
- (b) the application is duly made not later than 6 months prior to the end of the appropriate period.
- (2) An application for an extension under *subsection (1)* shall—
- (a) be in writing in the form specified by the Council,
 - (b) specify—
 - (i) the name of the applicant and the address at which the applicant ordinarily resides or carries on business or, in the case of a body corporate or unincorporated body, the registered office, principal office or place of business of the body,
 - (ii) the name of the person, if any, acting on behalf of the applicant and the address at which that person ordinarily resides or carries on business or, in the case of a body corporate or unincorporated body, the registered office, principal office or place of business of the body,
 - (iii) the telephone number and e-mail address, if any, of the applicant and of the person, if any, acting on behalf of the applicant,

- (iv) the address to which any correspondence relating to the application should be sent,
 - (v) the date and reference number of the certificate to which the application relates,
 - (vi) the development to which the certificate relates,
 - (vii) the date of commencement of the development to which the certificate relates,
 - (viii) the location, townland or postal address of the land concerned,
 - (ix) the legal interest held by the applicant in the land concerned, and
 - (x) the period of extension of the appropriate period sought by the applicant,
- and
- (c) include—
 - (i) particulars of the work carried out as of the date of application,
 - (ii) information regarding considerations of a commercial, economic or technical nature beyond the control of the applicant which substantially militate against the completion of the development prior to the end of the appropriate period, and
 - (iii) payment of the application fee of €65.
- (3) A decision to extend the appropriate period under *subsection (1)* shall be made once and once only under this section and the Council shall not further extend the appropriate period.

Further information – application to extend

- 24.** (1) Where the Council receives an application under *section 23*, the Council may, by notice in writing, request the applicant—
- (a) to submit such further information as it may require to consider the application, or
 - (b) to produce any evidence which it may reasonably require to verify any particulars or information given in or in relation to the application.
- (2) Where an applicant does not comply with any request under this section within 4 weeks of such request being made, the Council shall refuse the application.

Conditions

- 25.** Where the Council decides to extend the appropriate period under *section 23(1)*, the Council may attach conditions requiring the giving of adequate security to the Council for the satisfactory completion of the development to which the application made under *section 23* relates.

Register of applications

26. Particulars of any application made to the Council under *section 23* and of the decision of the Council in respect of the application shall be recorded on the relevant entry in the register.

Notification of decision on application to extend

27. (1) The Council shall serve notice on an applicant of its decision on an application under *section 23*.
- (2) A notice under *subsection (1)* shall specify—
- (a) the date and reference number of the certificate to which the application relates,
 - (b) the development to which the certificate relates,
 - (c) the location, townland or postal address of the land concerned,
 - (d) the date of the decision,
 - (e) the nature of the decision,
 - (f) where applicable, the additional period by which the appropriate period has been extended,
 - (g) where applicable, the conditions attached under *section 25*, and
 - (h) the reasons for the decision.

Applications under section 34 of Act of 2000

28. (1) Where a development to which a certificate relates was substantially commenced or at a more advanced stage of completion on the dissolution day, but was not completed on that date, an application may be made to the Council for permission under section 34 of the Act of 2000 for so much of the development as was not completed on that date.
- (2) Where a permission is granted under section 34 of the Act of 2000 in respect of a development in relation to which an application was made under *subsection (1)*, without prejudice to anything validly done in accordance with the certificate concerned prior to the grant of permission, that grant of permission shall have effect, and the certificate shall cease to have effect, in respect of so much of the development as was not completed on the dissolution day.

Consent for further development

29. An application for an alteration to or further development of a development—
- (a) in respect of which an application was made under *section 28(1)*,
 - (b) to which a certificate relates that was substantially commenced or at a more advanced stage of completion on the dissolution day, but was not completed on that date, or

- (c) to which a certificate relates that was completed on or prior to the dissolution day,

shall be made under section 34 of the Act of 2000.

Service of notices

- 30.** (1) A notice required to be served on a person under this Part shall be addressed to the person concerned by name, and may be served on the person in one of the following ways:
- (a) by delivering it to the person;
 - (b) by leaving it at the address at which the person ordinarily resides or, in a case where an address has been provided under *section 18(3)(b)(iv)* or *section 23(2)(b)(iv)*, as appropriate, at that address;
 - (c) by sending it by post in a prepaid registered letter to the address at which the person ordinarily resides or, in a case in which an address has been provided under *section 18(3)(b)(iv)* or *section 23(2)(b)(iv)*, as appropriate, to that address;
 - (d) where the address at which the person ordinarily resides cannot be ascertained by reasonable inquiry and the notice relates to any place of business, by delivering it to a person over the age of 16 years resident or employed at the place of business or by affixing it in a conspicuous position at or near the place of business;
 - (e) if the person concerned has agreed to service of notices by means of an electronic communication (within the meaning assigned by section 2 of the Electronic Commerce Act 2000), service by such means, provided that there is a facility for confirming receipt of electronic communication and that such receipt has been confirmed;
 - (f) where there is a facility for receiving a facsimile of the notice by electronic means at the address at which the person ordinarily resides or carries on business, by transmitting a facsimile of the notice by such means to that address.
- (2) For the purposes of this section, a company within the meaning of the Companies Acts shall be deemed to be ordinarily resident at its registered office, and every other body corporate and every unincorporated body shall be deemed to be ordinarily resident at its principal office or place of business.

Amendment of section 154 of Act of 2000

- 31.** Section 154(5)(a) of the Act of 2000 is amended with effect from the dissolution day—

- (a) in subparagraph (i) by the deletion of “or” after “as appropriate,”,
- (b) in subparagraph (ii) by the insertion of “or” after “is subject”, and
- (c) by the insertion of the following subparagraph after subparagraph (ii)—

“(iii) in respect of a development in respect of which a certificate has been issued by the Dublin Docklands Development Authority

under section 25(7)(a)(ii) of the Dublin Docklands Development Authority Act 1997 or by the Custom House Docks Development Authority under section 12(6)(b) of the Urban Renewal Act 1986, require that the development will proceed in conformity with the planning scheme made under those Acts in respect of which the development was certified to be consistent and any conditions to which the certificate is subject.”.

Amendment of section 157 of Act of 2000

32. Section 157(4)(a) of the Act of 2000 is amended with effect from the dissolution day—

- (a) in subparagraph (i), by the substitution of “development,” for “development;”,
- (b) in subparagraph (ii), by the substitution of “section 42,” for “section 42.”, and
- (c) by the insertion of the following subparagraph after subparagraph (ii)—

“(iii) in respect of a development in respect of which a certificate has been issued by the Dublin Docklands Development Authority under section 25(7)(a)(ii) of the Dublin Docklands Development Authority Act 1997 or by the Custom House Docks Development Authority under section 12(6)(b) of the Urban Renewal Act 1986, after seven years beginning on the date the certificate ceases to have effect in accordance with *Part 4* of the *Dublin Docklands Development Authority (Dissolution) Act 2015.*”.

Amendment of section 160 of Act of 2000

33. Section 160 of the Act of 2000 is amended with effect from the dissolution day—

- (a) by the substitution of the following paragraph for paragraph (c) of subsection (1):

“(c) that any development is carried out in conformity with—

- (i) in the case of a permission granted under this Act, the permission pertaining to that development or any condition to which the permission is subject, or
- (ii) in the case of a certificate issued by the Dublin Docklands Development Authority under section 25(7)(a)(ii) of the Dublin Docklands Development Authority Act 1997 or by the Custom House Docks Development Authority under section 12(6)(b) of the Urban Renewal Act 1986, the planning scheme made under those Acts to which the certificate relates and any conditions to which the certificate is subject.”,

and

- (b) in paragraph (a) of subsection (6)—

- (i) in subparagraph (i), by the deletion of “or” after “commencement of the development.”,
- (ii) in subparagraph (ii), by the substitution of “section 42, or” for “section 42.”, and
- (iii) by the insertion of the following subparagraph after subparagraph (ii):
 - “(iii) in respect of a development in respect of which a certificate has been issued by the Dublin Docklands Development Authority under section 25(7)(a)(ii) of the Dublin Docklands Development Authority Act 1997 or by the Custom House Docks Development Authority under section 12(6)(b) of the Urban Renewal Act 1986, after the expiration of a period of 7 years beginning on the date the certificate ceases to have effect in accordance with *Part 4* of the *Dublin Docklands Development Authority (Dissolution) Act 2015*.”.

Amendment of section 162 of Act of 2000

- 34.** Section 162 of the Act of 2000 is amended with effect from the dissolution day by the substitution of the following subsection for subsection (1):

- “(1) In any proceedings for an offence under this Act, the onus of proving the existence of—
- (a) any permission granted under Part III,
 - (b) any certificate issued by the Custom House Docks Development Authority under section 12(6)(b) of the Urban Renewal Act 1986, or
 - (c) any certificate issued by the Dublin Docklands Development Authority under section 25(7)(a)(ii) of the Dublin Docklands Development Authority Act 1997,
- shall be on the defendant.”.

Amendment of section 163 of Act of 2000

- 35.** Section 163 of the Act of 2000 is amended with effect from the dissolution day by the substitution of “(disregarding development for which there is in fact permission under Part III or in respect of which a certificate has been issued by the Dublin Docklands Development Authority under section 25(7)(a)(ii) of the Dublin Docklands Development Authority Act 1997 or by the Custom House Docks Development Authority under section 12(6)(b) of the Urban Renewal Act 1986)” for “(disregarding development for which there is in fact permission under Part III)”.

Amendment of Act of 2000 – planning authority

- 36.** The Act of 2000 is amended with effect from the dissolution day by the insertion of the

following section after section 164:

“Development in Dublin Docklands Area

164A. For the avoidance of doubt, Dublin City Council is the planning authority in respect of a development in respect of which a certificate has been issued by—

- (a) the Dublin Docklands Development Authority under section 25(7) (a)(ii) of the Dublin Docklands Development Authority Act 1997, or
- (b) the Custom House Docks Development Authority under section 12(6)(b) of the Urban Renewal Act 1986.”.

PART 5

DOCKLANDS OVERSIGHT AND CONSULTATIVE FORUM

Establishment of Forum

- 37.** (1) The Council shall establish by resolution a consultative group to be known as the Docklands Oversight and Consultative Forum (in this Act referred to as “the Forum”).
- (2) Subject to this Act, the Forum shall be independent in the performance of its functions.
- (3) The provisions of the Schedule shall have effect in relation to the Forum.

Functions of Forum

- 38.** (1) The Forum may consider and advise the Council and the strategic policy committees of the Council in relation to the formulation, development, monitoring and review of the Council’s policy relating to the performance of the functions of the Council insofar as they relate to the Dublin Docklands Area and in particular in relation to the following:
- (a) enterprise and employment;
 - (b) education;
 - (c) housing;
 - (d) planning;
 - (e) the environment, including the natural and built environment, and the amenities of the area; and
 - (f) the interaction of communities.
- (2) Without prejudice to the generality of *subsection (1)*, the Forum may consider and advise the Council and the strategic policy committees of the Council in relation to—

- (a) initiatives of communities in the Dublin Docklands Area which in the opinion of the Forum will benefit such communities, including initiatives in relation to the provision or improvement of amenity, recreational, cultural or heritage facilities, the protection or enhancement of the environment and programmes to promote social inclusion and community development, and
 - (b) communications of the Council to the public in relation to the performance of the functions of the Council insofar as they relate to the Dublin Docklands Area.
- (3) The Forum may, and if requested by the Council shall, consider and advise the Council and the strategic policy committees of the Council in relation to the matters set out in *subsections (1) and (2)*.

Membership of Forum and related matters

- 39.** (1) The Forum shall consist of the Chairperson and 21 ordinary members.
- (2) The Minister, following consultation with the Council, shall appoint a person nominated by the Chief Executive to be the Chairperson of the Forum.
 - (3) The Chief Executive shall not nominate for appointment under *subsection (2)* any person who is a member, officer or member of staff of an organisation or body prescribed by the Minister under *subsection (4)*.
 - (4) The Minister, following consultation with the Council, shall prescribe for the purposes of *subsection (5)*—
 - (a) not less than 5 organisations which, in the opinion of the Minister—
 - (i) are concerned with, or are representative of persons engaged in, the promotion or carrying out of community development in the Dublin Docklands Area,
 - (ii) are concerned with, or are representative of persons engaged in, the promotion of the social, economic or general interest of communities in the Dublin Docklands Area, or
 - (iii) represent the general interest of the residents of the Dublin Docklands Area,
 - (b) not less than 5 organisations which, in the opinion of the Minister, are representative of persons engaged in the promotion or carrying out of economic activity (including employment) in the Dublin Docklands Area,
 - (c) not less than 1 organisation which, in the opinion of the Minister, is representative of persons involved in the promotion or carrying out of educational activities in the Dublin Docklands Area, and
 - (d) not less than 5 public authorities which, in the opinion of the Minister, are concerned with, or whose functions relate to, any of the matters listed at *section 38(1)(a) to (f)* or described in *section 38(2)(a)* insofar as those matters relate to the Dublin Docklands Area.

- (5) Each organisation and public authority prescribed under a particular paragraph of *subsection (4)* shall, whenever so requested by the Minister, following consultation with the Council, select for appointment such number of candidates as the Minister, following consultation with the Council, shall specify when making the request and shall inform the Minister, within such period as the Minister, following consultation with the Council, shall specify when making the request, of the names of the candidates selected and of the reasons why, in the opinion of the organisation or public authority (as the case may be), they are suitable for such appointment.
- (6) The following ordinary members of the Forum shall be appointed to the Forum by the Minister, following consultation with the Council:
- (a) the Chief Executive or, where the Chief Executive so nominates, an officer of the Council nominated for appointment by the Chief Executive;
 - (b) 4 members of the Council, nominated for appointment by the Council, being members elected to the Council from electoral areas which are included in, or any part of which is included in, the Dublin Docklands Area;
 - (c) 5 members from among persons selected by the organisations which for the time being stand prescribed under *subsection (4)(a)*;
 - (d) 5 members from among persons selected by the organisations which for the time being stand prescribed under *subsection (4)(b)*;
 - (e) 1 member from among persons selected by the organisation or organisations, as the case may be, which for the time being stand prescribed under *subsection (4)(c)*;
 - (f) 5 members from among persons selected by the public authorities which for the time being stand prescribed under *subsection (4)(d)*.
- (7) Subject to *subsection (9)*, in the case of an appointment pursuant to *subsection (6)(c)*, *(d)*, *(e)* or *(f)*, the Minister shall not appoint a person to be an ordinary member of the Forum unless the person was among those selected pursuant to a request under *subsection (5)* in relation to that appointment.
- (8) Notwithstanding *subsections (5)* and *(7)*—
- (a) if the appropriate organisations or public authorities prescribed under a particular paragraph of *subsection (4)* refuse or fail to select any candidate pursuant to a particular request under *subsection (5)*, or
 - (b) if the Minister decides not to appoint as an ordinary member of the Forum any of the candidates selected by such organisations or public authorities pursuant to the request,
- then either—
- (i) the Minister shall, following consultation with the Council, appoint as an ordinary member of the Forum a person who was among those selected by such organisations or public authorities pursuant to a previous request (if any) under *subsection (5)* in relation to that appointment, or

- (ii) the Minister shall, following consultation with the Council, make a further such request and shall appoint as an ordinary member of the Forum a person who was among those selected pursuant to that request or pursuant to another such request made in relation to that appointment.
- (9) Where a request is made pursuant to *subsection (5)*, failure or refusal by any or all of the organisations or public authorities of whom the request is made to select the number of candidates specified in the request shall not preclude the appointment as an ordinary member of the Forum of a person who was selected in relation to that appointment either by any of the aforesaid organisations or public authorities or any other organisation or public authority prescribed under *subsection (4)*.
- (10) The Minister, in appointing the members of the Forum, shall ensure that the members are persons who have the necessary knowledge, experience and competence in relation to the functions of the Forum.
- (11) Each member of the Forum shall hold office for such period not exceeding 3 years from the date of his or her appointment, as the Minister, following consultation with the Council, shall determine.
- (12) A member of the Forum whose term of office expires by the effluxion of time shall be eligible for reappointment to the Forum, but shall not be appointed for more than two consecutive terms.

Disqualification from membership of Forum

- 40.** (1) Subject to *subsections (2) and (3)*, a person shall cease to be qualified to become a member of, and shall cease to be a member of, the Forum if he or she—
- (a) is nominated as a member of Seanad Éireann,
 - (b) is elected as a member of either House of the Oireachtas or of the European Parliament,
 - (c) is regarded pursuant to Part XIII of the Second Schedule to the European Parliament Elections Act 1997 as having been elected to the European Parliament,
 - (d) is a Judge, Advocate General or Registrar of the Court of Justice of the European Union,
 - (e) is a member of the Commission of the European Union,
 - (f) is a member of the Court of Auditors of the European Union,
 - (g) is appointed under the Constitution as a Judge or as the Comptroller and Auditor General,
 - (h) save where appointed under *section 39(6)(b)*, becomes a member of a local authority,

- (i) does not possess a tax clearance certificate issued to him or her under section 1095 (inserted by section 127(b) of the Finance Act 2002) of the Taxes Consolidation Act 1997,
 - (j) is undergoing a sentence of imprisonment for any term exceeding 6 months imposed by a court of competent jurisdiction in the State,
 - (k) fails to comply with a final judgment, order or decree of a court of competent jurisdiction, for payment of money due to the Council,
 - (l) is convicted of, or has had a conviction confirmed on appeal for an offence relating to—
 - (i) fraudulent or dishonest dealings affecting the Council, or
 - (ii) corrupt practice,
 - (m) is disqualified or restricted from being a director of any company, or
 - (n) is adjudicated bankrupt.
- (2) A disqualification arising under *subsection (1)(k)* comes into effect on the seventh day after the last day for compliance with the relevant final judgment, order or decree and the disqualification shall be for 5 years from such last day.
- (3) A disqualification arising under *subsection (1)(l)* commences—
- (a) where no appeal is taken against the conviction, when the time limit for taking an appeal has passed, or
 - (b) where an appeal is taken against the conviction and the appeal is disallowed, one month from the determination of the appeal,
- and the disqualification shall be for 5 years from the date of conviction or determination of the appeal, as the case may be.

Member ceasing to be Chief Executive or an officer of Council

41. A person's appointment under *section 39(6)(a)* shall be terminated with effect from the date on which the person ceases to be Chief Executive or an officer of the Council, as the case may be, during their term of office as a member of the Forum.

Member ceasing to be a member of Council

42. A person's appointment under *section 39(6)(b)* shall be terminated with effect from the date on which the person ceases to be a member of the Council during their term of office as a member of the Forum.

Resignation from membership

43. (1) A member of the Forum may resign by notice in writing to the Chairperson or, where that member is the Chairperson, by notice in writing to the Chief Executive.

- (2) A resignation under *subsection (1)* shall take effect on—
- (a) the date specified in the notice, or
 - (b) where no date is specified in the notice, the date on which the Chairperson or Chief Executive, as the case may be, receives the notice.
- (3) Subject to *subsections (4) and (5)*, a person shall be taken to have resigned as a member of the Forum where the person is absent from more than 50 per cent of the meetings of the Forum held during any year (in this section referred to as the “relevant period”).
- (4) Where the Forum accepts, by resolution passed before the end of the relevant period, that the absence of the member was due to illness or in good faith for another reason, the relevant period shall stand extended by 6 months.
- (5) Where the absence of the member continues uninterrupted for the relevant period extended by 6 months under *subsection (4)*, and the Forum accepts that the absence of the member was due to illness or in good faith for another reason, the relevant period shall stand extended by a further 6 months.
- (6) A member is taken to have resigned on the next day after—
- (a) in the case of *subsection (3)*, the end of the relevant period,
 - (b) in the case of *subsection (4)*, the end of the relevant period as extended by 6 months under that subsection, or
 - (c) in the case of *subsection (5)*, the end of the relevant period as extended by a further 6 months under that subsection.
- (7) A person who resigns as a member of the Forum under this section also ceases on such resignation to be a member of any body to which he or she was elected, nominated or appointed by the Forum.

Removal from office

- 44.** The Minister may, following consultation with the Council, at any time remove from office a member of the Forum if—
- (a) in the Minister’s opinion—
 - (i) the member has become incapable through ill-health of performing his or her functions,
 - (ii) the member has committed stated misbehaviour, or
 - (iii) the member’s removal from office is necessary for the Forum to perform its functions in an effective manner,
 - (b) the member has contravened, or failed to discharge a duty imposed by a provision of the Ethics in Public Office Act 1995 that by a regulation made under section 3 of that Act applies to that member, or

- (c) in performing functions under this Act, the member has not complied with a code of conduct under section 10(3) of the Standards in Public Office Act 2001.

Casual vacancies

45. (1) If a member of the Forum dies, resigns, ceases to be qualified for office and ceases to hold office, is removed from office, or their appointment is terminated in accordance with *section 41* or *42*, the Minister may, following consultation with the Council, appoint a person to be a member of the Forum to fill the casual vacancy so occasioned in the same manner as the member of the Forum who occasioned the casual vacancy was appointed.
- (2) A person who becomes a member of the Forum under *subsection (1)* shall hold office for that period of the term of office of the member who occasioned the casual vacancy concerned that remains unexpired at the date he or she fills that vacancy and nothing in this section shall be construed as making that person ineligible for appointment or election as a member of the Forum on the expiry of the said period where that person would otherwise be eligible.

Procedures

46. The Minister may, following consultation with the Council, by regulations prescribe—
- (a) procedures for presentation by the Forum to the Council and the strategic policy committees of the Council of proposals and advices connected with the formulation, development, monitoring and review of policy relating to the performance of the functions of the Council insofar as they relate to the Dublin Docklands Area,
- (b) the form, content and layout of any particular class of policy papers and other documents (including the preparation of preliminary documents) prepared by the Forum, and
- (c) procedures to ensure that sufficient time for input by the Forum into policy papers is provided prior to completion and subsequent presentation to the Council.

Prohibition on disclosure of confidential information

47. (1) A person shall not disclose confidential information obtained by him or her while performing functions as a member of, or as an adviser or consultant to, the Forum or as a member of staff of such an adviser or consultant, unless he or she is authorised to do so by the Forum.
- (2) A person who contravenes *subsection (1)* commits an offence and is liable on summary conviction to a class C fine.
- (3) Nothing in this section shall prevent the disclosure of information—
- (a) in a report made to the Forum,

- (b) by or on behalf of the Forum to the Minister or the Council,
 - (c) by a member of the Forum to the Minister or the Council, or
 - (d) by a person in the circumstances referred to in section 35(2) of the Ethics in Public Office Act 1995.
- (4) In this section “confidential information” includes:
- (a) information that is expressed by the Forum to be confidential either as regards particular information or as regards information of a particular class or description; and
 - (b) proposals of a commercial nature or tenders submitted to the Council by contractors, consultants or any other person.

Expenses of Forum

48. The expenses incurred by the Forum in exercising its functions under this Act shall be paid by the Council out of moneys at its disposal.

Reporting

49. (1) The Forum shall, not later than 30 June in each year, prepare, adopt and submit to the Council a report in relation to the performance of its functions during the year immediately preceding the year in which the report is submitted (in this section referred to as a “DOCF annual report”).
- (2) The Council shall not later than 30 September in each year in which a DOCF annual report has been submitted to it under *subsection (1)*, submit that DOCF annual report to the Minister.
- (3) The Minister shall, as soon as practicable after a DOCF annual report has been submitted to him or her under *subsection (2)* cause a copy of it to be laid before each House of the Oireachtas.
- (4) An annual report of the Council shall furnish information regarding the performance of the functions of the Forum during the period to which the annual report relates.

SCHEDULE

Section 37

MEETINGS OF FORUM

1. Subject to *paragraph 2*, the Forum may act notwithstanding one or more vacancies among its members.
2. The quorum for meetings of the Forum shall be 12 members.
3. In addition to meeting with all participants physically present, the Forum may hold or continue a meeting by the use of any means of communication by which all the participants can hear and be heard at the same time and such a meeting shall be referred to as an “electronic meeting”.
4. A member who participates in an electronic meeting is taken for all purposes to be present at the meeting.
5. Where at a meeting of the Forum any of the following matters arise, namely—
 - (1) an arrangement to which the Council is a party or is a proposed party, or
 - (2) a contract or other agreement, or a proposed contract or other agreement with the Council,then, any member of the Forum present at the meeting who otherwise than in his or her capacity as a member of the Forum has a material interest in the matter shall—
 - (a) at the meeting disclose the fact of such interest and the nature thereof to the other members of the Forum present in advance of any consideration of the matter,
 - (b) neither influence nor seek to influence a decision to be made in relation to the matter,
 - (c) absent himself or herself from the meeting or that part of the meeting during which the matter is being discussed, and
 - (d) take no part in any deliberation or decision relating to the matter.
6. Where a material interest is disclosed under *paragraph 5*, the disclosure shall be recorded in the minutes of the meeting concerned and, for so long as the matter to which the disclosure relates is being dealt with by the meeting, the member of the Forum by whom the disclosure is made shall not be counted in the quorum for the meeting.
7. Where, at a meeting of the Forum, a question arises as to whether or not a course of conduct, if pursued by a member of the Forum, would constitute a failure by him or her to comply with the requirements of *paragraph 5*, the question may, subject to *paragraph 8*, be determined by the chairperson of the meeting, whose decision shall be final, and where such a question is so determined, particulars of the determination shall be recorded in the minutes of the meeting.
8. Where, at a meeting of the Forum, the chairperson of the meeting is the person in respect of whom a matter to which *paragraph 5* applies falls to be determined, then

the other members of the Forum attending the meeting shall choose one of their number to be chairperson of the meeting for the purposes of *paragraph 7*.

9. Where the Minister is, following consultation with the Council, satisfied that a member of the Forum has contravened *paragraph 5*, the Minister may, if he or she thinks fit, remove that member of the Forum from office.
10. Where a person is removed from office pursuant to *paragraph 9*, he or she shall henceforth be disqualified from being a member of the Forum.
11. The Forum shall hold not less than 4 meetings in each year.
12. The Chairperson may, at any reasonable time, call a meeting of the Forum and the Chairperson shall convene a meeting of the Forum whenever requested to do so by not less than three members.
13. If the Chairperson refuses to call a meeting of the Forum having been presented with a requisition for that purpose, signed by not less than three members of the Forum, any two members of the Forum may forthwith, on that refusal, call a meeting of the Forum and, if the Chairperson of the Forum (without so refusing) does not, within seven days after the presentation of the requisition, call a meeting of the Forum, any three members of the Forum may, on the expiration of those seven days, call a meeting of the Forum.
14. At a meeting of the Forum—
 - (1) the Chairperson of the Forum shall, if present, be the chairperson of the meeting,
or
 - (2) if and so long as the Chairperson of the Forum is not present or if that office is vacant, the other members of the Forum who are present shall choose one of their number to be chairperson of the meeting.
15. Every question at a meeting of the Forum shall be determined by a majority of the votes of the members of the Forum present and voting on the question, and, in the case of an equal division of votes, the chairperson of the meeting shall have a second or casting vote.
16. Subject to *paragraph 2*, the acts, decisions and proceedings of the Forum shall not be invalidated by reason only of a vacancy or vacancies in its membership or of the disqualification or want of qualification of any of its members.
17. Whenever a meeting of the Forum is abandoned owing to failure to obtain a quorum, the names of the members attending at the time and place appointed for such meeting shall be recorded and they shall, for all purposes, be deemed to have attended a duly constituted meeting.
18.
 - (1) The Forum shall ensure that minutes of each meeting are prepared.
 - (2) The minutes of a meeting shall be submitted for confirmation as an accurate record at the next meeting of the Forum.

- (3) When confirmed, with or without amendment, the minutes of a meeting shall be signed by the person chairing the meeting at which they were submitted for confirmation.
 - (4) The Forum shall keep all such registers and records as shall be prescribed and all such registers and records shall be open to inspection at all reasonable times by a person authorised by the Minister, following consultation with the Council, for that purpose.
 - (5) The Forum shall make to the Minister such reports and returns and furnish to the Minister such information as he or she may from time to time require.
19. Subject to this Act, the Forum shall regulate its procedures, including procedures for an electronic meeting, and business by rules or otherwise.