



**AN BILLE UM PLEANÁIL AGUS FORBAIRT (EASTÁIT A
GHLACADH FAOI CHÚRAM), 2012**
**PLANNING AND DEVELOPMENT (TAKING IN CHARGE
OF ESTATES) BILL 2012**

Mar a tionscnaíodh
As initiated

ARRANGEMENT OF SECTIONS

Section

1. Amendment of section 180 of Planning and Development Act 2000.
 2. Amendment of section 30 of Multi-Unit Developments Act 2011.
 3. Short title and collective citation.
-

ACTS REFERRED TO

Planning and Development Act 2000	2000, No. 30
Planning and Development Acts 2000 to 2010	
Planning and Development (Amendment) Act 2010	2010, No. 30
Multi-Unit Developments Act 2011	2011, No. 2



AN BILLE UM PLEANÁIL AGUS FORBAIRT (EASTÁIT A
GHLACADH FAOI CHÚRAM), 2012

PLANNING AND DEVELOPMENT (TAKING IN CHARGE
OF ESTATES) BILL 2012

BILL

entitled

AN ACT TO AMEND THE PLANNING AND DEVELOPMENT
ACT 2000 AND THE MULTI-UNIT DEVELOPMENTS ACT
2011 AND TO PROVIDE FOR RELATED MATTERS.

10 BE IT ENACTED BY THE OIREACHTAS AS FOLLOWS:

1.—Section 180 of the Planning and Development Act 2000 is
amended:

Amendment of
section 180 of
Planning and
Development Act
2000.

15 (a) in subsection (1) by the substitution of “the majority of
those casting votes in a plebiscite of owners of the houses
involved” for “by the majority of the owners of the
houses involved”,

(b) in subsection (2)(a) by the substitution of “three years”
for “seven years”,

20 (c) in subsection (2)(A)(a) (inserted by section 59(c) of the
Planning and Development (Amendment) Act 2010) by
the substitution of “three years” for “seven years”,

(d) in subsection (3) by the insertion of the following para-
graph after paragraph (b):

25 “(c) (i) The voting rights of owners to which this
section applies shall be structured in such
a manner that in the determination of any
matter by the owners, one vote shall
attach to each residential unit in a multi-
unit development to which the plebiscite
relates, and that no other person has vot-
ing rights in respect of such determination.

30 (ii) Each vote referred to in subparagraph (i)
shall be of equal value.”.

2.—Section 30 of the Multi-Unit Developments Act 2011 is amended:

(a) in subsection (1) by the substitution of “three years” for “six years”,

(b) by the insertion of the following subsection after subsection (5): 5

“(6) Where a management company having responsibility for a development has, for any reason been struck off the register, and has failed to make an application to be restored thereto within a period of three years of the publication in *Iris Oifigiúil* of the notice that the company was struck off the register, any covenant attaching to a property being part of that development shall be null and void insofar as the management company is essential to its operation.”. 10 15

3.—(1) This Act may be cited as the Planning and Development (Taking in Charge of Estates) Act 2012.

(2) The Planning and Development Acts 2000 to 2010 and this Act may be cited together as the Planning and Development Acts 2000 to 2012 and shall be read together as one. 20