



**MUNICIPAL DISTRICT OF ADARE-RATHKEALE**

**MEETING TO BE HELD ON TUESDAY 3<sup>RD</sup> SEPTEMBER, 2024**

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**Notice of Motion submitted by Councillor J. O'Donoghue**

I will move at the next Meeting that a plan for verge trimming on a year round basis be implemented by Limerick City and County Council on all roads under the control of the Local Authority.

**Reply:**

Section 70 of the Roads Act 1993 places responsibility for the maintenance of roadside hedges on the owners/occupiers of the adjoining lands.

The responsibility for the maintenance of roadside verges rest with the local authority.

Generally, given the extensive road network and funding issues, it is Council Policy that cutting verges has a low priority compared with other road maintenance elements. Where work is carried out, priority is given to sight-lines at junctions or obstruction to road signs. Drainage works are carried out to verges also as required.

**Ger O'Connor,**  
**Senior Executive Engineer,**  
**Adare-Rathkeale Municipal District**

**29<sup>th</sup> August, 2024**



Comhairle Cathrach  
& Contae Luimnigh

Limerick City  
& County Council

## MUNICIPAL DISTRICT ADARE – RATHKEALE MEETING TO BE HELD - Tuesday 3 September 2024

### Notice of Motion submitted by Councillor J.ODonoghue

**I will move at the next District meeting that a full breakdown of costs borne by L.C.C.C. From the recent court case in relation the Adare / Rathkeale District following the local elections be provided. This breakdown to include and specify any expenditure to any third party.**

By way of background an unsuccessful candidate in the Adare – Rathkeale Local Electoral Area obtained a Court Order under Article 93 of the Local Elections Regulations to inspect invalid ballot papers.

Following the inspection, I can advise that the Applicant in the proceedings made an application to the Court to withdraw their petition. Limerick City and County Council did not oppose that application. The Applicant made no application for costs and Limerick City and County Council did not seek costs against the applicant. The withdrawal of the application and discontinuation of proceedings is a positive outcome for Limerick City and County Council. A continuation of proceedings and hearing of evidence in the Circuit Court would likely amount to a costly undertaking. The petitioner acknowledged that the Returning Officer dealt with their concerns regarding the integrity of the vote in an open and transparent manner. It was acknowledged by the Judge in this matter that it was important for democracy that Elections be open and transparent and that the system was shown to be open, transparent and robust. In line with standard fees LCCC anticipates paying legal costs of €10,000 plus VAT. No payment has been made at this stage.

**Signed: *Laura Flannery***

**Laura Flannery,  
SEO – Corporate Services, Governance and Customer Services**

**Date: 2 September 2024**