

**FAMILY HOME PROTECTION ACT 1976, FAMILY LAW ACT 1981, JUDICIAL
SEPARATION AND FAMILY LAW REFORM ACT 1989 AND THE FAMILY LAW
ACT 1995 AND THE DIVORCE ACT 1996**

**STATUTORY DECLARATION THAT PROPERTY IS NOT A FAMILY HOME
WHERE IT IS OWNED BY A COMPANY.**

I, **Alan Costello** of Rear Clontarf Bay, Clontarf Road, Dublin 3 aged 18 years and upwards
SOLEMNLY AND SINCERELY DECLARE as follows:

1. This Declaration relates to the properties known as Apartment 1-24, Aldborough Court, 1-4 North Strand, Dublin 1 and Retail Units 1 and 2, Aldborough Court, 1-4 North Strand, Dublin 1 being the property more particularly described in Folios 141177F, 9935 and 10679 of the Register County Dublin (hereinafter called "the property"). The property is owned by Alan Costello Builders Limited (hereinafter called "the company") of which I am a director.
2. The property is not a family home within the meaning of that term in the Family Home Protection Act, 1976 as amended by the Family Law Act 1995. No married couple has ordinarily resided therein since the company acquired an interest in the property. No Lease, Letting Agreement, Tenancy Agreement, License or similar agreement has been made by the company which would entitle any person to reside in the property. No officer, director, member, tenant, invitee or licensee of the company has ever resided therein.
3. None of the provisions of the Family Law Act, 1981 (hereinafter called "the Act of 1981") apply to the property because the property is owned by the company which is incapable of entering into an engagement to marry, and no proceedings of any kind have been threatened or instituted in relation to the property under any of the provisions of the Act of 1981.
4. No proceedings of any kind have been instituted or threatened, and no application or order of any kind has been made, in relation to the property under any of the provisions of the Judicial Separation and Family Law Reform Act, 1989 (hereinafter called "the Act of 1989"), or the Family Law Act, 1995 (hereinafter called "the Act of

1995") and the assurance of the property to the party or parties mentioned in paragraph 7 hereof is not a disposal for the purposes of defeating a claim for financial relief (as defined in section 29 of the act of 1989) or relief (as defined in Section 35 of the 1995 Act or the Family Law Divorce Act 1996).

5. The property is not subject to any trust, license, tenancy or proprietary interest in favour of any person or body corporate arising by virtue of any arrangement, agreement or contract entered into by the company, or of any direct or indirect financial or other contribution to the purchase thereof, or by operation of law, or otherwise, and the property is held free from encumbrances.
6. I understand the effect and import of this Declaration which has been fully explained to me by the Company's solicitor, and I am authorised by the Company to make this Declaration.
7. I make this Solemn Declaration conscientiously believing it to be true for the satisfaction of the various purchasers and mortgagees from Alan Costello Builders Limited who have purchased/charged the lands acquired by Alan Costello Builders Limited and comprised in the above mentioned Folio and pursuant to the provisions of the Statutory Declarations Act, 1938.

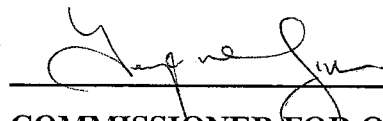
DECLARED before me by the said

Alan Costello ~~who is personally known~~

~~to me~~ (or who is identified to me by

Sean Twomey who is personally known
to me)

at 5 Upper Fitzwilliam Street Dublin 2
this 28th day of November 2003 ²⁰⁰³



COMMISSIONER FOR OATHS/
PRACTISING SOLICITOR

**STATUTORY DECLARATION THAT
PROPERTY IS NOT A FAMILY HOME
WHERE IT IS OWNED BY A COMPANY.**

ALAN COSTELLO BUILDERS LIMITED



We hereby certify that the within
has been compared with and is a
true copy of the original.

Dated the *20th* day of *December 2005*

Signed *Eugene F. Collins*

EUGENE F. COLLINS
Solicitors,
Temple Chambers
3 Burlington Road, Dublin 4.

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Solicitors,
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Dublin 4.