



An  
Bord  
Pleanála

**Board Direction**  
**BD-005792-20**  
**ABP-306213-19**

The submissions on this file and the Inspector's report were considered at a Board meeting held on 20/05/2020.

The Board decided to treat this case under section 139 of the Planning and Development Act, 2000. The Board also decided, based on the Reasons and Considerations set out below, that the planning authority be directed, as follows:

Remove condition number 7

### **Reasons and Considerations**

Having regard to the nature of the proposed and previously permitted uses of the floor area the subject of the permitted change of use, to the lack of any material intensification of demand on existing infrastructure or requirement for new or upgraded infrastructure arising from the permitted change of use, and to the provisions of s.12(g) of the adopted Kildare County Council Development Contribution Scheme, 2015-2022 which provides for a 100% reduction in contribution charges where the development does not lead to the need for new or upgraded infrastructure/services or significant intensification of demand placed on existing infrastructure, it is considered that the provisions of the adopted contribution scheme have not been properly applied such that Condition No. 7 attached to Planning Ref. 191068 should be omitted in its entirety.

**Board Member:**

**Date:** 20/05/2020

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Paul Hyde