



An
Bord
Pleanála

Board Direction
BD-005967-20
ABP-306786-20

The submissions on this file and the Inspector's report were considered at a Board meeting held on 18/06/2020.

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:

Amend **condition number 23** as follows

No units shall be occupied prior to the completion of the traffic calming and upgrades on regional road R614 as permitted under planning register reference number 18/6579.

Reasons and Considerations

The applicant does not have sufficient interest to undertake works on 3rd party lands and has no remit in the taking in charge of a separate development. The provisions as set out in the second sentence of the condition as proposed are, therefore, ultra vires.

Board Member:

Date: 18/06/2020

Chris McGarry