



Planning and Development Acts 2000 to 2019

Planning Authority: Donegal County Council

Planning Register Reference Number: 19/50506

Appeal by Brendan and Caroline Boyle of Errity, Manorcunningham, Letterkenny, County Donegal against the decision made on the 12th day of September, 2019 by Donegal County Council to grant subject to conditions a permission to Mark Boyle care of Gareth Rodgers of Moneyhaughley, Manorcunningham, County Donegal.

Proposed Development: Construction of a dwellinghouse with domestic garage and all associated siteworks including connection to public foul sewer, at Errity Churchland, Manorcunningham, Letterkenny Post Office, County Donegal.

Decision

DISMISS the said appeal under subsection (1)(b)(i) of section 138 of the Planning and Development Act, 2000, based on the reasons and considerations set out below.

Matters Considered

In making its decision, the Board had regard to those matters to which, by virtue of the Planning and Development Acts and Regulations made thereunder, it was required to have regard. Such matters included any submissions and observations received by it in accordance with statutory provisions.

Reasons and Considerations

The Board is satisfied that, in the particular circumstances, the appeal should not be further considered by it having regard to the nature of the appeal which relates to matters regarding legal issues of title and encroachment. The matters of title and encroachment are specifically legal matters, and the resolution of these matters does not come within the remit of the Board.

Stephen Bohan

Member of An Bord Pleanála

duly authorised to authenticate

the seal of the Board.

Dated this day of 2020.