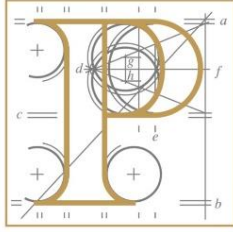


306397



An
Bord
Pleanála

Board Order
ABP-306397-20

Planning and Development Acts 2000 to 2019

Planning Authority: Sligo County Council

Planning Register Reference Number: PL 19/91

WHEREAS a dispute has arisen between Sligo County Council and Edward Kilcullen care of Armstrong Reape Architectural Services of Charter House, Linenhall Street, Castlebar, County Mayo, under section 96 of the Planning and Development Act 2000, as amended, in relation to the making of an agreement in relation to Part V of the Planning and Development Act 2000, as amended, as required by condition number 6 of planning register reference number PL 19/91:

AND WHEREAS the dispute was referred to An Bord Pleanála by Anthony O'Hora care of T. O'Hora (Ballina) Limited of Station Road, Ballina, County Mayo on the 9th day of January, 2020:

AND WHEREAS An Bord Pleanála, in considering this referral, had regard particularly to -

- (a) section 96 of the Planning and Development Act, 2000, as amended,
- (b) the Ministerial Guidelines on implementation of Part V issued under section 28 of the Planning and Development Act, 2000, as amended,
- (c) Circular: Housing 33 of 2015, issued by the Department of Environment, Community and Local Government, on the 31st of August, 2015,
- (d) the provisions of the Sligo County Development Plan 2017-2023,
- (e) the planning history of the site,
- (f) the Inspector's Report, and
- (g) correspondence and submissions made in connection with the case:

AND WHEREAS An Bord Pleanála has concluded that -

- (a) Planning register reference number PL 19/91 is a stand-alone planning application which is not a variation of any previous permissions on this site,
- (b) the Part V obligation falls to be considered de novo, without reference to any previous permission on the site and in accordance with current legislative provisions and guidance, and

- (c) the percentage of land that must be provided for social housing in the housing development is 10%:

NOW THEREFORE An Bord Pleanála, in exercise of the powers conferred on it by section 96(5) of the Planning and Development Act 2000, as amended, hereby determines that, in relation to the making of an agreement in relation to Part V of the Planning and Development Act 2000, as amended, as required by condition number 6 of planning register reference number PL 19/91, the percentage of land that must be provided for social housing in the housing development is 10%.

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.

John Connolly
Member of An Bord Pleanála
duly authorised to authenticate
the seal of the Board.

Dated this day of 2020.