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**Planning and Development Acts 2000 to 2019**

**Planning Authority: Cork City Council**

**Planning Register Reference Number: T.P. 19/38982**

**Appeal** by JD Sports Fashion care of Sheehan Planning of 44 Balnagowan, Palmerstown Park, Dartry, Dublin against the decision made on the 17<sup>th</sup> day of February, 2020 by Cork City Council to grant subject to conditions a permission in accordance with plans and particulars lodged with the said Council.

**Proposed Development:** Permission for development at the Savoy Centre. The development will consist of the following amendments to the previously permitted permission granted under planning register reference number 19/38450, an increase in the size and configuration of a cupboard containing a fire detection panel located behind the central column of the shopfront from 0.5 square metres to 1.0 square metre.; and the installation of internal illumination (14.7 square metres) along the fascia and soffit return panels of the shopfront. Permission was sought for similar internal illumination under planning register reference number 19/38450 but was omitted by way of a planning condition. The proposed internal illumination has been reduced in depth from 1345 mm under permission granted under planning register reference number 19/38450 to 795 mm in this planning application. The works are confined to the ground floor, at the Savoy Centre located at Saint Patrick's

Street/Drawbridge Street/William Street and numbers 111-112 (former A-wear Unit), Saint Patrick's Street., Cork.

## **Decision**

**Having regard to the nature of the conditions the subject of the appeal, the Board is satisfied that the determination by the Board of the relevant application as if it had been made to it in the first instance would not be warranted and, based on the reasons and considerations set out below, directs the said Council under subsection (1) of section 139 of the Planning and Development Act, 2000 to ATTACH condition number 3 and the reason therefor.**

## **Reasons and Considerations**

Having regard to the nature and scale of the proposed development, the existing pattern of development in the area and the provisions of the Cork City Development Plan 2015-2021, it is considered that the modification to the proposed development, as required by the planning authority in its imposition of condition number three, was warranted, and that the proposed development, without the inclusion of condition number three, would detract from the architectural and visual amenities of the area, would detract from the streetscape, and would, therefore, be contrary to the provisions of the Development Plan and not be in accordance with the proper planning and sustainable development of the area.

## **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.

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**Terry Prendergast**  
**Member of An Bord Pleanála**  
**duly authorised to authenticate**  
**the seal of the Board.**

**Dated this            day of            2020.**