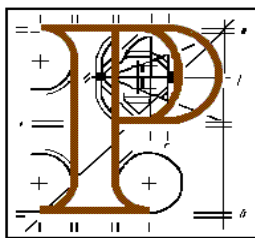


An Bord Pleanála



Board Direction

Ref: PL93.246027

The submissions on this file and the Inspector's report were considered at a Board meeting held on May 9th 2016.

The Board treated this case under section 48 of the Planning and Development Act, 2000, as amended. The Board also decided that the planning authority be directed, as follows:

Remove condition 3.

Reasons and Considerations

It is considered that the terms of the Development Contribution Scheme were incorrectly interpreted in respect of condition number 3

the Board considered that the planning authority failed to justify the imposition of Condition 3 under Section 48(2)c of the Act and furthermore the condition failed to comply with the wording of Section 48 (12)

In deciding not to accept the recommendation of the Inspector, the Board considered that the Planning Authority failed to justify the basis for the imposition of the condition.

Board Member: _____

Paul Hyde

Date: 09.05.16