



An  
Bord  
Pleanála

**Board Direction**  
**PL09.248439**

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The submissions on this file were considered at a Board meeting held on June 27<sup>th</sup> 2017.

The Board decided that, having regard to the nature of the appeal, and the response to the appeal from the planning authority, received on the 6<sup>th</sup> day of June 2017, it was appropriate for the Board to make a decision without the need for an Inspector's report and recommendation.

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

Remove condition number 6, and the reason therefor, for the following Reasons and Considerations.

### **Reasons and Considerations**

The Board is satisfied that the terms of the Kildare County Council Development Contribution Scheme 2015 – 2022 were not properly applied in this case, because the development involved the change of use of an existing premises, in respect of which development contributions had previously been paid, and where the development did not lead to the need for new or upgraded infrastructure/services or significant intensification of demand placed on existing infrastructure. Accordingly, the exemption provided for in the Scheme at paragraph 12(g) should have been given.

**Board Member:**

**Date:** 27<sup>th</sup> June 2017

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Philip Jones