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Bord  
Pleanála

**Board Direction**  
**BD-002053-19**  
**ABP-301400-18**

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The submissions on this file and the Inspector's report were considered at a Board meeting held on January 8<sup>th</sup> 2019.

The Board treated this case under section 48 (2)(c) of the Planning and Development Act, 2000, as amended. The Board also decided, generally in accordance with the Inspector's recommendation, that the planning authority be directed to remove condition no. 4, for the reasons and considerations set out below.

### **Reasons and Considerations**

It is considered that sufficient evidence has not been provided by the planning authority to establish that specific and exceptional costs would be incurred by the authority in providing public open space, over and above the provision of public open space provided for under the Dublin City Council Development Contribution Scheme, that would specifically benefit the proposed development, and accordingly the imposition of the financial contributions set out in condition number 4 would not come within the scope of Section 48 (2) (c) of the Planning and Development Act, 2000, as amended.

**Board Member**

**Date:** 8<sup>th</sup> January 2019

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Philip Jones