



An  
Bord  
Pleanála

**Board Direction**  
**BD-002737-19**  
**ABP-302138-18**

The submissions on this file and the Inspector's report were considered at a Board meeting held on 03/04/2019.

The Board determined that, based on the information before it, the site is not a vacant site within the meaning of the Urban Regeneration and Housing Act, 2015, for the following reasons and considerations.

#### Reasons and Considerations

Having regard to:

- (a) The information submitted to the Board by the Planning Authority in relation to the entry of the site on the Vacant Sites Register,
- (b) The grounds of appeal submitted by the appellant, as amended,
- (c) The report of the Inspector, and
- (d) Section 5(2) of the Act

the area of land identified by the planning authority includes a person's home, as defined in section 5(2) of the Act, and, therefore, does not comply with the definition of a site for the purpose of section 5 of the Act.

In deciding not to accept the Inspector's recommendation that the site was a vacant site for the 12 months concerned, the Board noted that the area of land identified by the planning authority includes a person's home, as defined in section 5(2) of the

Act, and, therefore, does not comply with the definition of a site for the purpose of section 5 of the Act.

**Board Member**

**Date:** 03/04/2019

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John Connolly