



An
Bord
Pleanála

Board Direction
ABP-303704-19

The submissions on this file and the Inspector's report were considered at a Board meeting held on 21/05/2019.

The Board decided, as set out in the following Order, that

Board Order as follows:-

WHEREAS a question has arisen as to whether the use of an existing permitted outdoor pursuits area (PL03/419 refers) for clay pigeon shooting is or is not development or is or is not exempted development:

AND WHEREAS the said question was referred to the Board by Longford County Council on 12th February 2019:

AND WHEREAS An Bord Pleanála, in considering this referral, had regard particularly to –

- (a) Section 3 and 4 of the Planning and Development Act, 2000, as amended,
- (b) Article 6 of the Planning and Development Regulations, 2001, as amended,
- (c) Class 33 of Parts 1 of Schedule 2 to the Planning and Development Regulations, 2001, as amended,

(d) the planning history of the site:

AND WHEREAS An Bord Pleanála has concluded that:

- (a) The use of the lands, to which PA ref. 03/419 and PL 14.206562 refers is for a racing track as a kart facility and outdoor pursuits area.
- (b) Clay pigeon shooting is not expressly permitted in the planning permissions granted in respect of the site.
- (c) Clay pigeon shooting gives rise to impacts in relation to noise and environmental impacts and comprises a material change of use,
- (d) Clay pigeon shooting does not come within the scope of Class 33 of Part 1 of Schedule 2 of the Planning and Development Regulations 2001 (as amended), *Development for amenity or recreational purposes*, as it involves the use of firearms.

NOW THEREFORE An Bord Pleanála, in exercise of the powers conferred on it by section 5 (4) of the 2000 Act, hereby decides that the use of an existing permitted outdoor pursuits area (PL03/419 and PL14.206562) for clay pigeon shooting is development and is not exempted development.

Board Member:

Terry Prendergast

Date: 21/05/2019