



An  
Bord  
Pleanála

**Board Direction**  
**BD-003985-19**  
**ABP-303901-19**

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The submissions on this file and the Inspector's report were considered at a Board meeting held on 9/9/2019.

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 12

Reasons and Considerations, as per Inspector's recommendation as follows.

### **Reasons and Considerations**

It is considered that condition 12 attached to the planning permission granted to application 18/7273 fails to comply with the provisions of Section 48(2)(c) of the Planning and Development Act, 2000 – 2019, insofar as the Planning Authority has not demonstrated that the proposal would result in it incurring specific exceptional infrastructural costs, which would not be covered by its General Development Contribution Scheme and which would benefit the proposal. Accordingly, the retention of condition 12 would be contrary to the proper planning and sustainable development of the area.

**Board Member:**

**Date:** 09/09/2019

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Paul Hyde