



An  
Bord  
Pleanála

**Board Direction**  
**BD-005381-20**  
**ABP-305951-19**

The submissions on this file and the Inspector's report were considered at a Board meeting held on 11/03/2020.

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 no. 2

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

The Limerick City and County Development Contribution Scheme 2017-2021 provides for exemptions from the requirement to pay a development contribution in respect of internal layout changes where no additional floor area is proposed; a change of use where the development would not lead to a need for new/upgraded infrastructure/services or a significant intensification of demand for existing services; or where a development contribution has previously been paid in respect of the existing use.

While it was noted correctly by the planning authority at the time of the assessment of the application that no details had been submitted by the applicant indicating that contributions were ever paid with regard to this development, the applicant has since submitted documentation with the planning appeal received by An Bord Pleanála on the 19<sup>th</sup> November 2019, that a development contribution previously levied and

relating to this development has been paid. The development, therefore, is exempt from a development contribution in accordance with the current Development Contributions Scheme.

**Board Member:**

**Date:** 12/03/2020

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Chris McGarry