



An  
Bord  
Pleanála

**Board Direction**  
**BD-005272-20**  
**ABP-305998-19**

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The submissions on this file and the Inspector's report were considered at a Board meeting held on 02/03/2020.

The Board decided, in accordance with Section 48 of the Planning and Development Act, 2000 (as amended) and based on the Reasons and Considerations set out below, that the planning authority be directed, as follows:

Remove condition number 2

### **Reasons and Considerations**

Having regard to the provisions of the Kilkenny County Council Development Contribution Scheme 2015-2017 which includes an exemption for masts and antennae and other apparatus/equipment for communication purposes that form part of the National Broadband Scheme or a subsequent endorsed initiative as defined by the Department of Communication, Energy and Natural Resources, it is considered that the proposed development constitutes a development for communications purposes

which fulfils the requirement set out in the Development Contribution Scheme and that the terms of the scheme have not been properly applied.

**Board Member:**

**Date:** 02/03/2020

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Terry Prendergast