



An
Bord
Pleanála

Board Direction
BD-005754-20
ABP-306153-19

The submissions on this file were considered at a Board meeting held on 15/05/2020.

The Board decided to grant leave to apply for substitute consent, generally in line with the inspector's recommendation, based on the reasons and considerations set out below.

Reasons and Considerations

Having regard to Section 177D, Planning and Development Act 2000, as inserted by Section 57 of the Planning and Development (Amendment) Act 2010, the Board is satisfied that:

- a) an appropriate assessment was required in respect of the development concerned, and
- b) exceptional circumstances exist such that the Board considers it appropriate to permit the opportunity for regularisation of the development by permitting an application for substitute consent.

In this regard, the Board considered that –

- the regularisation of the development would not circumvent the purpose or objectives of the Environmental Impact Assessment or Habitats Directive; and

- the ability to carry out EIA and AA and provide for public participation has not been substantially impaired.

Board Member:

Date: 15/05/2020

Dave Walsh