



An  
Bord  
Pleanála

**Board Direction**  
**BD-007685-21**  
**ABP-307362-20**

The submissions on this file and the Inspector's report were considered at a Board meeting held on 11/03/2021.

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:

Amend condition 7 as follows.

7 Having regard to the nature of the proposed agricultural use of the development, the provisions of Section 12 (n) of the adopted Kildare County Council Development Contribution Scheme, 2015-2022, which provides for an exemption for the development of agricultural structures up to 600 square metres, where no exemption has previously been applied, it is considered that the provisions of the adopted contribution scheme have not been properly applied such that Condition Number 7, attached to Planning Authority reference number 20/42 should be amended, and limited to the floor area in excess of the 600 square metre exemption, which amounts to 9.33 sq. m. in floor area, which would amount to a revised Development Contribution of €93.30.

**Reason:** It is considered reasonable that the development should make a contribution in respect of public infrastructure and facilities benefiting development in the area of the Planning Authority.

## **Reasons and Considerations,**

Having regard to

(a) the general arrangements regarding payment of development contributions and implementation of the scheme.

(b) the extent of existing and permitted agricultural developments on the landholding.

(c) the provisions of the Kildare County Development Contributions Scheme, specifically Section 12 (n),

(d) to the nature of the proposed agricultural use of the development, the provisions of Section 12 (n) of the adopted Kildare County Council Development Contribution Scheme, 2015-2022, which provides for an exemption for the development of agricultural structures up to 600 square metres, where no exemption has previously been applied,

The Board considered that the provisions of the adopted contribution scheme have not been properly applied such that Condition Number 7, attached to Planning Authority reference number 20/42 should be amended, and limited to the floor area in excess of the 600 square metre exemption.

**Board Member:**

**Date:** 11/03/2021

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Paul Hyde