Board Direction
ABP-307667-20

The submissions on this file and the Inspector's report were considered at a Board meeting held on 17/01/2022.

WHEREAS a question has arisen as to whether various works that have been carried out at Trinity Hall, Dartry, Dublin 6, namely:-

    (a)   An increase in the floor area of Building 2 of 1,029m² compared to what was approved;   and

    (b)   An increase in the floor area of Building 3 of 1,342m² compared to what was approved

are or are not development and, if they are development, whether they are or are not exempted development for the purposes of the Planning and Development Acts:

AND WHEREAS Mr. James F. Kenny requested a declaration on this question from Dublin City Council and the Council issued a declaration on the 23rd day of June 2020 stating that the matter was not development:

AND WHEREAS referred this declaration for review to An Bord Pleanála on the 20th day of July 2020:

AND WHEREAS An Bord Pleanála, in considering this referral, had regard particularly to –

(a) Section 2(1) of the Planning and Development Act, 2000, as amended,

(b) Section 3(1) of the Planning and Development Act, 2000,

(c) Section 4(1) of the Planning and Development Act, 2000, as amended,

(d) article 6 and article 9 of the Planning and Development Regulations, 2001, as amended,

(e) the planning history of the site,

(f) the legal history of the site,

(g) the pattern of development in the area:

AND WHEREAS An Bord Pleanála has concluded that:

(a) An increase in the floor area of Building 2 of 1,029m^2 compared to what was approved;   and

(b) An increase in the floor area of Building 3 of 1,342m^2 compared to what was approved

at Trinity Hall, Dartry, Dublin 6, constitutes development.

NOW THEREFORE An Bord Pleanála, in exercise of the powers conferred on it by section 5(3)(a) of the 2000 Act, hereby decides that various works that have been carried out at Trinity Hall, Dartry, Dublin 6, is development and is not exempted development.

Board Member: _____ **Date:** 18/01/2022

Paul Hyde