

An
Bord
Pleanála

Board Direction
BD-008374-21
ABP-308598-20

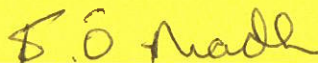
The submissions on this file and the Inspector's report were considered at a Board meeting held on 31/05/2021.

The Board decided to refuse permission, generally in accordance with the Inspector's recommendation, for the following reasons and considerations.

Reasons and Considerations

Having regard to the planning history on the site, including the substitute consent granted by An Bord Pleanála under reference number SU08.SU0028 on the 2nd day of March 2017, which was accompanied by a remedial Environmental Impact Statement and was subject to Environmental Impact Assessment, it is considered that the subject application includes retention of development of extraction of sand and gravel and associated works, and that the development, the subject of the application, would have a requirement for a screening determination for Environmental Impact Assessment if it had been made in respect of development before it was commenced. Accordingly, by reason of Section 34 (12) of the Planning and Development Act 2000, as amended, the Board is precluded from granting planning permission.

Board Member


Terry Ó Niadh

Date: 31/05/2021

Note:

The Board noted the Planning Authority's reasons for refusal in their Schedule 1(b) and shared the concerns identified by the Planning Authority. However, given the substantive reason for refusal identified above, it was decided not to pursue these matters further in the context of the current appeal.