



An  
Bord  
Pleanála

**Board Direction**  
**ABP-309500-21**

The submissions on this file and the Inspector's report were considered at a Board meeting held on 26/01/2022.

The Board decided, as set out in the following Order, that

Board Order as follows:-

**WHEREAS** a question has arisen as to whether the roof repair works comprising re-slating the side (east) aisle of the Church of the Assumption, Booterstown Avenue, Blackrock, County Dublin (a protected structure) is or is not development and is or is not exempted development:

**AND WHEREAS** Reverend Gerry Kane requested a declaration on this question from Dún Laoghaire-Rathdown County Council and the Council decided to issue a declaration on the 26<sup>th</sup> day of January 2021 stating that the matter was development and was not exempted development:

**AND WHEREAS** Reverend Gerry Kane referred this declaration for review to An Bord Pleanála on the 22<sup>nd</sup> day of February 2021:

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

- (a) sections 2(1), 3(1), 4(1)(h), and 57(1) of the Planning and Development Act, 2000, as amended,
- (b) the status of the Church of the Assumption as a protected structure in the Record of Protected Structures in the Dún Laoghaire-Rathdown County Development Plan 2016–2022,
- (c) the planning history of the site, and
- (d) the pattern of development in the area:

**AND WHEREAS** An Bord Pleanála has concluded that the roof repair works comprising the re-slating of the side (east) aisle of the Church of the Assumption is development and is exempted development as the works undertaken would not materially affect the external appearance of the Church so as to render its appearance inconsistent with the character of the structure or of neighbouring structures, and would not materially affect the character of the Church, a protected structure, or any element of the protected structure which contributes to its special architectural, historical, archaeological, artistic, cultural, scientific, social or technical interest.

**NOW THEREFORE** An Bord Pleanála, in exercise of the powers conferred on it by section 5 of the Planning and Development Act 2000, as amended, hereby decides that the works as described is development and is exempted development.

**Board Member:**

Maria Fitzgerald  
Maria FitzGerald

**Date:** 26/01/2022