



An
Bord
Pleanála

Board Direction
BD-011287-22
ABP-310086-21

The submissions on this file and the Inspector's initial report and supplementary report were considered at a Board meeting held on 20/09/2022. The Board meeting followed an earlier Board meeting in which the submissions on this file and the Inspector's initial report were considered on 13/05/2022 and deferred for further consideration and for further assessment by the inspector.

Under Section 5(4) of the Planning and Development Act 2000, as amended, the Board considered the question as to what is or is not development or exempted development, being a question that was made originally to the planning authority under section 5(1) of that Act and where the planning authority referred the question to the Board for decision.

The Board decided to dismiss the referral under section 138(1)(b) of the Planning and Development Act 2000, as amended, based on the following reasons and considerations.

Reasons and Considerations

Having regard to the question referred to the Board by the planning authority which included information provided by the person who made the request for a declaration to the planning authority, to the submissions received and the inspectors reports and noting the response provided to the planning authority by the stated owner and operator of the Gneevs windfarm (Brookfield Renewable Ireland Limited), it is considered that the nature of the referred question dealing with a part of