



An
Bord
Pleanála

Board Direction
BD-009911-22
ABP-311173-21

The submissions on this file and the Inspector's report were considered at a Board meeting held on 02/02/2022.

The Board, in accordance with section 48 of the Planning and Development Act, 2000, as amended, considered, based on the reasons and considerations set out below, that the terms of the Development Contribution Scheme for the area had not been properly applied in respect of condition number 10 and directs the Planning Authority to remove condition number 19 based on the Reasons and Considerations set out below:

Remove condition number 10.

Reasons and Considerations

It is considered that the Planning Authority incorrectly applied the terms of the Kildare County Council Development Contribution Scheme 2015-2022, including Section 8 (ii) which provides that no development contributions arise in relation to domestic extensions of 40 m² or less and Section 12 (g) which provides that no development contributions are payable for a proposed change of use where no new/upgraded services or infrastructure or significant intensification of demand on existing infrastructure arises.

Board Member:

Maria Fitzgerald

Maria FitzGerald

Date: 02/02/2022