

An  
Bord  
Pleanála

**Board Direction**  
**BD-010403-22**  
**ABP-311369-21**

The submissions on this file and the Inspector's report were considered at a Board meeting held on 30/03/2022.

The Board treated this case under section 48 of the Planning and Development Act, 2000, as amended. The Board also decided that the planning authority be directed, as follows:

Remove condition no 8

Reasons and Considerations, as per Inspector's recommendation as follows.

### **Reasons and Considerations**

Having regard to the:

- a) Laois County Council Development Contribution Scheme 2017 – 2023, which includes a reduction of 100% for 'Telecommunications Development consisting of masts and antennae, dish and other apparatus/equipment for communication purposes which form part of the National Broadband Scheme (NBS) or a subsequent Government endorsed initiative as defined by the Department of Communication, Energy and Natural Resources (DCENR]'
- b) Circular Letter 07/12 issued from the Department of the Environment, Community and Local Government and Circular and PL03/2018 issued by the Department of Housing, Planning and Local Government under Section 28 of the Planning and Development Act 2000 (as amended), which requires that planning authorities revise their development contribution schemes in order that a waiver be provided for

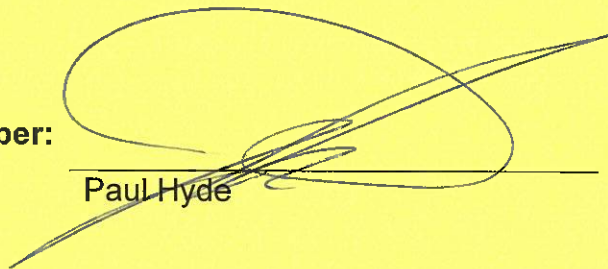
broadband and mobile phone infrastructure (masts and antennae) being deployed as part of a Government endorsed telecommunications strategy, plan of initiative from the requirement to pay development contributions and

c) The information submitted in support of this appeal,

it is considered that the proposed development constitutes infrastructure and equipment for communication purposes that form part of a government endorsed telecommunications strategy for the roll out of broadband and mobile services, and that the payment of the contribution should therefore not be required.

The condition requiring the payment of the contribution should therefore be removed in order to comply with Section 48(2)(c) of the Planning and Development Act 2000, as amended.

**Board Member:**



Paul Hyde

**Date:** 30/03/2022