



An
Bord
Pleanála

Board Direction
BD-015201-24
ABP-313545-22

The submissions on this file and the Inspector's report were considered at a Board meeting held on 25/01/2024.

The Board considered:

- (a) the objections made to the compulsory acquisition,
- (b) the report of the Inspector
- (c) the purpose of the compulsory order
- (d) the constitutional and Convention protection afforded to property rights
- (e) the public interest and
- (f) the documents and submissions on file generally

The Board decided not to grant consent to the compulsory acquisition at this time for the following reasons and considerations.

Reasons and Considerations

Notwithstanding the current neglected, unsightly and objectionable condition of the site, which detracts to a material degree from the amenity, character and appearance of land in the neighbourhood and the evidence of the engagement and ongoing efforts by the notice

parties to seek to address the issues of dereliction and to bring the property back into use, the Board decided that the acquisition of the site by the Local Authority is not necessary, at this time, to render the site non-derelict and to prevent it continuing to be a derelict site, and that it would, therefore, be appropriate to refuse consent for the compulsory acquisition of the site.

The Board agreed with the Inspector that the property was neglected and unsightly but in deciding not to accept the Inspector's recommendation considered that the planning permission granted in October 2022 was sufficient evidence of engagement and effort by the notice parties to address the issues of dereliction.

Board Member



Mick Long

Date: 25/01/2024