



An
Bord
Pleanála

Board Direction
BD-016960-24
ABP-314209-22

The submissions on this file were considered at a Board meeting held on 09/07/2024.

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

Reasons and Considerations

The Board concluded, generally in agreement with the inspector's assessment, that the Judgement of Heslin J in *Narconon Trust v An Bord Pleanála & Others* has applicability in the instance of the subject referral case. The Board noted the previous determinations of Clare County Council in relation to substantially the same question and in respect of the same land have been declared as development which is exempted development and there has been no change in the planning facts or circumstances since the previous determinations were made that would have relevance to the referral case now before the Board. The Board is therefore satisfied that, in the particular circumstances, the referral should not be further considered by it.

Board Member:


Patricia Calleary

Date: 11/07/2024