



An  
Bord  
Pleanála

**Board Direction**  
**BD-014794-23**  
**ABP-314334-22**

The submissions on this file and the Inspector's report were considered at a Board meeting held on 05/12/2023.

The Board decided, as set out in the following Order, that

**WHEREAS** a question has arisen as to whether the use of an upstairs room for a sessional Montessori class at Perrystown Community Centre, Limekiln Lane, Perrystown, Dublin 12 is or is not development or is or is not exempted development:

**AND WHEREAS** Linda Kiernan requested a declaration on this question from South Dublin County Council and the Council issued a declaration on the 26<sup>th</sup> day of July, 2022 stating that the matter was development and was not exempted development:

**AND WHEREAS** Linda Kiernan referred this declaration for review to An Bord Pleanála on the 9<sup>th</sup> day of August, 2022:

**AND WHEREAS** An Bord Pleanála, in considering this referral, had regard particularly to –

- (a) Sections 2(1) and 3(1)(a) of the Planning and Development Act, 2000, as amended,

- (b) Articles 10(1) and 10(2) of the Planning and Development Regulations, 2001, as amended,
- (c) Classes 8(b), 8(c) and 10(f) of Part 4 of Schedule 2 of the Planning and Development Regulations, 2001, as amended,
- (d) the planning history of the Community Centre;
- (e) the nature and scale of the use of the Community Centre; and
- (f) relevant precedent referrals and judgements.

**AND WHEREAS** An Bord Pleanála has concluded that:

- (a) The proposed use is a material change in the use of the Community Centre being development that would give rise to significant additional impacts in planning terms; and
- (b) The proposed material change in the use of the Community Centre would not come within the scope of exempted development under Article 10(1) as it would not consist of a change of use within Class 10 of Part 4 of Schedule 2 of the said Regulations.

**NOW THEREFORE** An Bord Pleanála, in exercise of the powers conferred on it by section 5(3)(a) of the 2000 Act, hereby decides that the use of an upstairs room for a sessional Montessori class at Perrystown Community Centre, Limekiln Lane, Perrystown, Dublin 12 is development and is not exempted development.

**Board Member:**



Joe Boland

**Date:** 06/12/2023