

An
Bord
Pleanála

Board Direction
BD-011677-23
ABP-314466-22

The submissions on this file and the Inspector's report were considered at Board meetings held on 28/10/2022 and 23/01/23.

REQUEST received by An Bord Pleanála on the 29th day of August 2022 Roscommon County Council under section 146B of the Planning and Development Act, 2000, as amended, to alter the terms of a N5 Ballaghaderreen to Scramoge Proposed Road Development approved under section 51 of the Roads Act, 1993, as amended.

WHEREAS the Board made a decision to approve the proposed development, subject to conditions, for the above-mentioned development by order dated the 16th day of January, 2019

AND WHEREAS the proposed alteration is described as follows:

Active Travel Proposals

AND WHEREAS the Board decided, in accordance with section 146B(2)(b) of the Planning and Development Act 2000, as amended, not to invite submissions or observations from the public in relation to whether the proposed alteration would constitute the making of a material alteration to the terms of the development concerned,

AND WHEREAS the Board decided, in accordance with section 146B(2)(a) of the Planning and Development Act 2000, as amended, that the proposed alterations would not result in a material alteration to the terms of the development, the subject of the approval,

AND WHEREAS having considered all of the documents on file and the Inspector's report, the Board considered that the making of the proposed alteration would not be likely to have significant effects on the environment or on any European Site,

NOW THEREFORE in accordance with section 146B(3)(a) of the Planning and Development Act, 2000, as amended, the Board hereby alters the abovementioned decision so that the approved development shall be altered in accordance with the plans and particulars received by An Bord Pleanála on the 29th day of August 2022, as amended by the further plans and particulars received by An Bord Pleanála on the 9th day of December 2022, for the reasons and considerations set out below.

MATTERS CONSIDERED

In making its decision, the Board had regard to those matters to which, by virtue of the Planning and Development Acts and Regulations made thereunder, it was required to have regard.

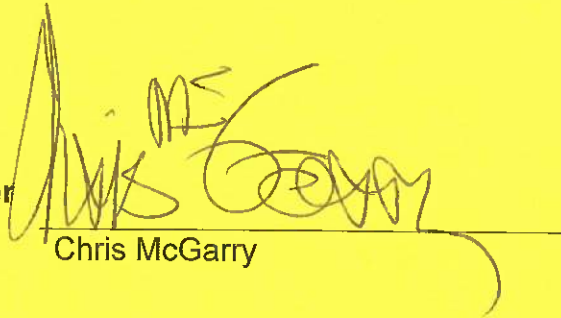
REASONS AND CONSIDERATIONS

Having regard to:

- (i) the nature and scale of the proposed road development approved under An Bord Pleanála reference number ABP 300493-17,
- (ii) the limited nature and scale of the alterations when considered in relation to the overall permitted development
- (iii) the examination of the environmental impact, including in relation to Natura 2000 sites, carried out in the course of that application,
- (iv) the absence of any significant new or additional environmental concerns (including in relation to Natura 2000 sites) arising as a result of the proposed alterations, and
- (v) the report of the Board's inspector, which is adopted,

It is considered that the proposed alterations would not be material. In accordance with section 146B(3)(a) of the Planning & Development Act, as amended, the Board hereby makes the said alterations.

Board Member



Chris McGarry

Date: 23/01/2023

