



An
Bord
Pleanála

Board Direction
BD-015078-24
ABP-314570-22

The submissions on this file and the Inspector's report were considered at a Board meeting held on 15/01/2024.

The Board treated this case under section 48 of the Planning and Development Act, 2000, as amended. In accordance with the Inspector's recommendation, the Board decided that the planning authority be directed, as follows:

Remove condition 2.

Reasons and Considerations

Having regard to the Limerick City and County Council Development Contribution Scheme 2022 adopted on the 24th day of January 2022, the Board noted the adopted Scheme includes, in section 8.0, categories of development which are exempt from the requirement to pay a financial contribution, including inter alia '*internal layout changes where no additional floorspace is proposed*'. Having considered the proposed development does not incorporate any change of use and no additional floorspace is involved, the Board considered that the terms of the adopted Scheme were not properly applied by the planning authority by the attachment of Condition 2, and that the condition and the associated reason for its inclusion should be removed.

Board Member:

Eamonn James Kelly

Date: 17/01/2024

Eamonn James Kelly