

An
Bord
Pleanála

Board Direction
BD-015000-24
ABP-315392-22

The submissions on this file and the Inspector's report were considered at a Board meeting held on 09/01/2024.

The Board decided to dismiss the appeal, for the reasons and considerations set out below and to direct the Building Control Authority as follows:

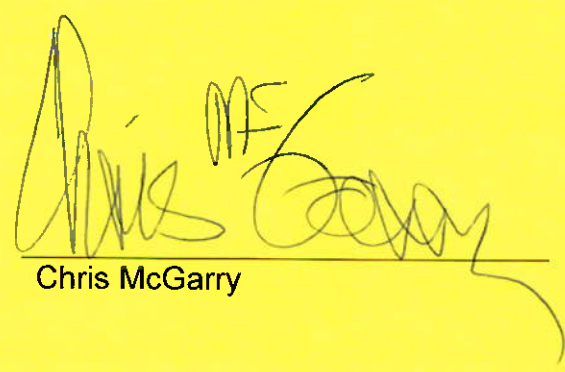
Refuse the Fire Safety Certificate

Reasons and Considerations

Having regard to the documentation submitted with the application and appeal, and to the report and recommendation of the reporting Inspector, it is considered that the design presented with the application has not demonstrated compliance with the requirements of Section 1.1.5 of Part B1 of TGD:B 2006 (reprint 2020), and the relevant provisions of BS5588 Part 10 (fire precautions in the design, construction and use of buildings, code of practice for shopping complexes). The Board also noted that BS9999:2017 which replaced BS5588: Part 10, has the same limitations with respect to size, travel distance and number of escapes for small shop units or kiosks, where a single exit can be considered adequate. The applicant has not demonstrated provided any technical solutions which would allow the BCA to approve the design, which deviates materially from the relevant recommendations for means of escape provisions in small units within shopping centres. Accordingly, the Board concluded that it has not been demonstrated that the design presented

with the application and appeal would comply with the requirements of Part B of the
Second Schedule to the Building Regulations 1997.

Board Member

A handwritten signature in black ink, appearing to read "Chris McGarry", written over a horizontal line. The signature is stylized and cursive.

Chris McGarry

Date: 10/01/2024