



An
Bord
Pleanála

Board Direction
BD-013590-23
ABP-316595-23

The submissions on this file and the Inspector's report were considered at a Board meeting held on 05/09/2023.

The Board, having considered the provisions of s.653B of the Tax Consolidation Act 1997 as amended, the 'Residential Zoned Land Tax – Guidelines for Planning Authorities' (DoHLGH June 2022), the local authority determination, the grounds of appeal, the file documentation and the inspector's report and recommendation, decided to set aside the determination of the local authority and allow the appeal for the reasons and considerations hereunder.

Reasons and considerations

Having regard to the determination by the local authority, the submitted grounds of appeal, the provisions of the section 653B of the Taxes Consolidation Act 1997, as amended, and the Residential Zoned Land Tax Guidelines for Planning Authorities June 2022; the site is zoned for mixed use under the Dún Laoghaire Rathdown Development Plan 2022-2028, where residential use is not identified as a 'permitted in principle' use, and the potential for consideration of residential use at this unfinished block is allowed solely by reference to a specific local strategy, and as such cannot be considered in-scope for the RZLT.

Board Member


Stephen Bohan

Date: 06/09/2023