



An
Bord
Pleanála

Board Direction
BD-017389-24
ABP-317808-23

The submissions on this file and the Inspector's report were considered at a Board meeting held on 29/08/2024.

The Board treated this case under section 48 of the Planning and Development Act, 2000, as amended. The Board also decided that the planning authority be directed, as follows:

Condition 8 be retained

Reasons and Considerations,

Having regard to

- (1) the terms of the Roscommon County Council Development Contribution Scheme 2014 (as amended); whereby it is considered that the development is not considered to be included under the exemption of "land filling to facilitate the return of land to agriculture will be exempt" as the land is currently in agricultural use as defined in Section 2 of the Planning and Development Act 2000 as Amended and therefore this proposed development would be properly described as improvement of agricultural land, for which there is no exemption in the Roscommon County Council Development Contribution Scheme.
- (2) The Board further noted that the Roscommon County Council Development Contribution Scheme 2014 (as amended) does not contain an exemption for payment of development contributions for unauthorised works and therefore included the area where works have been done to date in the calculations as

2.527 hectares proposed as €43,750.00 and .37 hectares filled as €6,475.00 to give a total contribution of €50,225.00

In not agreeing with the recommendations of the Inspector, the Board did not consider that the proposed development nor the development carried out to date could be included under the exemption of "land filling to facilitate the return of land to agriculture will be exempt" as the land is currently in agricultural use as defined in Section 2 of the Planning and Development Act 2000 as Amended and therefore the development carried out to date and the proposed development would be properly described as improvement of agricultural land, for which there is no exemption in the Roscommon County Council Development Contribution Scheme.

Board Member:


Liam Bergin

Date: 04/09/2024