



An
Bord
Pleanála

Board Direction
BD-017057-24
ABP-318859-24

The submissions on this file and the Inspector's report were considered at a Board meeting held on 17/07/2024.

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:

Remove condition 15

Reasons and Considerations

Having regard to the provisions of the South County Dublin Development Contribution Scheme 2021-2025, and to the provisions of Section 48(10)(b) of the Planning and Development Act 2000, as amended, and noting the proposed development as described does not include additional gross floor area within the meaning of the Planning and Development Act 2000, as amended or the Planning and Development Regulations 2001, as amended, save the two control buildings with a collective gross floor area of 13 sq.m and which the Board was satisfied does not attract a development contribution by reason of the provisions of Section 11 (Circumstances where no contribution or a reduced contribution apply) specifically subsection xxiii, of the adopted scheme that sets out that ancillary plant rooms (where plant is not core activity/operation) shall be exempt. Accordingly, the Board concluded that the the terms of the applicable Development Contribution Scheme have not been properly applied in respect of Condition No. 15 laid down by the

planning authority and accordingly direct the planning authority to remove this condition.

Board Member: *Patricia Calleary* **Date:** 22/07/2024
Patricia Calleary