

An
Bord
Pleanála

Board Direction
BD-017455-24
ABP-319674-24

At a meeting held on 12/09/2024, the Board considered the objection made to the Compulsory Purchase Order, the report of its Inspector as well as the documents and submissions on file.

The Board decided to refuse to grant consent to the compulsory acquisition of the site at 3, Assisi House, Chapelstown, Carlow based on the reasons and considerations set out below.

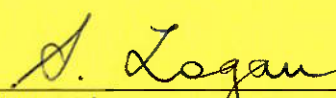
Reasons and Considerations

Having regard to the current unsightly and objectionable condition of the site, having considered the objection made to the compulsory acquisition, and also:

- a) The constitutional and Convention protection afforded to property rights,
- b) The public interest, and
- c) The provisions of Carlow County Development Plan 2022-2028,

it is considered that, having regard to the nature and extent of works which are required to address the dereliction on the site, that the compulsory acquisition of the site by the Local Authority is not necessary in order to render the site non-derelict. The Board is not satisfied, therefore, that the objection made cannot be sustained, having regard to that said necessity and that the compulsory acquisition and its effects on the property rights of affected landowners are proportionate to that objective and justified by the exigencies of the common good.

Board Member:


Stewart Logan

Date: 12/09/2024