

An
Coimisiún
Pleanála

Direction
ABP-320275-24

The submissions on this file and the Inspector's report were considered at a meeting held on 29/07/2025.

The Commission decided, as set out in the following Order, that

Commission Order as follows:-

WHEREAS a question has arisen as to whether the extension to the rear of a derelict building in the Townland of Doonagore, Doolin, Co. Clare, is development or is not development and if so, is it or is it not exempted development:

AND WHEREAS Patrick Hartigan requested a declaration on this question from Clare County Council and the Council issued a declaration on the 28th day of June, 2024, stating that the matter was development and was not exempted development:

AND WHEREAS Patrick Hartigan referred this declaration for review to An Coimisiún Pleanála on the 25th day of July, 2024:

AND WHEREAS An Coimisiún Pleanála, in considering this referral, had regard particularly to –

- (a) Sections 2(1) and 3(1) of the Planning and Development Act, 2000, as amended,
- (b) Article 6(1), article 9(1) and article 10(1) of the Planning and Development Regulations, 2001, as amended,

- (c) Part 1 of Schedule 2 to the Planning and Development Regulations, 2001, as amended,
- (d) the planning history of the site,
- (e) the nature and current use of the site,
- (f) the submissions of the Referrer,
- (g) the report of the Planning Inspector:

AND WHEREAS An Coimisiún Pleanála has concluded that:


- (a) The extension of this derelict building would constitute “development” in accordance with Section 3(1) of the Planning and Development Act, 2000 (as amended)
- (b) There are no applicable exemptions for extension to offices (Class 3 use – Schedule 2, Part 4 of the Planning and Development Regulations 2001, as amended)

NOW THEREFORE An Coimisiún Pleanála, in exercise of the powers conferred on it by section 5 (3) (a) of the 2000 Act, hereby decides that an extension to the rear of the subject derelict building in the Townland of Doonagore, Doolin, Co. Clare, would constitute development, and that said development would not constitute exempted development.

Planning

Commissioner:

Date: 06/08/2025



Liam McGree