



An  
Bord  
Pleanála

**Board Direction**  
**BD-019412-25**  
**ABP-321318-24**

At a meeting held on 07/04/2025, the Board considered:

- (a) the objections made to the Compulsory Purchase Order,
- and
- (b) the documents and submissions on file generally.

The Board decided to refuse the Order for the following reasons and considerations.

### **Reasons and Considerations**

Having regard to the current unsightly and objectionable condition of the site and subject property, 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 Limerick Development Plan 2022-2028

it is considered that the Section 15 Notice was not served upon the owner in accordance with the provisions of Section 15(1)(b) of the Derelict Sites act, 1990, as

amended, and the application for compulsory acquisition by the local authority has therefore not complied with the provisions of the Act.

Board Member: Eamonn James Kelly Date: 08/04/2025  
Eamonn James Kelly

#### Note

The Board agreed with the Inspector that the Section 15 notice was issued to an agent acting for the previous owner of the property.