

An
Coimisiún
Pleanála

Direction
CD-020277-25
ABP-322103-25

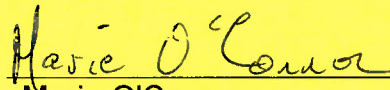
The submissions on this file and the Inspector's report were considered at a meeting held on 21/07/2025.

The Commission decided to refuse permission, generally in accordance with the Inspector's recommendation, for the following reasons and considerations.

Planning

Commissioner:

Date: 21/07/2025


Marie O'Connor

DRAFT WORDING FOR ORDER

Reasons and Considerations

The Commission was not satisfied that there was sufficient evidence submitted in the application to demonstrate that the site, within an area of green space approximately 1.2m from the edge of the public footpath, was located in an area classified as a 'public road', and considered that in the absence of such evidence that the site falls outside the scope of section 254 of the Planning and Development Act 2000 (as amended) to provide for such infrastructure 'on, under, over or along a public road'.

Note:

The Commission agreed with the Inspector and were not satisfied that the co-location of infrastructure, particularly with the mast permitted under S25423/09, was

adequately investigated by the applicant but given the substantive reason for refusal decided not to pursue this matter further.