



An
Coimisiún
Pleanála

Direction
CD-020560-25
ABP-322276-25

The submissions on this file and the Inspector's report were considered at a meeting held on 29/08/2025.

The Commission decided to grant consent to the compulsory acquisition of the said site generally in accordance with the Inspector's recommendation, for the following reasons and considerations, and subject to the following conditions.

Planning

Commissioner:

Eamonn James Kelly
Eamonn James Kelly

Date: 29/08/2025

DRAFT WORDING FOR ORDER

Reasons and Considerations

Having regard to the condition of the structure and to the neglected, unsightly and objectionable state of the land and structure, 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 Monaghan County Development Plan 2025-2031,

it is considered that the site detracts to a material degree from the amenity, character, and appearance of land in the neighbourhood, and, therefore, comes

within the definition of a derelict site, as defined in section 3 (b) of the Derelict Sites Act, 1990, as amended, and that the compulsory acquisition of the site by the local authority, is necessary, in order to render the site non-derelict, and to prevent it from continuing to be a derelict site. It is also considered 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.