

An
Coimisiún
Pleanála

Direction
CD-021265-25
ACP-323374-25

The submissions on this file and the Inspector's report were considered at a meeting held on 14/11/2025.

The Commission treated this case under section 48 of the Planning and Development Act, 2000, as amended. The Commission also decided that the planning authority be directed, as follows:

Attach condition 7

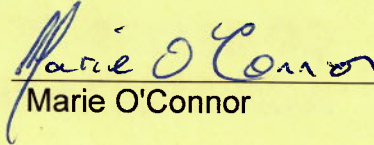
7. The developer shall pay to the planning authority a financial contribution in respect of public infrastructure and facilities benefiting development in the area of the planning authority that is provided or intended to be provided by or on behalf of the authority in accordance with the terms of the Development Contribution Scheme made under section 48 of the Planning and Development Act 2000, as amended and taking account of the payments made in relation to the planning history on the site.

The contribution shall be paid in such phased payments as the planning authority may facilitate and shall be subject to any applicable indexation provisions of the Scheme at the time of payment.

Reason: It is a requirement of the Planning and Development Act 2000, as amended, that a condition requiring a contribution in accordance with the Development Contribution Scheme made under section 48 of the Act be applied to the permission.

Planning

Commissioner:


Marie O'Connor

Date: 14/11/2025

DRAFT WORDING FOR ORDER

Reasons and Considerations

Having regard to:

- (a) the Kildare Development Contributions Scheme 2023-2029, specifically Section 9 (Retention Permission) and
- (b) the submissions made in the first party appeal.

It is considered that the terms of the Development Contribution Scheme were correctly applied in respect of Condition number 7 of Planning Register Reference Number 2560575 in that Section 9 (Retention Permission) of the Scheme states that no exemptions or waivers shall apply to any developments subject to retention permission and that the planning authority is directed to attach condition number 7.