

An
Coimisiún
Pleanála

Direction
CD-021760-26
ACP-323639-25

Whereas by order dated the 21st day of November 2024, An Bord Pleanála, under appeal reference number ABP-318295, granted subject to conditions a permission to Ballyvannan Renewable Energy Limited, care of MWP Engineering and Environmental Consultant, Park House, Bessboro Road, Blackrock, Cork for development comprising the construction of five wind turbines, meteorological mast, electricity substation and associated site works at Ballyvannan and Coolnakisha, Bilboa, County Carlow.

And Whereas condition no 4(b) attached to this permission required the developer to submit to and agree in writing with the planning authority proposals in relation to turbine design,

And Whereas the developer and the planning authority failed to agree on the above details in compliance with the terms of this condition and the matter was referred by the developer to An Coimisiún Pleanála on the 9th day of September 2025 for determination.

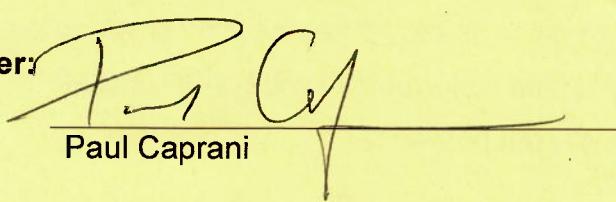
Now Therefore An Coimisiún Pleanála, in exercise of the powers conferred on it by section 34(5) of the Planning and Development Act, 2000, as amended, hereby determines that the amendments to levels as set out are not within the scope of condition 4(b) of An Bord Pleanála Reference number ABP 318295-23, for the reasons and considerations set out below.

REASONS AND CONSIDERATIONS

Regard is had to the fact that condition number 1 of the permission granted under appeal reference number ABP.318295 requires that the development is be carried out in accordance with the plans and particulars lodged with the application as amended by the further plans and particulars lodged with the planning authority on the 2nd day of June, 2023, except as may otherwise be required in order to comply with the conditions attached to the order. It is considered that condition number 4b of this permission required agreement between the planning authority and developer only in relation to final details of the turbine design and did not require agreement in respect of turbine and substation levels, as these details were approved as part of the consent for the overall development and in accordance with the plans and particulars lodged with the application. It is hereby considered that details relating to the existing ground levels on site does not come within the scope of condition 4 of the said permission.

Planning

Commissioner:



Paul Caprani

Date: 19/01/2026