

An
Coimisiún
Pleanála

Direction
CD-021371-25
ACP-323706-25

The submissions on this file were considered at a meeting held on 20/11/2025.

The Commission decided to REFUSE to grant consent to the compulsory acquisition of the subject site based on the reasons and considerations set out below.

Reasons and Considerations


Having considered the condition of the subject land and structure, and having considered the quantum and location of debris to the rear of the structure, and also having regard to:

- a) the constitutional and Convention protection afforded to property rights,
- b) the public interest, and
- c) the provisions of Limerick Development Plan 2022-2028,

the Commission is not satisfied, at this juncture, that the structure could be considered ruinous, derelict or in a dangerous condition and, therefore, is not satisfied that the criteria of section 3(a) of the Derelict Sites Act 1990 (as amended), is met and is not satisfied, at this juncture, that the subject land or structure could be considered to be in a neglected, unsightly or objectionable condition and, therefore, is not satisfied that the criteria of section 3(b) of the said 1990 Act is met and is not satisfied, at this juncture, that the criteria of section 3(c) of the said 1990 Act is met. The Commission, therefore, decided to refuse to grant consent to the compulsory acquisition of the land and structure.

In deciding not to accept the recommendation of the Inspector to grant consent to the compulsory acquisition, the Commission, while acknowledging the vacant and somewhat neglected condition of the land and structure, and also acknowledging the presence of some debris and overgrowth on the land to the rear, was not satisfied that the condition of the land and structure, at this time, was such that it warranted or justified compulsory acquisition.

**Planning
Commissioner:**

A handwritten signature in blue ink, appearing to read 'J. Rabbette', written over a horizontal line.

Tom Rabbette

Date: 21/11/2025