An Coimisiún Pleanála

# Direction
# CD-022557-26
# ACP-323838-25

The submissions on this file were considered at a meeting held on 16/10/2026.

The Commission decided to dismiss this appeal under section 138(1)(b) of the Planning and Development Act, 2000 based on the following reasons and considerations.

**Planning Commissioner:** Mary Henchy **Date:** 19/10/2026

**DRAFT WORDING FOR ORDER**

**Reasons and Considerations**

The Commission requested further information, in accordance with Section 5(2)(b) and Section 132 of the Planning and Development Act 2000, (as amended), to enable it to determine the referral. The Section 132 request was made as the referrer had; provided no floor plans of the dwelling the subject of the referral, limited details with regard to the extent and nature of the support services to be provided on site and had not provided detail as to exactly how the property is serviced (wastewater). No response was received to the request for further information.

In accordance with Section 132 (1)(b), in default of compliance with the Section 132 notice the Commission may either dismiss or otherwise determine the referral. The Commission considered it does not have adequate information to determine the

referral and therefore decided to dismiss the referral, in accordance with Section 132(1)(b) and Section 138(1)(b)(i) of the Planning and Development Act 2000 (as amended), as the applicant has not provided the information required (requested in accordance with Section 5(2)(b) and by way of a Section 132 notice) for the Commission to determine the referral question.

In deciding not to accept the inspector's recommendation the Commission considered that the information on file was not adequate for it to reach a determination on the question; that the scale of the residential dwelling the subject of this referral was not substantiated by way of floor plans, the nature and capacity of the existing services (in particular waste water) to serve the future occupants was not detailed and, the nature and extent of services proposed to be provided to support the residents required greater detail. The Commission therefore decided further information was required. As no response was received to the Section 132 notice, the Commission decided, for the reason set out above, to dismiss this referral.