



An
Coimisiún
Pleanála

Direction
CD-022134-26
ACP-323861-25

At a meeting held on 27/04/2026, the Commission considered:

- (a) the objections made to the Compulsory Purchase Order,
- (b) the report of the Inspector and
- (c) the documents and submissions on file generally.

The Commission decided to confirm the Order without modification generally as recommended by the Inspector as indicated draft Order hereunder.

Planning

Commissioner:

Date: 28/04/2026

Tom Rabbette

DRAFT ORDER

Reasons and Considerations

Having regard to the neglected, unsightly and objectionable state of the land, 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 Clare County Development Plan 2023-2029,

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.