

An
Coimisiún
Pleanála

Direction
CD-022249-26
ACP-324089-26


At a meeting held on 09/06/2026, the Commission considered:

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

The Commission decided on a majority of 2 to 1, to confirm the Order without modification, for the reasons and considerations set out below.

Planning

Commissioner:


MaryRose McGovern

Date: 09/06/2026

Reasons and Considerations

Having regard to the derelict and ruinous condition of the structure, and to the neglected, unsightly and objectionable condition of the land and structure thereon, having considered the objection made to the compulsory acquisition, and also having considered:

- (a) the Constitutional and Convention protection afforded to property rights,

(b) the public interest, and

(c) the provision of Limerick Development Plan 2022-2028,

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 (a) and 3 (b) of the Derelict Sites Act, 1990, as amended. It is considered 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 in the absence of adequate evidence of substantive action taken by the owner/occupier to address the dereliction of the site, the objection made cannot be sustained, and having regard to the necessity to render the site non-derelict, it is considered 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.