An Coimisiún Pleanála

Direction
CD-022588-26
ACP-324376-26

The submissions on this file and the Inspector's report were considered at a meeting held on 28/10/2026.

The Commission decided to grant consent for the compulsory acquisition of the property at Francis Street Kilrush County Clare generally in accordance with the Inspector's recommendation, for the following reasons and considerations.

Planning Commissioner: Mick Long **Date:** 28/10/2026

DRAFT WORDING FOR ORDER

Reasons and Considerations

Having regard to the ruinous, derelict and dangerous condition of the structure the and neglected, unsightly and objectionable state of the land and having considered the objection(s) made to the compulsory acquisition, and also:

- The constitutional and Convention protection afforded to property rights,
- The public interest, and
- 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 sections 3(a) and 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.