An Coimisiún Pleanála

Direction
CD-022657-26
ACP-324400-26

The submissions on this file and the Inspector's report were considered at a meeting held on 06/11/2026.

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

Planning Commissioner: Mick Long **Date:** 09/11/2026

DRAFT WORDING FOR ORDER

Reasons and Considerations

Having regard to the derelict, unsightly and objectionable condition of the subject property, which detracts to a material degree from the amenity, character and appearance of land in the neighbourhood, having considered the objection(s) 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 Limerick City and County 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 (b) of the Derelict Sites Act,

1990, as amended, and that the acquisition of the site by the Local Authority is necessary in order to render the site non-derelict and to prevent it 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.