An Coimisiún Pleanála

Direction
CD-022627-26
ACP-324498-26

The submissions on this file and the Inspector's report were considered at a meeting held on 05/11/2026.

The Commission decided to refuse permission for the following reasons and considerations.

Planning Commissioner: Mick Long **Date:** 05/11/2026

DRAFT WORDING FOR ORDER

Reasons and Considerations

Having regard to the derelict, 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 Mayo County Development Plan 2022-28,

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(b) of the Derelict Sites Act, 1990, as amended.

The Commission decided notwithstanding the derelict, neglected, unsightly and objectionable state of the land, not to accept the Inspector's recommendation to grant consent for the compulsory acquisition at this time as it was not satisfied that the current owner of the property has been afforded an appropriate opportunity and timescale to undertake works to render the site non-derelict. Therefore the Commission was not satisfied the compulsory acquisition of the site by the local authority is proportionate or justified having regard to property rights or is necessary, at this time, in order to render the site non-derelict and to prevent it from continuing to be a derelict site.

The Commission considered that the objection made can be sustained, having regard to that said necessity and that the compulsory acquisition and its effects on the property rights of affected landowners are not proportionate to that objective.