An Coimisiún Pleanála

Direction
CD-022630-26
ACP-324499-26

The submissions on this file and the Inspector's report were considered at a meeting held on 04/11/2026.

The Commission decided, as set out in the following Order, that

WHEREAS by order dated the 27th day of November 2025, An Coimisiún Pleanála, under appeal reference number ABP-320354-24, granted subject to conditions a permission to EDF Renewables Ireland Limited for development comprising the construction of seven wind turbines and all associated works in the townlands of Ridge, Agharue, Coolnakisha and Seskinrea, County Carlow.

AND WHEREAS condition number 24 attached to the said permission required the developer to pay to the planning authority a financial contribution in respect of public infrastructure and facilities benefiting development in the area of the planning authority that is provided or intended to be provided by or on behalf of the authority in accordance with the terms of the Development Contribution Scheme under section 48 of the Planning and Development Act 2000, as amended. The contribution shall be paid prior to commencement of development or in such phased payments as the planning authority may facilitate and shall be subject to any applicable indexation provisions of the Scheme at the time of payment. Details of the application of the terms of the Scheme were to be agreed between the developer and the planning authority or, in default of agreement, the matter was to be determined by An Coimisiún Pleanála:

AND WHEREAS the developer and the planning authority failed to agree on the above details in compliance with the terms of the said condition and the matter was referred by the developer to An Coimisiún Pleanála on the 5th day of August 2026 for determination:

NOW THEREFORE An Coimisiún Pleanála, in exercise of the powers conferred on it by section 34(5) of the Planning and Development Act, 2000, as amended, and based on the Reasons and Considerations set out below, hereby determines that the development contribution payable shall be €974,400 (Nine hundred and seventy-four thousand, four hundred euros).

Reasons and Considerations

Having regard to the nature of the development the subject of the grant of permission under reference number ABP-320354-24, the submissions on file, and to the terms of the Carlow County Development Contribution Scheme 2025-2029 (adopted on the 14th day of July 2025), the Commission considered that the Contribution Scheme as drafted requires the payment of development contributions in respect of Wind Energy development (Class 22) on the basis of a payment per megawatt of output and a payment per turbine. The wording of the scheme does not permit any alternative application of the terms thereof. Furthermore, in accordance with Section 13.8 of the adopted development contribution scheme, the contributions payable are to be calculated on the basis of the contribution rate in existence at the date the permission was granted, rather than at the date of agreement thereon.

Planning Commissioner: Mary Gurrie **Date:** 12/11/2026

Mary Gurrie