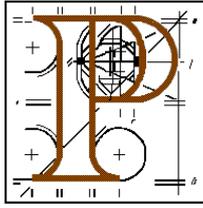


An Bord Pleanála



PLANNING AND DEVELOPMENT ACTS 2000 TO 2015

Cork City

Planning Register Reference Number: T.P.16/36844

An Bord Pleanála Reference Number: PL 28.246887

APPEAL by Liberty Ireland Limited, trading as Ballyphehane Pharmacy care of Murphy McCarthy Consulting Engineers Limited of Unit D, Marina Commercial Park, Centre Park Road, Cork against the decision made on the 15th day of June, 2016 by Cork City Council to refuse permission.

PROPOSED DEVELOPMENT: Installation of a ramp and steps to the front of the premises for wheelchair access at Ballyphehane Pharmacy, 66 Tory Top Road, Ballyphehane, Cork.

DECISION

REFUSE permission for the above proposed development based on the reasons and considerations set out below.

MATTERS CONSIDERED

In making its decision, the Board had regard to those matters to which, by virtue of the Planning and Development Acts and Regulations made thereunder, it was required to have regard. Such matters included any submissions and observations received by it in accordance with statutory provisions.

REASONS AND CONSIDERATIONS

The proposed development would be located on the public footpath outside the subject site. On the basis of the submissions made in connection with the planning application and the appeal, the Board is not satisfied that the application has been made by a person who has:-

- (a) sufficient legal estate or interest in the land the subject of the application to enable the applicant to carry out the proposed works on the land, or
- (b) the approval of the person who has such sufficient legal interest.

The proposed development would, therefore, be contrary to the proper planning and sustainable development of the area.

**Member of An Bord Pleanála
duly authorised to authenticate
the seal of the Board.**

Dated this day of 2016.