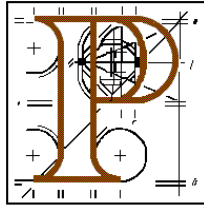


An Bord Pleanála



PLANNING AND DEVELOPMENT ACTS 2000 TO 2015

AMENDMENT OF BOARD ORDER

Wicklow County

Planning Register Reference Number: 15/1031

An Bord Pleanála Reference Number: PL 27.246892

DEVELOPMENT CONCERNED: Retention of alterations and extensions to dwelling granted under previous permission, planning register reference number 02/6008, for two houses with combined entrance as follows, retention of dwellinghouse as constructed, retention of domestic garage as constructed and retention of single domestic entrance as constructed, all ancillary site works and services including retention of the boundary walls as constructed and permission for demolition of portion of garage as constructed and retention of the remaining portion of same. All at Newtownsaunders, Baltinglass, County Wicklow, as amended by the revised public notice received by the planning authority on the 10th day of May, 2016

WHEREAS the Board made a decision to grant permission subject to five conditions, in relation to the above-mentioned development by order dated the 14th day of November, 2016:

AND WHEREAS it has come to the attention of the Board that an error arose in relation to condition number 2 of its order dated the 14th day November, 2016:

AND WHEREAS the Board decided that it is appropriate to amend its Order dated the 14th day of November, 2016 in order to facilitate the permission where the amendment may reasonably be regarded as having been contemplated by the terms of the permission/decision which were not expressly provided:

AND WHEREAS the Board considered that the correction of the above-mentioned error would not result in a material alteration of the terms of the development the subject of the decision:

AND WHEREAS having regard to the nature of the issue involved, the Board decided not to invite submissions in relation to the matter from persons who had made submissions or observations in relation to the appeal the subject of this amendment:

NOW THEREFORE in accordance with section 146A(1) of the Planning and Development Act 2000, as inserted by section 30 of the Planning and Development (Strategic Infrastructure) Act 2006, the Board hereby amends the above-mentioned decision so that condition number 2 of its order and the reason therefor shall be as follows:

2. (a) The proposed dwelling shall be occupied as a place of permanent residence by the applicant, members of the applicant's immediate family or their heirs, and shall remain so occupied for a period of at least seven years thereafter, commencing from the date of this order, unless consent is granted by the planning authority for its occupation by other persons who belong to the same category of housing need as the applicant. The applicant shall enter into a written agreement with the planning authority under section 47 of the Planning and Development Act, 2000 to this effect.
- (b) Within two months of the date of this order, the applicant shall submit to the planning authority a written statement of confirmation of the occupation of the dwelling in accordance with paragraph (a).

