



An
Bord
Pleanála

Board Order PL 29S.248307

Planning and Development Acts 2000 to 2016

Amendment of Board Order

Planning Authority: Dublin City Council

Planning Register Reference Number: 2056/17

Development Concerned: Demolition of the existing single storey shed and the construction of a two and a half storey, two-bedroom dwelling comprising of an area of 119 square metres in total. The dwelling will be accessed from Church Gardens, with private open space provided to the rear of the dwelling and a screened private balcony at first floor level, all at 6A Church Gardens, Rathmines, Dublin:

WHEREAS the Board directed the said Council, under subsection (1) of section 139 of the Planning and Development Act, 2000, as amended, in relation to the above-mentioned development by order dated the 28th day of June, 2017, to attach condition number 3 (a) and the reason therefor and remove condition number 3 (b) and 3 (c):

AND WHEREAS it has come to the attention of the Board that due to a clerical error the decision as set out in the order is incorrect:

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 Board's 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:

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 the Decision section of its order shall be as follows:

Having regard to the nature of the condition the subject of the appeal, the Board is satisfied that the determination by the Board of the relevant application as if it had been made to it in the first instance would not be warranted and, based on the reasons and considerations set out below, directs the said Council under subsection (1) of section 139 of the Planning and Development Act, 2000, as amended, to ATTACH condition number 3 (b) and 3 (c) and the reason therefor and REMOVE condition number 3 (a).

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

Dated this day of 2017