

Board Order PL 07.249047

Planning and Development Acts 2000 to 2017

Planning Authority: Galway County Council

Planning Register Reference Number: 17/327

Appeal by Harry Smyth of 35 Whitestrand Park, Whitestrand Road, Galway against the decision made on the 20th day of July, 2017 by Galway County Council to grant subject to conditions a permission to Richard Barrett care of ETM Chartered Engineers Limited of Oughterard, County Galway.

Proposed Development: Construction of a dwelling house, garage/shed and private wastewater treatment system with all associated works and ancillary services at Carrowmoreknock, County Galway.

Decision

DISMISS the said appeal under subsection (1) (b) (i) of section 138 of the Planning and Development Act, 2000, 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

It is a requirement of the Planning and Development Act 2000, as amended, that in order to make a 'third party' planning appeal to An Bord Pleanála, the appellant must state their name and address. This is an important requirement for protecting the integrity of the planning system. In response to the appeal in this case, the applicant for development raised concerns as to whether the appellant was in fact a bona-fide person living at the address given. The appellant has been offered opportunities in writing and at an oral hearing to address these concerns but has failed to confirm his identity and address to the satisfaction of the Board. In these circumstances, the Board considered that it would be inappropriate to continue to consider the appeal, and considered that the appeal ought to be dismissed.

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

Dated this day of 2018

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