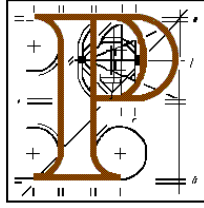


An Bord Pleanála



BUILDING CONTROL ACTS 1990 TO 2014

Dublin City Council

Building Control Authority Register Reference Number: RDAC/2017/0732

An Bord Pleanála Reference Number: ABP-300571-18

APPEAL by Svetac Limited care of Maurice Johnson and Partners of The Anchorage, Charlotte Quay, Dublin in relation to the decision made on the 20th day of December, 2017 by Dublin City Council to refuse a revised disability access certificate under section 6 (2)(a)(x) of the Building Control Act, 1990, as amended by section 5 of the Building Control Act 2007 in respect of material alterations to previously approved DAC/2016/0681. The works involve the fit-out works to the proposed Wow Burger outlet at Units Numbers 1 and 2 Parnell Centre, Dublin:

DECISION: Pursuant to the powers conferred on it by section 7 of the Building Control Act 1990, as amended by section 6 of the Building Control Act 2007, An Bord Pleanála hereby refuses the appeal based on the reasons and considerations set out below.

REASONS AND CONSIDERATIONS

1. The Board considered that the applicant failed to provide adequate information to demonstrate compliance with Part M of the Second Schedule to the Building Regulations 1997 to 2017 and failed to demonstrate that adequate provision shall be made for people to access and use the building, its facilities and its environs.
2. The Board is not satisfied that the applicant has provided adequate information to demonstrate whether it was practicable to provide access between the floor levels of the restaurant. Furthermore, it has not been demonstrated that approach routes to access the Mall would provide adequate, safe and independent access and use of entrances for all people regardless of age, size or disability, and the necessary provisions to comply with the relevant technical requirements of Part M of the Second Schedule to the Building Regulations 1997 to 2017.

MATTERS CONSIDERED

In making its decision, the Board had regard to those matters to which, by virtue of the Building Control 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.

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

Dated this day of 2018.