



An  
Bord  
Pleanála

## Board Order ABP-300575-18

---

**Urban Regeneration and Housing Act 2015**

**Planning and Development Acts 2000 to 2017**

**Planning Authority: Kilkenny County Council**

**Planning Authority Reference Number: ID11**

**Appeal** by Veridical Limited care of Bluett and O'Donoghue Architects of 2 John Street, Kilkenny in accordance with section 9(1) of the Urban Regeneration and Housing Act 2015 against the entry on the Vacant Sites Register by Kilkenny County Council on the 7<sup>th</sup> day of December, 2017 in respect of the site described below.

**Description:** Lands at Cash and Carry, New Street, Kilkenny.

### **Decision**

**The Board in accordance with section 9(3) of the Urban Regeneration and Housing Act 2015, and based on the reasons and considerations set out below, hereby determines that the above site is not a vacant site within the meaning of that Act.**

## **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**

Having regard to:

- (a) the information submitted to the Board by the planning authority in relation to the entry of the site on the Vacant Sites Register,
- (b) the grounds of appeal submitted by the appellant,
- (c) the report of the Inspector,
- (d) the physical condition of the site,
- (e) the lack of anti-social behaviour in the area and
- (f) the reduction in the number of people living in the area between 2011 and 2016,

the Board considered that the reduction in the number of people living in the area between 2011 and 2016 was not necessarily affected by the vacancy of the site and that it is appropriate that a notice be issued to the planning authority to cancel the entry on the Vacant Sites Register.

