

Board Order ABP-300842-18

Urban Regeneration and Housing Act 2015 Planning and Development Acts 2000 to 2017 Planning Authority: Cork County Council Planning Authority Reference Number: VS-0014

Appeal by Eamonn Russell, Breda O'Leary and Kay Larkin care of Frank Kelleher and Company Solicitors of 1 Pearse Square, Cobh, County Cork in accordance with section 9(1) of the Urban Regeneration and Housing Act 2015 against the entry on the Vacant Sites Register by Cork County Council on the 9th day of January, 2018 in respect of the site described below.

Description: Ballynoe, Cobh, County Cork.

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, and
- (d) the procedural errors in relation to section 7(3) Notice issued by the planning authority,

the Board considered that it is appropriate that a notice be issued to the planning authority to cancel the entry on the Vacant Sites Register.

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

Dated this day of 2018