



Planning and Development Acts 2000 to 2018

Planning Authority: Westmeath County Council

Planning Register Reference Number: S5/7/18

WHEREAS questions have arisen as to whether - (1) the surrounding soft area (that is grassed area) is or is not development and (2) whether hard surface area (that is concrete yard) taken together with soft surface area (that is grassed area) is or is not exempted development at Twyford, Baylin, Athlone, County Westmeath:

AND WHEREAS Caroline Ganley care of Vitruvius Hibernicus of Convent Road, Longford requested a declaration on the questions from Westmeath County Council and the Council issued a declaration on the 16th day of March, 2018 stating that the matters are development in the cases of 1 and 2 above and are not exempted development:

AND WHEREAS An Bord Pleanála, having considered the nature of the questions, is satisfied that the referral should not be further considered by it:

NOW THEREFORE An Bord Pleanála, in exercise of the powers conferred on it by section 138(1) of the Planning and Development Act, 2000, as amended, hereby dismisses the said referral under subsection (1)(b)(i) of Section 138 of the said Act, based on the reasons and considerations set out below.

Reasons and Considerations

The Board is satisfied that, in the particular circumstances, the referral should not be further considered by it having regard to the nature of the referral which referred to questions already addressed and determined by An Bord Pleanála under reference number 25M.RL.3510 by Order dated 24th day of July, 2018. Accordingly, it is considered that the referral should be dismissed pursuant to section 138(1)(b)(i) of the Planning and Development Act, 2000, as amended.

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.

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

Dated this day of 2019.