



Planning and Development Acts 2000 to 2018

Planning Authority: Kildare County Council

Planning Register Reference Number: 18/397

Appeal by Three Ireland (Hutchinson) Limited of 28/29 Sir John Rogerson's Quay, Dublin in relation to the application by Kildare County Council of the terms of the Development Contribution Scheme made for the area in respect of condition number 5 of its decision made on the 1st day of June, 2018.

Proposed Development: Construction of a 30 metre high telecommunications support structure carrying antennas and dishes, with associated ground level equipment units and security fencing at the IDA Business Park, Green Road, Newbridge, County Kildare.

Decision

The Board, in accordance with section 48 of the Planning and Development Act, 2000, as amended, considered, based on the reasons and considerations set out below, that the terms of the Development Contribution Scheme for the area had not been properly applied in respect of condition number 5 and directs the said Council to REMOVE condition number 5 and the reason therefor.

Reasons and Considerations

Having regard to the provisions of the Kildare County Development Contribution Scheme 2015-2022, which includes an 100% reduction for Masts and antennae and other apparatus for communication purposes that form part of the National Broadband Scheme, it is considered the National Broadband Plan and the Report of the Mobile Phone and Broadband Taskforce is an equivalent and subsequent programme for broadband provision as per the National Broadband Scheme (now expired).

The Board considers that the proposed development constitutes part of the that Government endorsed national roll out of broadband services, and that the terms of the Development Contribution Scheme have not been properly applied.

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.

Terry Ó Niadh

Member of An Bord Pleanála

**duly authorised to authenticate
the seal of the Board.**

Dated this day of 2018.