



Planning and Development Acts 2000 to 2018

Planning Authority: Wicklow County Council

Planning Register Reference Number: 18/361

Appeal by Ciaran Graham and Patricia Graham of Druiscaigh, Cullen Upper, Wicklow, County Wicklow against the decision made on the 13th day of June, 2018 by Wicklow County Council to grant subject to conditions a permission to Aisling Graham care of Alphaplan Design of Suite 14, Block 1, Broomhall Business Park, Rathnew, County Wicklow.

Proposed Development: Construction of a house, wastewater treatment system, garage, access from existing driveway and associated works at Cullen Upper, Wicklow, County Wicklow.

Decision

DISMISS the said appeal under subsection (1) (b)(i) of section 138 of the Planning and Development Act, 2000, based on the reasons and considerations set out below.

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

The Board is satisfied that, in the particular circumstances, the appeal should not be further considered by it having regard to the nature of the appeal, which relates solely to matters regarding legal issues of title, and does not address the development for which permission has been sought. The matters of title are specifically legal matters, and the resolution of these matters does not come within the remit of the Board.

John Connolly

Member of An Bord Pleanála

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

Dated this day of 2019.