

Board Order ABP-302156-18

Urban Regeneration and Housing Act 2015

Planning and Development Acts 2000 to 2018

Planning Authority: Dún Laoghaire-Rathdown County Council

Planning Authority Reference Number: VS-0004

Appeal by Castdale Limited care of John Spain Associates of 39 Fitzwilliam Place, Dublin in accordance with section 9(1) of the Urban Regeneration and Housing Act 2015 against the entry on the Vacant Sites Register by Dún Laoghaire-Rathdown County Council on the 27th day of June, 2018 in respect of the site described below.

Description: Site adjacent to Glencairn House, Murphystown Way, Dublin.

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 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, and
- (c) the report of the Inspector,

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

ABP-302156-18 Board Order Page 2 of 3

In deciding not to accept the Inspector's recommendation that the entry on the Vacant Sites Register should not be confirmed, the Board considered that the site does not comprise lands considered to be attached and included as a person's 'home' (in this instance the British Ambassador's Residence, Glencairn House) and that the lands concerned were not required for the amenity or convenience of that dwelling, having regard to the fact that the ownership of the land was separate from the ownership of the home for a number of years prior to the entry of the site on the Vacant Sites Register.

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

Dated this day of 2019

ABP-302156-18 Board Order Page 3 of 3