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**Building Control Acts 1990 to 2014**

**Building Control Authority: Dublin City Council**

**Building Control Authority Register Reference Number: FA/18/1349/7D**

**Appeal** by Saint Michael's College care of Goldsmith Engineering of Mount Pleasant Business Centre, Ranelagh, Dublin in relation to the decision made on the 30<sup>th</sup> day of August, 2018 by Dublin City Council to grant subject to conditions a fire safety certificate under section 6 (2)(a)(ii) of the Building Control Act, 1990, as amended by section 5(a) of the Building Control Act 2007 in respect of material alterations/refurbishment works in a number of rooms within the building. These works will include conversion of the 'common room' into two general purpose rooms, a revised layout of the assembly/study area, upgrades to the stage area in the assembly hall and other minor alterations to the existing store rooms on the ground floor and small offices on the second floor, all at Saint Michael's College, Aylesbury Road, Dublin in accordance with plans and particulars lodged with the said authority:

**WHEREAS** the said appeal relates only to condition number 2 attached to the decision of the Building Control Authority:

**AND WHEREAS** An Bord Pleanála is satisfied, having regard to the nature of the said condition, that the determination by the Board of the relevant application as if it had been made to it in the first instance would not be warranted:

**NOW THEREFORE** An Bord Pleanála, in exercise of the powers conferred on it by section 7 of the Building Control Act 1990 and by Article 40 (2) of the Building Control Regulations, 1997, and based on the reasons and considerations set out below, hereby directs the authority to delete condition number 2 and the reason therefor.

## **Reasons and Considerations**

Having regard to the existing building and the previously approved Fire Safety Certificate applications and noting that neither Building Bulletin 100: Design for fire safety in schools, IS 3218: 2013 – Fire Detection and Alarm Systems, or the Department of Education and Skills TGD-003 - Mechanical & Electrical Building Services Engineering Guidelines for Post Primary School Buildings seek the provision of an L1 system in schools of this scale and design, it is not considered necessary in this instance to provide an L1 system in this school to achieve compliance with Part B of the Building Regulations 1997 to 2017.

## **Matters Considered**

In making its decision, the Board had regard to those matters to which, by virtue of the Building Control 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.

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

**Dated this            day of            2019.**