



An
Bord
Pleanála

Board Order
ABP-302873-18

Urban Regeneration and Housing Act 2015
Planning and Development Acts 2000 to 2018
Planning Authority: Carlow County Council
Planning Register Reference Number: VS-18-06

Appeal by Patrick Hickey of Downings, Tullow, County Carlow in accordance with section 9(1) of the Urban Regeneration and Housing Act 2015 against the entry on the Vacant Sites Register by Carlow County Council on the 28th day of September, 2018 in respect of the site described below.

Description: Former meat factory site off Royal Oak Road, Muine Bheag, County Carlow.

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 was not a vacant site within the meaning of that Act for the period concerned.

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,
- (c) the report of the Inspector,
- (d) the absence of sufficient evidence to support the contention of the planning authority that the site was vacant and idle for the period of 12 months preceding the date of placing the site on the register, and
- (e) the inclusion of lands within the boundary of the vacant site subject to the Section 7(3) Notice which are not within the area included in Map 4, potential areas for regeneration in the Muine Bheag/Royal Oak Local Area Plan, 2017-2023,

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

Philip Jones

Member of An Bord Pleanála

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

Dated this day of 2019.