



An  
Bord  
Pleanála

## Board Order ABP-302934-18

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**Urban Regeneration and Housing Act 2015**

**Planning and Development Acts 2000 to 2018**

**Planning Authority: Carlow County Council**

**Planning Authority Reference Number: VS-18-01**

**Appeal** by George Murphy of Ouragh, 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 16<sup>th</sup> day of October, 2018 in respect of the site described below.

**Description:** Lands at Thomas Traynor Road (R725), Tullow, 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 that the site was vacant and idle for the 12 month period preceding the date it was placed on the register, and

- (e) the condition of the site, while including an area of vegetation is not neglected and does not display any visible evidence of anti-social behaviour and, therefore, it is considered that it does not have adverse effects on the existing amenities or character of the area,

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.

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

**Dated this        day of                                2019**