



Planning and Development Acts 2000 to 2018

Planning Authority: Galway County Council

Application for Substitute Consent by Stiofan Seoighe care of O'Flynn Architects of Lower Eyre Street, Newbridge, County Kildare in accordance with section 177E of the Planning and Development Act, 2000, as amended by the insertion on section 57 of the Planning and Development (Amendment) Act, 2010, as amended.

Development: Retention of agricultural development in the townland of Inis Oirr, County Galway.

Decision

The Board, in accordance with section 177K of the Planning and Development Act, 2000, as amended, decided to **REFUSE** substitute consent 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 had regard, inter alia, to the following –

- (a) the provisions of the Planning and Development Acts, 2000 to 2018, as amended, and in particular Part XA,
- (b) the provisions of the Galway County Development Plan 2015-2021,
- (c) the remedial Natura impact statement submitted with the application for substitute consent,
- (d) the submissions observations made in accordance with regulations made under Section 177N of the Act,
- (e) the report of the Board's Inspector, and
- (f) the nature and scale of the development the subject of this application for substitute consent.

The Board has concluded that the construction of the development has resulted in adverse effect on the integrity of the Inisheer Island Special Area of Conservation (Site Code: 001275) by way of the permanent destruction of limestone pavement priority habitat. Accordingly, the Board is precluded from granting substitute consent.

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

Dated this day of 2019.