



**Planning and Development Acts 2000 to 2019**

**Amendment of Board Order**

**Planning Authority: Cavan County Council.**

**Planning Register Reference Number: 19/78**

**Development Concerned:** Demolition of portion of rear section of existing garage, retention and completion of remainder of existing garage/boat shed, retention of back yard and use of same as recreation area for family children and creation of astro turf playing area to the rear of same and all associated site works at Dennbane, Carrickaboy, County Cavan.

**WHEREAS** the Board made a decision to grant permission, subject to conditions, in relation to the above-mentioned development by Order dated the 18<sup>th</sup> day of October, 2019:

**AND WHEREAS** it has come to the attention of the Board that due to a clerical error a condition in relation to payment of a financial contribution was omitted,

**AND WHEREAS** the Board considered that the correction of the above-mentioned error would not result in a material alteration of the terms of the development,

**AND WHEREAS** having regard to the nature of the issue involved, the Board decided not to invite submissions in relation to the matter from persons who had made submissions or observations in relation to the appeal, the subject of this amendment,

**NOW THEREFORE** in accordance with section 146A(1) of the Planning and Development Act 2000, as amended, the Board hereby amends the above-mentioned decision so that condition number 5 of its Order and the reason therefor shall be as follows:

5. The developer shall pay to the planning authority a financial contribution in respect of public infrastructure and facilities benefiting development in the area of the planning authority that is provided or intended to be provided by or on behalf of the authority in accordance with the terms of the Development Contribution Scheme made under section 48 of the Planning and Development Act 2000, as amended. The contribution shall be paid within three months of the date of this Order or in such phased payments as the planning authority may facilitate and shall be subject to any applicable indexation provisions of the Scheme at the time of payment. Details of the application of the terms of the Scheme shall be agreed between the planning authority and the developer or, in default of such agreement, the matter shall be referred to An Bord Pleanála to determine the proper application of the terms of the Scheme.

**Reason:** It is a requirement of the Planning and Development Act 2000, as amended, that a condition requiring a contribution in accordance with the Development Contribution Scheme made under section 48 of the Act be applied to the permission.

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**Dave Walsh**

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

**Dated this            day of            2019.**