



Planning and Development Acts 2000 to 2019

Planning Authority: Dún Laoghaire-Rathdown County Council

Planning Register Reference Number: Ref2719

WHEREAS a question has arisen as to whether the erection of two number pharmacy signs (each 750 millimetres by 500 millimetres) on the northern and southern elevations at O'Donnell's Total Health, Shankill Shopping Centre, Corbawn Lane, Shankill, Dublin is or is not development or is or is not exempted development:

AND WHEREAS Lidl Ireland GmbH care of McCutcheon Halley of Kreston House, Arran Court, Arran Quay, Dublin requested a declaration on this question from Dún Laoghaire-Rathdown County Council and the Council issued a declaration on the 10th day of May, 2019 stating that the matter is development and is not exempted development:

AND WHEREAS Lidl Ireland GmbH referred the declaration for review to An Bord Pleanála on the 20th day of May, 2019:

AND WHEREAS An Bord Pleanála, in considering this referral, had regard particularly to –

- (a) section 2(1) of the Planning and Development Act, 2000, as amended,
- (b) section 3(1) of the Planning and Development Act, 2000, as amended,
- (c) section 4(1)(h) of the Planning and Development Act, 2000, as amended,
- (d) Article 6(1) and Article 9(1) of the Planning and Development Regulations, 2001, as amended,
- (e) Parts 1 and 3 of Schedule 2 of the Planning and Development Regulations, 2001, as amended, and
- (f) the planning history of the site:

AND WHEREAS An Bord Pleanála has concluded that -

- (a) the erection of two number pharmacy signs (each 750 millimetres by 500 millimetres) on the northern and southern elevations of an existing structure is development,
- (b) the works constitute development pursuant to section 3 of the Planning and Development Act, 2000, as amended,
- (c) the development does come within the scope of Class 1 of Part 2 of Schedule 2 of the Planning and Development Regulations, 2001, as amended, and

- (d) the restrictions on exemptions outlined in Article 9(1)(a)(i) of the Planning and Development Regulations, 2001, as amended, are applicable in this instance:

NOW THEREFORE An Bord Pleanála, in exercise of the powers conferred on it by section 5 (3) (a) of the 2000 Act, hereby decides that the erection of two number pharmacy signs (each 750 millimetres by 500 millimetres) on the northern and southern elevations at O'Donnell's Total Health, Shankill Shopping Centre, Corbawn Lane, Shankill, Dublin is development and is not exempted development.

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.

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

Dated this day of 2019.