



An
Bord
Pleanála

Board Order ABP-306318-20

Compulsory Acquisition of a Protected Structure

Planning and Development Acts, 2000 to 2019

Planning Authority: Laois County Council

Application received by An Bord Pleanála on the 24th day of December 2019 from Laois County Council pursuant to section 73(4) of the Planning and Development Act 2000, as amended, arising from a notice of intention to acquire a protected structure in accordance with section 72(1) of the said Act, for confirmation of a compulsory purchase order authorising compulsory acquisition of lands and described as a protected structure at Millbrook House, located at Abbeyleix Demesne, Abbeyleix, Co. Laois.

Decision

GRANT consent to the compulsory acquisition of the said site based on the reasons and considerations set out below.

REASONS AND CONSIDERATIONS

Having regard to:

- (a) The submissions on file,
- (b) The observed and documented endangered condition of Millbrook House, Abbeyleix Demesne, Abbeyleix, Co. Laois, a protected structure of regional architectural importance,
- (c) Non-compliance with the schedule of works set out in the Section 59 Notice issued by Laois County Council to the owners on the 21st day of September 2018,
- (c) The Laois County Development Plan 2017-2023,
- (d) The Architectural Heritage Protection Guidelines for Planning Authorities (2011),
- (f) The National Inventory of Architectural Heritage,
- (g) The report and recommendation of the Inspector appointed by the Board.

It is considered that urgent measures are necessary in order to prevent this protected structure from continuing to be endangered and therefore the compulsory acquisition of the protected structure, as defined in Section 72(2) of the Act (as amended) and as outlined in red on map received by An Bord Pleanála on the 24th day of December 2019, by the planning authority is necessary for the purposes of the protection of the structure, and is proportionate, having regard to the exigencies of the common good. It is also considered that the objections made cannot be sustained having regard to this necessity.

Philip Jones

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

Dated this day of 2020