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**Planning and Development Acts 2000 to 2019**

**Planning Authority: Donegal County Council**

**Planning Register Reference Number: 19/51607**

**Application for Leave to Appeal** against the decision of the planning authority by Lawrence Doherty of Greenfort, Fahan, County Donegal having an interest in land adjoining the land in respect of which Donegal County Council decided on the 13<sup>th</sup> day of August, 2020 to grant subject to conditions a permission to Kevin Porter care of Kevin G.P. Kelly and Company Limited of 22 Grangemore Park, Old Creggan Road, Derry City, Northern Ireland.

**Proposed Development:** Internal alterations and forming new openings, proposed entrance steps and car parking, and construction of study room to attic space, all at Briar cliff, Figary, Fahan, County Donegal.

**Decision**

**REFUSE** leave to appeal under section 37 (6) of the Planning and Development Act, 2000, as amended, 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**

Having regard to the submissions and documents received in connection with the application for leave to appeal and the condition(s) set out in the planning authority's decision, it is considered that it has not been shown that the development in respect of which a decision to grant permission has been made will differ materially from the development as set out in the application for permission by reason of conditions imposed by the planning authority to which the grant is subject.

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**Chris McGarry**

**Member of An Bord Pleanála**

**duly authorised to authenticate  
the seal of the Board.**

**Dated this            day of            2020.**