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**Planning and Development Acts 2000 to 2020**

**Planning Authority: Laois County Council**

**Planning Register Reference Number: 19/667**

**Application for Leave to Appeal** against the decision of the planning authority by Clare, Ann and Brendan Whelan care of Main Street, Ballylinan, County Laois having an interest in land adjoining the land in respect of which Laois County Council decided on the 3<sup>rd</sup> day of December, 2020 to grant subject to conditions a permission to Oghil Properties Limited care of MCD Civil Engineering Consultants Limited of Stanhope Street, Athy, County Kildare.

**Proposed Development:** Demolition of existing single storey building and construction of five number two- storey dwellings consisting of two number two bedroomed units and three number three bedroom units and all ancillary site development works, at Ballylinan, County Laois.

**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 conditions 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 numbers 9 (a), 10 (a) and 10 (b) 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            2021.**