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**Urban Regeneration and Housing Act 2015**

**Planning and Development Acts 2000 to 2020**

**Planning Authority: Sligo County Council**

**Planning Register Reference Number: SL-VS-13**

**Appeal** by Eminence Homes Limited care of Harley Planning Consultants Limited of 1 Melmount Park, Strabane, County Tyrone in accordance with section 18 of the Urban Regeneration and Housing Act 2015, as amended, against a demand for payment of vacant site levy issued by Sligo County Council on the 16<sup>th</sup> day of December, 2020 in respect of the site described below.

**Description:** Cairns Road, Sligo

### **Decision**

The Board, in accordance with section 18(3) of the Urban Regeneration and Housing Act 2015, as amended, and based on the reasons and considerations set out below, hereby determines that the above site was a vacant site within the meaning of that Act, and, in accordance with section 18(4) of the Act, determines that the amount of the levy has been correctly calculated in respect of the vacant site.

## Matters Considered

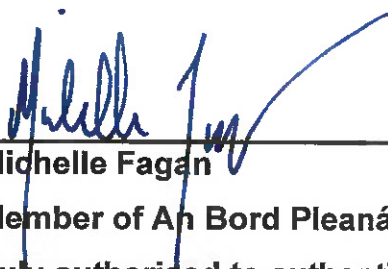
In making its decision, the Board had regard to those matters to which, by virtue of the Planning and Development Acts and Regulations made thereunder, it was required to have regard. Such matters included any submissions and observations received by it in accordance with statutory provisions.

## Reasons and Considerations

Having regard to the information submitted to the Board by the planning authority in relation to the entry of the site on the Vacant Sites Register, the grounds of appeal submitted by the appellant, and the report of the Inspector, it is considered that:

- (a) the use of the site as a temporary car park cannot be considered as being in full and active use and it has not been shown that the site was no longer a vacant site within the meaning of the Urban Regeneration and Housing Act, 2015, as amended, on the 1<sup>st</sup> day of January 2019, or that the amount of the levy has been incorrectly calculated in respect of the site by the planning authority, and
- (b) the site continued to be a vacant site on the date on which the appeal was made.

The demand for payment of vacant site levy as calculated by the planning authority under section 15 of the Urban Regeneration and Housing Act 2015 is, therefore, confirmed.

  
Michelle Fagan

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

Dated this 8<sup>th</sup> day of October 2021

