



---

**Planning and Development Acts 2000 to 2021**

**Planning Authority: Dublin City Council**

**Planning Register Reference Number: 3270/21**

**Appeal** by Fionuala Sherwin of 5 Knocksinna Grove, Foxrock, Dublin against the decision made on the 29<sup>th</sup> day of September, 2021 by Dublin City Council to grant subject to conditions a permission to Saint Laurence O'Toole Diocesan Trust care of Fitzgerald Kavanagh and Partners of 1 Mount Street Crescent, Dublin in accordance with plans and particulars lodged with the said Council:

**Proposed Development:** The removal of artefacts of a Liturgical and Religious nature from Holy Cross Church (a protected structure RPS number 1901) to facilitate their re-instatement in appropriate locations (subject to separate statutory consents where required). The artefacts consist of the following: 1. Altar of the Holy Cross – South Aisle – bas-relief C. 1870, 2. Our Lady's Altar – North Aisle – bas-relief 1870, 3. Statue of Pope Pius IX – 1865 by Filippo Matteini, 4. Statute of Cardinal Cullen – 1881 by Thomas Farrell, 5. Stone Plaque built into wall (Coat of Arms of Cardinal Cullen) 19<sup>th</sup> Century, 6. Main Altar (late 20<sup>th</sup> Century), 7. Tabernacle (late 20<sup>th</sup> Century), 8. Stations of the Cross (19<sup>th</sup> Century), 9. Confessional Box (19<sup>th</sup> Century), 10. Crucifix above main Altar (late 20<sup>th</sup> Century), 11. Pews to central aisle and side aisles (late 20<sup>th</sup> Century) at Holy Cross Church, Holy Cross College, Clonliffe Road, Dublin (a Protected Structure).

## Decision

**GRANT permission for the above proposed development in accordance with the said plans and particulars based on the reasons and considerations under and subject to the conditions set out below.**

## Reasons and Considerations

Having regard to the Z12 zoning objective for Institutional Land (Future Development Potential) that applies to the site in the Dublin City Development Plan 2022-2028, the recent planning history pertaining to the site, under which a change of use of the Protected Structure from a liturgical to a non-liturgical use has been granted, and the nature and scale of the proposed development, it is considered that, subject to compliance with the conditions set out below, the proposed development would not adversely impact on the character or setting of the Protected Structure. The proposed development would, therefore, be in accordance with the proper planning and sustainable development of the area.

## Conditions

1. The development shall be carried out and completed in accordance with the plans and particulars lodged with the application, except as may otherwise be required in order to comply with the following conditions. Where such conditions require details to be agreed with the planning authority, the developer shall agree such details in writing with the planning authority prior to the commencement of development and the development shall be carried out and completed in accordance with the agreed particulars.

**Reason:** In the interest of clarity.

2. (a) A conservation expert shall be employed to manage, monitor and implement the works on the site and to ensure adequate protection of the retained and historic fabric during the works. In this regard, all permitted works shall be designed to cause minimum interference to the retained building and façade structure and fabric.
- (b) All works to the protected structure will be carried out in accordance with best conservation practice as detailed in the application and the Architectural Heritage Protection Guidelines for Planning Authorities issued by the Department of Arts, Heritage and the Gaeltacht in 2011.
- (c) All existing original features in the vicinity of the works shall be protected during the course of the refurbishment works.
- (d) All repair of original fabric shall be scheduled and carried out by appropriately experienced conservators of historic fabric.

**Reason:** To ensure that the integrity of the Protected Structure is maintained and protected from unnecessary damage or loss of fabric.

*DR. Maria FitzGerald*

**Maria FitzGerald**

**Member of An Bord Pleanála**

**duly authorised to authenticate**

**the seal of the Board**

Dated this *24<sup>th</sup>* day of *January* 2023

