



Building Control Acts 1990 to 2014

Building Control Authority: Dublin City Council

Building Control Authority Register Reference Number: FSC1080/22

Appeal by Clancourt Management UC care of Michael Slattery Associates of 19 Windsor Place, Lower Pembroke Street, Dublin in relation to the decision made on the 25th day of February, 2022 by Dublin City Council to grant a fire safety certificate under section 6 (2)(a)(ii) of the Building Control Act, 1990, as amended by section 5(a) of the Building Control Act 2007 for single storey extension to the one and two park place building at Hatch Street Upper, Dublin.

Decision

Pursuant to the powers conferred on it by section 7 of the Building Control Act, 1990, An Bord Pleanála hereby refuses the appeal based on the reasons and considerations set out below.

Reasons and Considerations

Having regard to the form, use and layout of the building and to the fire safety design measures proposed by the appellant, to the submissions lodged in connection with the Fire Safety Certificate application and the appeal and to the report and recommendation of the reporting Inspector, the Board considered that conditions numbers 9, 10, and 11 are justified in order to comply with Table 23 and Clause 30.2.2 of BS 9999:2017 and should, therefore, be retained.

In deciding not to accept the Inspector's recommendation to remove the conditions, the Board had regard to the assessment of Dublin Fire Brigade setting out clearly that in order to comply with Table 23 and Clause 30.2.2 of BS 9999:2017 buildings above 30 metres are not permitted unless they are provided with sprinklers and a period of fire resistance of 120 minutes for elements of structure.



Eamonn James Kelly

Eamonn James Kelly

Member of An Bord Pleanála

duly authorised to authenticate

the seal of the Board.

Dated this *22nd* day of *November*, 2023.