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**Planning and Development Acts 2000 to 2022**

**Planning Authority: Galway City Council**

**Planning Register Reference Number: P/DC/3/8/22**

**WHEREAS** a question has arisen as to whether the temporary closure of six roads (Raven Terrace, Dominick Street Upper, Small Crane, William Street West, Forster Street and Woodquay) within Galway City, for the period between 9<sup>th</sup> April, 2022 and 31<sup>st</sup> October, 2022 and for the purposes of allowing outdoor dining, festivals and events at Raven Terrace, Dominick Street Upper, Small Crane, William Street West, Forster Street and Woodquay, Galway, is or is not development and is or is not exempted development.

**AND WHEREAS** Angela Casey of 2 Munster Avenue, Galway requested a declaration on this question from Galway City Council and the Council issued a declaration on the 7<sup>th</sup> day of April, 2022 stating that the matter is not development and is a facility provided for under Section 75 of the Roads Act 1993 providing the required procedures are carried out:

**AND WHEREAS** Angela Casey referred the declaration for review to An Bord Pleanála on the 3<sup>rd</sup> day of May, 2022:

**AND WHEREAS** An Bord Pleanála, in considering this referral, had regard particularly to –

- (a) Section 2(1) of the Planning and Development Act, 2000, as amended,
- (b) Section 3(1) of the Planning and Development Act, 2000,
- (c) Section 4(1)(a) of the Planning and Development Act, 2000, as amended, and
- (d) Section 75 of the Roads Act 1993.

**AND WHEREAS** An Bord Pleanála has concluded that the temporary closure of six roads (Raven Terrace, Dominick Street Upper, Small Crane, William Street West, Forster Street and Woodquay) within Galway City, for the period between 9<sup>th</sup> April 2022 and 31<sup>st</sup> October, 2022 and for the purposes of allowing outdoor dining, festivals and events is not development.

**NOW THEREFORE** An Bord Pleanála, in exercise of the powers conferred on it by section 5(3)(a) of the 2000 Act, hereby decides that the temporary closure of six roads (Raven Terrace, Dominick Street Upper, Small Crane, William Street West, Forster Street and Woodquay) within Galway City, for the period between 9<sup>th</sup> April, 2022 and 31<sup>st</sup> October, 2022 and for the purposes of allowing outdoor dining, festivals and events is not development.



**Tom Rabbette**

**Member of An Bord Pleanála**

**duly authorised to authenticate**

**the seal of the Board.**

Dated this 29<sup>th</sup> day of Sept. 2023.