

An
Bord
Pleanála

Board Order
ABP-314466-22

Planning and Development Acts, 2000 to 2021

Planning Authority: Roscommon County Council

(Associated application reference number: ABP-300493-17)

REQUEST received by An Bord Pleanála on the 29th day of August, 2022 from Roscommon County Council under section 146B of the Planning and Development Act, 2000, as amended, to alter the terms of the N5 Ballaghaderreen to Scramoge proposed road development approved under An Bord Pleanála reference number ABP-300493-17.

WHEREAS the Board made a decision to approve the proposed development, subject to conditions, for the above-mentioned development by Order dated the 16th day of January, 2019,

AND WHEREAS the Board has received a request to alter the terms of the development, the subject of the approval,

AND WHEREAS the proposed alterations in respect of Active Travel proposals are described as follows:

- A cycling/walking underpass and associated cycleways west of Bellenagare village,
- A cycling/walking link towards Elphin village, and
- A cycling/walking link at the eastern end of the scheme.

AND WHEREAS the Board decided, in accordance with section 146B(2)(b) of the Planning and Development Act 2000, as amended, not to invite submissions or observations from the public in relation to whether the proposed alterations would constitute the making of a material alteration to the terms of the development concerned,

AND WHEREAS the Board decided, in accordance with section 146B(2)(a) of the Planning and Development Act 2000, as amended, that the proposed alterations would not result in a material alteration to the terms of the development, the subject of the approval,

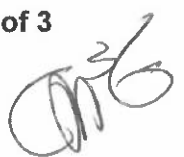
AND WHEREAS having considered all of the documents on file and the Inspector's report, the Board considered that the making of the proposed alterations would not be likely to have significant effects on the environment or on any European Site,

NOW THEREFORE in accordance with section 146B(3)(a) of the Planning and Development Act, 2000, as amended, the Board hereby alters the above mentioned decision so that the approved development shall be altered in accordance with the plans and particulars received by An Bord Pleanála on the 29th day of August, 2022, as amended by the further plans and particulars received by An Bord Pleanála on the 8th day of December, 2022, for the reasons and considerations set out below.

REASONS AND CONSIDERATIONS

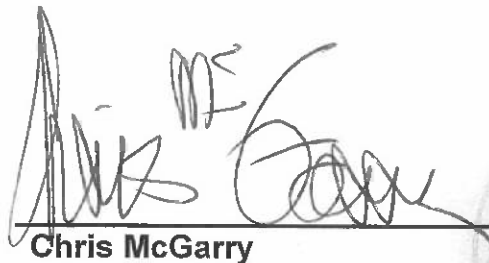
Having regard to:

- (i) the nature and scale of the proposed road development approved under An Bord Pleanála reference number ABP-300493-17,
- (ii) the limited nature and scale of the alterations when considered in relation to the overall permitted development,



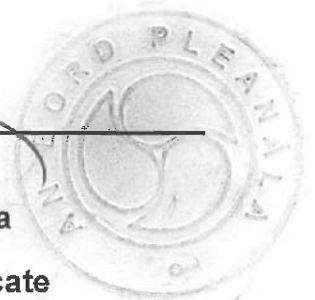
- (iii) the examination of the environmental impact, including in relation to European Sites, carried out in the course of that application,
- (iv) the absence of any significant new or additional environmental concerns (including in relation to European Sites) arising as a result of the proposed alterations, and
- (v) the report of the Board's Inspector, which is agreed and adopted,

It is considered that the proposed alterations would not be material. In accordance with section 146B(3)(a) of the Planning & Development Act, 2000 as amended, the Board hereby makes the said alterations.



Chris McGarry

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



Dated this 23th day of January 2023