



An
Bord
Pleanála

Board Order
ABP-316476-23

Taxes Consolidation Act 1997, as amended

Planning Authority: Kildare County Council

Planning Register Reference Number: KCC-C108-20

Appeal by Pouterle Limited care of Brock McClure, Planning and Development Consultants of 63 York Road, Dun Laoghaire, County Dublin in accordance with section 653J of the Taxes Consolidation Act 1997, as amended, against the inclusion of land on the map of the Residential Zoned Land Tax by Kildare County Council on the 28th day of March, 2023 in respect of the site described below.

Lands at: Southgreen Road and Old Road, Kildare Town, County Kildare.

Decision

The Board in accordance with section 653J of the Taxes Consolidation Act 1997, as amended, and based on the reasons and considerations set out below, hereby decides to set aside the determination of the local authority and allow the appeal.

Reasons and Considerations

The zoning of these lands was under the Kildare Town Local Area Plan 2012 – 2018, and this plan has expired, there is no replacement Local Area Plan under preparation. The lands identified as part of this appeal as 'C1' - KCC-C108-20 are, therefore, not zoned, as per Section 653B(a) of the Taxes Consolidation Act, 1997, as amended and should not be included on the relevant RZLT maps.



Stephen Bohan

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

Dated this *29th* day of *November* 2023