

An  
Bord  
Pleanála

Board Order  
ABP-316833-23

**Taxes Consolidation Act 1997, as amended**

**Planning Authority: Kerry County Council**

**Planning Register Reference Number: KE-C6-RZLT-32**

**Appeal** by Thomas, Mary and Breda King of The Farm, Clash West, Tralee, County Kerry 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 Kerry County Council on the 23<sup>rd</sup> day of March, 2023 in respect of the site described below.

**Lands at:** Land at Clash West, Tralee, County Kerry.

## 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 confirm the determination of the local authority.

An amendment to this  
Board Order has been made

Dated 6/12/23

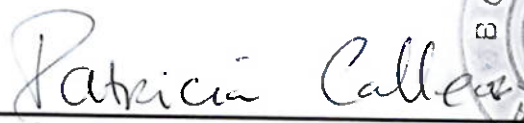
Signed: Secretary *EW*

*P.C.*

## Reasons and Considerations

Having regard to the determination by the local authority, the submitted grounds of appeal, the provisions of the section 653B of the Taxes Consolidation Act 1997, as amended, and the advice in section 3.1.2 of the 2022 Guidelines for Planning Authorities on the Residential Zoned Land Tax, it is considered that the lands identified as land parcel ID KY0000001491, KY0000000998 and KY0000001025 under KE-C6-RZLT-32 should remain on the Residential Zoned Land Tax map.

The lands are zoned residential within an established urban area with services available and no capacity or other reasons have been identified that would prevent the development of these lands in principle for residential purposes. The lands are accessible and there is no reason why they cannot be developed in principle in accordance with the residential zoning objective that applies to these lands which meet the qualifying criteria set out in section 653B of the Taxes Consolidation Act 1997, as amended, and there are no matters arising that warrant exclusion from the Residential Zoned Land Tax map.

  
Patricia Callear

Member of An Bord Pleanála

duly authorised to authenticate  
the seal of the Board.



Dated this 19 day of September 2023

An amendment to this  
Board Order has been made

Dated 06/12/23

Signed: Secretary 