



An  
Bord  
Pleanála

Board Order  
ABP-316906-23

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**Taxes Consolidation Act 1997, as amended**

**Planning Authority: Kerry County Council**

**Planning Authority Reference Number: KE-C6-RZLT-47**

**Appeal** by Ciara and Liam Fahy of Ballycasheen Road, Killarney, 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:** Ballycasheen, Killarney, 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 decided to confirm the determination of the local authority in part and set aside the determination of the local authority and allow the appeal in part as follows:**

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That portion of the lands zoned P1 shall be excluded from the map and the remainder of the lands shall be included on the map.

## Reasons and Considerations

The lands zoned R2 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 their exclusion from the map.

The lands zoned P1 do not meet the qualifying criteria set out in section 653B of the Taxes Consolidation Act 1997, as amended, as they are zoned agriculture and, therefore, should be excluded from the map.



**Una Crosse**

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

Dated this 15<sup>th</sup> day of August 2023.