

An  
Bord  
Pleanála

## Board Order ABP-318847-24

**Planning and Development Acts 2000 to 2022**

### **Amendment of Board Order**

**Planning Authority: Dublin City Council.**

**Planning Register Reference Number: 4654/23**

**Development Concerned:** Retention development consists of (1) retention of the widening of the dormer in the attic to the full length of the dwelling, (2) retention of the removal of the chimney, and (3) retention of six square metres extension on the second floor (attic conversion) all at 39 Shangan Crescent, Ballymun, Dublin.

**WHEREAS** the Board made a decision to grant permission, in relation to the above-mentioned appeal by Order dated the 26<sup>th</sup> day of June, 2024:

**AND WHEREAS** it has come to the attention of the Board that due to an administrative error a condition under Section 48, of the Planning and Development Act, 2000 as amended, was omitted from the Boards Order,

**AND WHEREAS** the Board considered that the correction of the above-mentioned error would not result in a material alteration of the terms of the development, the subject of the permission or decision,



**AND WHEREAS** having regard to the nature of the issue involved, the Board decided not to invite submissions in relation to the matter from persons who had

made submissions or observations in relation to the appeal the subject of this amendment,

**NOW THEREFORE** in accordance with section 146A(1) of the Planning and Development Act 2000, as amended, the Board hereby amends the above-mentioned decision further condition to its Order so that it shall be as follows for the reason set out:

2. The developer shall pay to the planning authority a financial contribution in respect of public infrastructure and facilities benefiting development in the area of the planning authority that is provided or intended to be provided by or on behalf of the authority in accordance with the terms of the Development Contribution Scheme made under section 48 of the Planning and Development Act 2000, as amended. The contribution shall be paid within three months of the date of this Order or in such phased payments as the planning authority may facilitate and shall be subject to any applicable indexation provisions of the Scheme at the time of payment. Details of the application of the terms of the Scheme shall be agreed between the planning authority and the developer or, in default of such agreement, the matter shall be referred to the Board to determine the proper application of the terms of the Scheme.

**Reason:** It is a requirement of the Planning and Development Act 2000, as amended, that a condition requiring a contribution in accordance with the Development Contribution Scheme made under section 48 of the Act be applied to the permission.



**Martina Hennessy**

**Member of An Bord Pleanála**

**duly authorised to authenticate  
the seal of the Board.**

Dated this 15 day of August 2024.