



An
Bord
Pleanála

Board Order ABP-319021-24

Planning and Development Acts 2000 to 2022

Planning Authority: Limerick City and County Council

Planning Register Reference Number: EC004/24

WHEREAS a question has arisen as to whether the use of a garden room/pod on an appointment basis for therapeutic counselling at 20 Lansdowne Park, Ennis Road, Limerick is or is not development or is or is not exempted development,

AND WHEREAS Laura and Cian Murphy care of AK Planning of Millside, Mill Road, Corbally, Limerick requested a declaration on this matter from Limerick City and County Council and the Council issued a declaration on the 2nd day of February, 2024 stating that the matter is development and is not exempted development,

AND WHEREAS Laura and Cian Murphy care of AK Planning of Millside, Mill Road, Corbally, Limerick referred this declaration for review to An Bord Pleanála on the 12th day of February, 2024,

AND WHEREAS An Bord Pleanála, in considering this referral, had regard particularly to:

- (a) Sections 2, 3 and 4 of the Planning and Development Act 2000, as amended, and

(b) Articles 6, 9, and 10 and Parts 1 and 4 of Schedule 2 of the Planning and Development Regulations 2001, as amended,

AND WHEREAS An Bord Pleanála has concluded that the use of the garden room/pod for therapeutic counselling does not come within the scope of Section 4(1)(j) of the Planning and Development Act 2000, as amended, or Class 3 of Part 1 of Schedule 2 or the Classes of Use in Part 4 of the Planning and Development Regulations 2001, as amended, and constitutes a material change in the use of the structure,

NOW THEREFORE An Bord Pleanála, in exercise of the powers conferred on it by Section 5(3)(a) of the Planning and Development Act 2000, as amended, hereby decides that the use of a garden room/pod on an appointment basis for therapeutic counselling at 20 Lansdowne Park, Ennis Road, Limerick is development and is not exempted development.


Liam Bergin

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

Dated this *07th* day of *August* 2024.