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**Planning and Development Acts 2000 to 2022**

**Planning Authority: Offaly County Council**

**Planning Register Reference Number: 23/285**

**Application for Leave to Appeal** against the decision of the planning authority by Ryan McNeill of Derrybeg, Killeigh, Tullamore, County Offaly having an interest in land adjoining the land in respect of which Offaly County Council decided on the 20<sup>th</sup> day of January, 2024 to grant subject to conditions permission to Killeigh School Boys and Girls Soccer Club care of MCOH Architects of Old Church, 22 Church Street, Portlaoise, County Laois.

**Proposed Development:** Retention of (a) re-orientation of previously granted playing pitch, (b) relocation of previously granted temporary dressing rooms, (c) relocation of previously granted car park area, (d) re-routing of previously granted surrounding pedestrian walkway, all of which were previously granted on foot of planning permission granted under planning register reference number 16/266. Retention of 36 square metres machinery storage shed and planning permission for the erection of 27 number four metres high lighting posts around perimeter of walking track; all at Derrybeg, Tullamore, County Offaly.

## **Decision**

**REFUSE** leave to appeal under section 37 (6) of the Planning and Development Act, 2000, as amended, based on the reasons and considerations set out below.

## **Reasons and Considerations**

Under section 37(6) of the Planning and Development Act, as amended, the Board may, within 4 weeks from the receipt of the application, grant the applicant leave to appeal where the applicant shows that:

- i) the development, in respect of which a decision to grant permission has been made, will differ materially from the development as set out in the application for permission, by reason of conditions imposed by the planning authority to which the grant is subject, and
- ii) that the imposition of such conditions will materially affect the applicant's enjoyment of the land or reduce the value of the land.

The applicant for leave to appeal makes reference to a previous grant of planning permission (planning authority reference 16/266). However, this appeal concerns planning reference 23/285 only. The Board considered that it has not been shown that the development will differ materially from the development as set out in the application for permission, by reason of conditions imposed by the planning authority, to which the grant is subject. The Board considered that sufficient grounds to grant leave to appeal have not been demonstrated and the Board, therefore, decided to refuse the appeal.



A handwritten signature in blue ink, appearing to read 'Martina Hennessy', is written over a horizontal line.

**Martina Hennessy**

**Member of An Bord Pleanála**

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

Dated this 14<sup>th</sup> day of March 2024.