



Planning and Development Acts 2000 to 2022

Planning Authority: Limerick City and County Council

Planning Register Reference Number: 24216

Application for Leave to Appeal against the decision of the planning authority by Kathleen Gammell care of Shaws Consulting Engineers of 1 Lower Mallow Street, Limerick, having an interest in land adjoining the land in respect of which Limerick City and County Council decided on the 26th day of September, 2024 to grant subject to conditions a permission to Marie Flynn care of Maurice Maskell of Coolcappa, Ardagh, County Limerick.

Proposed Development: Retention of an entrance gate and all associated site works at Pound Lane, Rathkeale, County Limerick.

Decision

GRANT 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

Having regard to the submissions and documents received in connection with the application for leave to appeal and the condition set out in the planning authority's decision, it is considered that it has been shown 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 condition numbered 1 imposed by the planning authority to which the grant is subject which refers to amended plans and particulars received at further information stage that were not advertised, and
- (ii) the imposition of condition number 1 will materially affect the applicant's enjoyment of the land adjoining the land in respect of which it has been decided to grant permission.



Mary Henchy

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

Dated this 15th day of Nov. 2024.