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**Planning and Development Act 2000, as amended**

**Planning Authority: Limerick City and County Council**

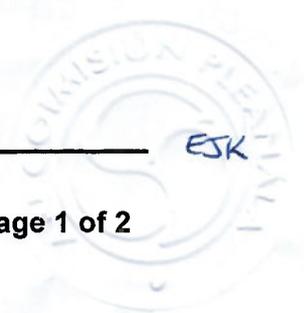
**Planning Register Reference Number: 25/76**

**APPEAL** by McGrath Heavy Transport Limited against the decision made on the 7<sup>th</sup> day of May, 2025 by Limerick City and County Council to refuse permission for the proposed development.

**Proposed Development:** Infill flooded quarried land with topsoil, subsoil, rock and construction and demolition waste to raise the level of the land for agricultural purposes at Woodroad, Gardenhill and Bunkey, Castleconnell, County Limerick.

## **Decision**

**REFUSE** permission for the above proposed development in accordance with the reasons and considerations set out below.



## Reasons and Considerations

The Commission noted that the proposed area to be infilled is situated outside the red line boundary indicated in planning register reference 05/7033 and was thus quarried without the grant of planning permission, as confirmed by the applicant on the 13<sup>th</sup> day of October, 2025 in response to the direction issued by the Commission in accordance with Section 132 of the Planning and Development Act 2000, as amended. The development as proposed is contingent upon, and would therefore consolidate, unauthorised development. In addition, and further to the Section 132 direction, on the basis that a Natura Impact Statement was submitted with the proposed development, the Commission can't be satisfied that the matter of substitute consent does not also arise in this regard. The proposed development would not, therefore, be in accordance with the proper planning and sustainable development of this area.

*Eamonn James Kelly*

**Eamonn James Kelly**

**Planning Commissioner of An Coimisiún**

**Pleanála duly authorised to authenticate**

**the seal of the Commission.**

Dated this *5<sup>th</sup>* day of *March*, 2026.

