



An  
Coimisiún  
Pleanála

## Commission Order ACP-323601-25

**Derelict Sites Act, 1990**

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

**Planning Authority: Cork County Council**

**Application** received by An Coimisiún Pleanála on the 8<sup>th</sup> day of September 2025 from Cork County Council pursuant to section 16 of the Derelict Sites Act, 1990, as amended, for consent to the compulsory acquisition of a derelict site at Elm Lawn (Rock Cottage), Loughbeg, Ringaskiddy, County Cork and as more particularly described in the notice of intention to compulsorily acquire the site.

### **Decision**

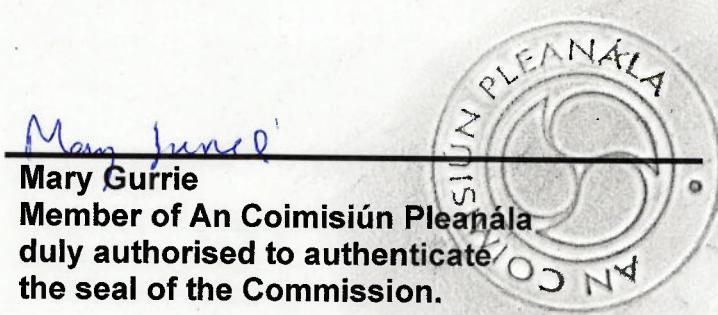
**GRANT** consent to the compulsory acquisition of the said site based on the reasons and considerations set out below.

## Reasons and Considerations

Having regard to the neglected, unsightly and objectionable condition of the subject property, which detracts to a material degree from the amenity, character and appearance of land in the neighbourhood, having considered the objections made to the compulsory acquisition, and also:

- (a) the Constitutional and Convention protection afforded to property rights,
- (b) the public interest, and,
- (c) the provisions of Cork County Development Plan 2022-2028,

it is considered that the site detracts to a material degree from the amenity, character and appearance of land in the neighbourhood and, therefore, comes within the definition of a derelict site as defined in Section 3 (b) of the Derelict Sites Act, 1990, as amended, and that the compulsory acquisition of the site by the local authority is necessary in order to render the site non-derelict and to prevent it from continuing to be a derelict site. It is also considered that the objections made cannot be sustained, having regard to that said necessity and that the compulsory acquisition and its effects on the property rights of affected landowners are proportionate to that objective and justified by the exigencies of the common good.



Mary Gurrie  
Member of An Coimisiún Pleáinála  
duly authorised to authenticate  
the seal of the Commission.

Dated this 05 day of January 2026