

An  
Coimisiún  
Pleanála

Commission Order  
ACP-323617-25

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

**Planning Authority: Kildare County Council**

**Planning Register Reference Number: 2560378**

**Appeal by Spectra Investments Limited care of Brock McClure Planning and Development Consultants of 63 York Road, Dún Laoghaire, Dublin against the decision made on the 14<sup>th</sup> day of August 2025, by Kildare County Council to grant permission subject to conditions in accordance with plans and particulars lodged with the said Council.**

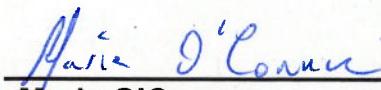
**Proposed Development:** Construction of a Surface Vehicle Storage Compound and Vehicle Inspection Building, together with all associated site and landscaping works at Motor Park, Newhall, Naas, County Kildare.

## **Decision**

**Having regard to the nature of the condition the subject of the appeal, the Commission is satisfied that the determination by the Commission of the relevant application as if it had been made to it in the first instance would not be warranted and, based on the reasons and considerations set out below, directs the said Council under subsection (1) of section 139 of the Planning and Development Act, 2000 to REMOVE condition number 22 and the reason therefor.**

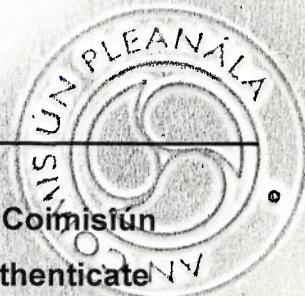
## Reasons and Considerations

Having regard to the information on file, including the specific nature of the proposed development, the Commission considered that condition number 22 shall be removed on the basis that it is not consistent with the provisions of Section 48(2)(c) of the Planning and Development Act, 2000, as amended, as it fails to meet the statutory tests of Section 48(2)(c) of the Planning and Development Act, 2000, as amended. It has not been satisfactorily demonstrated that the special development contribution must be required, nor are specific exceptional costs incurred as a result of, or in order to facilitate the proposed development, and such costs can be covered by a Development Contribution Scheme made under Section 48 of the Planning and Development Act, 2000, as amended.



Marie O'Connor

Planning Commissioner of An Coimisiún  
Pleanála duly authorised to authenticate  
the seal of the Commission.



Dated this 07 day of January 2026