

An
Coimisiún
Pleanála

Commission Order ACP-324089-26

Derelict Sites Act, 1990

Planning and Development Act, 2000, as amended

Planning Authority: Limerick City and County Council

Application received by An Coimisiún Pleanála on the 17th day of February 2026 from Limerick City and 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 Ballyorgan, County Limerick and as more particularly described in the notice of intention to compulsorily acquire the site.

Decision

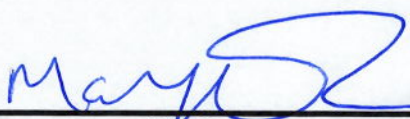
GRANT consent to the compulsory acquisition of the said site based on the reasons and considerations set out below.

Reasons and Considerations

Having regard to the derelict and ruinous condition of the structure, and to the neglected, unsightly and objectionable condition of the land and structure thereon, having considered the objection made to the compulsory acquisition, and also having considered:

- (a) the constitutional and Convention protection afforded to property rights,
- (b) the public interest, and
- (c) the provisions of the Limerick 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 (a) and 3 (b) of the Derelict Sites Act, 1990, as amended. It is considered 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 in the absence of adequate evidence of substantive action taken by the owner/occupier to address the dereliction of the site, the objection made cannot be sustained, and having regard to the necessity to render the site non-derelict, it is considered 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.



MaryRose McGovern
Member of An Coimisiún Pleanála
duly authorised to authenticate
the seal of the Commission.



Dated this 11th day of June 2026