



An
Coimisiún
Pleanála

Commission Order ACP-324095-26

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 Ballinamuddagh, Ardagh, County Limerick and as more particularly described in the notice of intention to compulsorily acquire the site.

Decision

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

Reasons and Considerations

Notwithstanding the current unsightly and objectionable condition of the site, 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 the Limerick Development Plan 2022-2028,

it is considered that the site does not detract to a material degree from the amenity, character and appearance of land in the neighbourhood and, therefore, that the compulsory acquisition of the site by the local authority is not necessary in order to render the site non-derelict. The Commission is not satisfied, therefore, that the objections made cannot be sustained, having regard to that said necessity or 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 Henchy
Member of An Coimisiún Pleanála
duly authorised to authenticate
the seal of the Commission.

Dated this 25th day of *June* 2026