An Coimisiún Pleanála

Commission Order ACP-324242-26

Derelict Sites Act, 1990

Planning and Development Act, 2000, as amended

Planning Authority: Cork County Council

Application received by An Coimisiún Pleanála on the 27th day of April 2026 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 131 and 132 Bank Place, Thomas Davis Street, Mallow, County Cork, 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.

P.C.

Reasons and Considerations

Having regard to the current unsightly and objectionable condition of the site, having considered the objection 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 Cork County Development Plan 2022-2028,

it is considered that, notwithstanding the current unsightly and objectionable condition of the site of both properties, which detract to a material degree from the amenity, character and appearance of the surrounding land in the neighbourhood, taking account of the evidence of the efforts made by the Notice Party to render the site non-derelict, the Commission does not consider that the compulsory acquisition of the site by the local authority is necessary at this time in order to render the site non-derelict.

Patricia Calleary

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

Dated this 18th **day of** November **2026**