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**Building Control Acts 1990 to 2014**

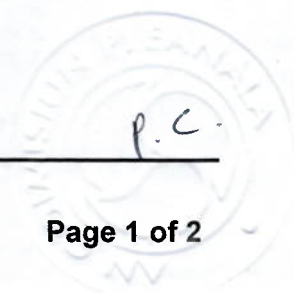
**Building Control Authority: Wexford County Council**

**Building Control Authority Register Reference Number: DAC2618698WX**

**Appeal** by Wexford County Council in relation to the decision made on the 30<sup>th</sup> day of April 2026 by Wexford County Council to grant, subject to conditions, a Disability Access Certificate under section 6(2)(a)(vii) of the Building Control Act, 1990, as amended by section 5 of the Building Control Act 2007, in respect of a development at Block 4, Rosbercon, New Ross, County Wexford, in accordance with plans and particulars lodged with the said Building Control Authority:

**WHEREAS** the said appeal relates to condition number 2 attached to the decision of the said Building Control Authority:

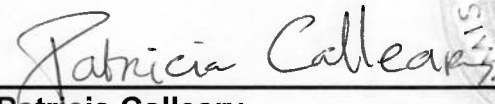
**AND WHEREAS** An Coimisiún Pleanála is satisfied, having regard to the nature of the said conditions, that the determination by the Commission of the relevant application as if it had been made to it in the first instance would not be warranted:



**NOW THEREFORE** An Coimisiún Pleanála, in exercise of the powers conferred on it by section 7 of the Building Control Act, 1990, as amended by section 6 of the Building Control Act 2007, and by Article 40 (2) of the Building Control Regulations, 1997, and based on the Reasons and Considerations set out below, hereby directs the said Building Control Authority to remove the said condition number 2 and the reasons therefor.

## **Reasons and Considerations**

Having regard to the provisions of Part M of the Second Schedule to the Building Regulations 1997, as amended, Second Schedule, Part M, to the nature and layout of the proposed works and to the submission made in connection with the application and appeal, it is considered that the works or building to which the application relates, if constructed in accordance with the plans, calculations, specifications and particulars submitted, complies with the requirements of Part M of the Second Schedule to the Building Regulations 1997, as amended and accordingly Condition 2 is not required.



**Patricia Calleary**

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

**Dated this 23 day of September 2026**