An Coimisiún Pleanála

Commission Order ACP-324498-26

Derelict Sites Act, 1990

Planning and Development Act, 2000, as amended

Planning Authority: Mayo County Council

Application received by An Coimisiún Pleanála on the 4th day of August, 2026 from Mayo County Council pursuant to section 16 of the Derelict Sites Act, 1990, as amended, for consent to the compulsory acquisition of a site at Carrowneden (House 2), Killasser, Swinford, County Mayo 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

Having regard to the derelict, neglected, unsightly and objectionable state of the land, having considered the objection made to the compulsory acquisition, and:

(a) the constitutional and Convention protection afforded to property rights,

(b) the public interest, and

(c) the provisions of Mayo County 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(b) of the Derelict Sites Act, 1990, as amended.

The Commission decided notwithstanding the derelict, neglected, unsightly and objectionable state of the land, not to accept the Inspector's recommendation to grant consent for the compulsory acquisition at this time as it was not satisfied that the current owner of the property has been afforded an appropriate opportunity and timescale to undertake works to render the site non-derelict. Therefore, the Commission was not satisfied the compulsory acquisition of the site by the local authority is proportionate or justified having regard to property rights or is necessary, at this time, in order to render the site non-derelict and to prevent it from continuing to be a derelict site.

The Commission considered that the objection made can be sustained, having regard to that said necessity and that the compulsory acquisition and its effects on the property rights of affected landowners are not proportionate to that objective.

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

Dated this 9th **day of** November **2026**