



An
Coimisiún
Pleanála

Commission Order
PL-500056-KE-26

Planning and Development Act 2000, as amended

Planning Authority: Kildare County Council

Planning Register Reference Number: 25/60841

Appeal by Frostbreak ULC against the decision made on the 15th day of September 2025 by Kildare County Council to refuse permission for the proposed development.

Proposed Development: Retention permission for a period of one year for the removal of railings/gates and the erection of temporary security gates and fencing to the front (south-western side) of the site; a gate and fencing to front, side and rear (south-eastern and north-eastern side) of the site; and, all associated ancillary works, all at the Shalom Nursing Home, Church Street, Kilcock, County Kildare, which is a protected structure (RPS Number B05-40) and located within the Kilcock Architectural Conservation Area (ACA).

Decision

GRANT permission for the above proposed development in accordance with the said plans and particulars based on the reasons and considerations under and subject to the conditions set out below.

Reasons and Considerations

Having regard to the temporary duration for the works to be retained, namely the gates and security fencing, it is considered that the development proposed to be retained would not have an adverse impact on the character, setting, curtilage or attendant grounds of the Protected Structure or the Kilcock Architectural Conservation Area. Subject to compliance with conditions outlined below, the development proposed to be retained would accord with the relevant policies and objectives in the Kildare County Development Plan including inter alia Pol AH P6, Obj. AH O20, Obj. AH O21, Obj. O23, Obj. O32, Obj. AH O43 in relation to Protected Structures, Obj. AH O65, Obj. AH O66 and Obj. AH A23 in relation to Architectural Conservation Areas of the Kildare County Development Plan 2023-2029 and the relevant policies and objectives in the Kilcock Local Area Plan (2015-2021 as extended) in relation to promoting Sustainable Development in Conservation. The development proposed to be retained would therefore, be in accordance with the proper planning and sustainable development of the area.

In deciding not to accept the Inspector's recommendation to refuse permission, the Commission did not share the view of the Inspector that the railings and fences proposed to be retained have not been sensitively considered, are unsympathetic and would have a negative effect on the subject building, character and context and overall setting as a Protected Structure within an ACA. In coming to its determination, the Commission considered the totality of information on file and the specific characteristics of

the development proposed to be retained including the temporary duration of the permission for one year, the setting of the temporary entrance gates within a modern section of wall which did not form part of the original front boundary fronting onto Church Street, the existing mature planting, the non-original gates which were removed, no loss of original building fabric, the separate ownership of the Convent and the Church grounds, the reversibility of the works which were carried out, the reasonable height of the proposed temporary side boundary and the visibility of the protected structure through the gates and fencing proposed to be retained. The Commission determined that, given the reversibility and temporary duration of the works to be retained, that subject to compliance with conditions set out below, that the development proposed to be retained would not have an adverse impact on the character and setting of the grounds of the protected structure or the Kilcock Architectural Conservation Area and would, therefore, be in accordance with the proper planning and sustainable development of the area.

Conditions

1. The development shall be completed and retained in accordance with the plans and particulars submitted with the planning application except as may be otherwise required by the following conditions.

Reason: To clarify the plans and particulars for which permission is granted.

2. This permission for the development proposed to be retained shall be for a period of one year from the date of this Order. The gates and security fencing shall then be removed and the original gates reinstated unless, prior to the end of the period, permission for their replacement permanent solution or a further permission for retention shall have been obtained.

Reason: To allow for a review of the development having regard to the circumstances then pertaining and in the interest of visual amenity and in the interest of the protection of architectural heritage.



Emer Maughan

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

Dated this 3rd day of September 2026.