



An
Coimisiún
Pleanála

Commission Order
PL-500240-KY

Planning and Development Act 2000, as amended

Planning Authority: Kerry County Council

Planning Register Reference Number: 24/60792

Appeal by Jonathan Moriarty against the decision made on the 15th day of October, 2025 by Kerry County Council to grant subject to conditions a permission to Michael Murphy in accordance with plans and particulars lodged with the said Council.

Proposed Development: Retention of the existing structure which was constructed along the eastern gable of the premises and is currently used as an outdoor dining/beverage area, all at Murphys Pub, Strand Street, Dingle, County Kerry, as revised by the further public notices received by the planning authority on the 18th day of September, 2025.

Decision

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

P.C.

Reasons and Considerations

Having regard to the design, layout and scale of the development proposed to be retained, and the pattern of development in the area, it is considered that, subject to compliance with the conditions set out below, the development proposed to be retained would not seriously injure the character of the Architectural Conservation Area or the visual or residential amenities of property in the vicinity, would not impede the delivery of the Dingle Inner Relief Road, as set out in the Dingle/Daingean Uí Chúis Local Area Plan 2021-2027, would not be prejudicial to public health, and would, therefore, be in accordance with the proper planning and sustainable development of the area.

Conditions

1. The development shall be retained in accordance with the plans and particulars lodged with the application, as amended by the further plans and particulars received by the planning authority on the 10th day of September, 2025, except as may otherwise be required in order to comply with the following conditions. Where such conditions require details to be agreed with the planning authority, the developer shall agree such details in writing with the planning authority and the development shall be retained in accordance with the agreed particulars.

Reason: In the interest of clarity.

2. The period during which the development hereby permitted may be operated shall be two years from the date of this Order.

Reason: Having regard to the nature of the development, the Commission considers it appropriate to specify a period of validity of this permission of two years.

3. The structure shall be removed in its entirety from the site within two years of the date of this Order and the area shall be reinstated to its former state.

Reason: In the interest of orderly development.

4. No amplified music or other specific entertainment noise emissions shall be permitted within the (covered) private open space to the rear.

Reason: To protect the residential amenities of property in the vicinity.

5. The developer shall pay to the planning authority a financial contribution in respect of public infrastructure and facilities benefiting development in the area of the planning authority that is provided or intended to be provided by or on behalf of the authority in accordance with the terms of the Development Contribution Scheme made under section 48 of the Planning and Development Act 2000, as amended. The contribution shall be paid within three months of the date of this Order or in such phased payments as the planning authority may facilitate and shall be subject to any applicable indexation provisions of the Scheme at the time of payment. Details of the application of the terms of the Scheme shall be agreed between the planning authority and the developer or, in default of such agreement, the matter shall be referred to An Coimisiún Pleanála to determine the proper application of the terms of the Scheme.

Reason: It is a requirement of the Planning and Development Act 2000, as amended, that a condition requiring a contribution in accordance with the Development Contribution Scheme made under section 48 of the Act be applied to the permission.



Patricia Calleary

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

Dated this 20th day of March 2026.