

An  
Coimisiún  
Pleanála

**Commission Order  
PL-500657-WW**

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**Planning and Development Act 2000, as amended**

**Planning Authority: Wicklow County Council**

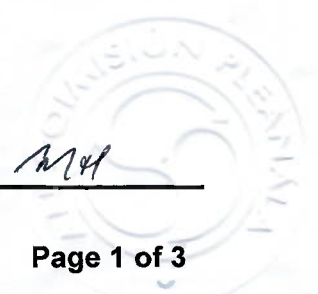
**Planning Register Reference Number: 25/60861**

**Appeal** by Cullen Excavations Limited against the decision made on the 16<sup>th</sup> day of December, 2025 by Wicklow County Council to refuse permission.

**Proposed Development:** Works to facilitate infill and re-contouring of the subject lands using soil and subsoil to reclaim the land for agricultural infilling purposes. The infilled material will be seeded and grassed. All associated works and services, all at Ballygannon, Kilcoole, Greystones, County Wicklow.

## **Decision**

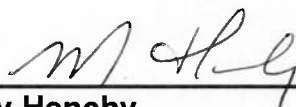
**REFUSE** permission for the above proposed development for the reasons and considerations set out below.



## Reasons and Considerations

Having regard to the lack of detail contained in the information submitted with the planning application, the appeal, and the Natura Impact Statement as to the full nature and extent of the proposed works and the mitigation measures required to protect the integrity of The Murrough Special Protection Area (Site Code: 004186) and The Murrough Wetlands Special Area of Conservation (Site Code: 002249), notably the absence of substantive information on the proposed settlement pond, the failure of the Natura Impact Statement to assess the settlement pond either as an integral part of the proposed development's drainage and discharge strategy, or as a principal mitigation measure, the Commission is not satisfied that the proposed development, individually or in combination with other plans or projects, would not be likely to have an adverse effect on The Murrough Special Protection Area (Site Code: 004186) and The Murrough Wetlands Special Area of Conservation (Site Code: 002249) in view of the sites' Conservation Objectives. In such circumstances, the Commission is precluded from granting permission for the proposed development.

The Commission considered that the applicant's justification for the proposed development set out the purpose for the works as they related to the deposition of waste only and did not provide detail justifying the works on the basis of the improvement to the existing agricultural land. The Commission may have requested further information on this matter but, due to the substantive reason for refusal, decided not to do so.



**Mary Henchy**

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



Dated this 22<sup>nd</sup> day of *Jan* 2026.