

Planning and Development Act 2000, as amended

Planning Authority: Kerry County Council

Planning Register Reference Number: 25/61218

APPEAL by Robert Duggan against the decision made on the 24th day of February, 2026 by Kerry County Council to refuse permission for the proposed development.

Proposed Development: Construction of an agricultural building and a new concrete slab and all site development works at Incycullane, Kilcummin, Killarney, County Kerry.

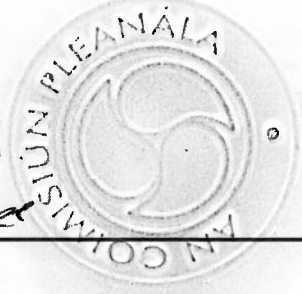
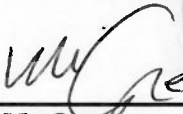
Decision

REFUSE permission for the above proposed development in accordance with the reasons and considerations set out below.

Reasons and Considerations

1. Having regard to the circa one hectare size of the landholding and the nature of the agricultural enterprise as described, it is considered that the proposed structure of 462 square metres is excessive in terms of its size, has not been demonstrated to be necessary for the efficient operation of the farm and would, not therefore, comprise a sustainable agricultural facility supported by Policy Objective KCDP 9-53 of the Kerry County Development Plan 2022-2028. It is considered that the proposed development would contribute to the erosion of the rural landscape character of the area and would be contrary to Policy Objectives KCDP 5-1, KCDP 9-55 and KCDP 9-62 which support sustainable agricultural development balanced with the protection of the rural environment and natural landscape. In this regard, the proposed development would set an undesirable precedent for similar future developments and would, therefore, be contrary to the proper planning and sustainable development of the area.

2. It is considered that the proposed development would be likely to endanger public safety by reason of traffic hazard due to an absence of information to clearly demonstrate that adequate sightlines can be maintained, having regard to both the vertical and horizontal alignment of the L3018 road to the east and west of the entrance to the subject site from the public roadway. The proposed development would, therefore, be contrary to the proper planning and sustainable development of the area.



Liam McGree

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

Dated this 2nd day of JULY 2026.