An Bord Pleanála



BUILDING CONTROL ACTS, 1990 TO 2014

Donegal County

Building Control Authority Register Reference Number: FS/15/126

An Bord Pleanála Reference Number: 05E.FS0533

APPEAL by Board of Management – Glenswilly National School care of AL Architects of Office 8b, The Courtyard, Lower Main Street, Letterkenny, County Donegal in relation to the decision made on the 22nd day of April 2016 by Donegal County Council to grant subject to conditions a fire safety certificate under section 6 (2)(a)(ii) of the Building Control Act, 1990, as amended by section 5 of the Building Control Act 2007, in respect of five number classroom extension with ancillary accommodation including staff room, set rooms, GP room with additional storage and server at Rashedoge, Newmills, Letterkenny, County Donegal in accordance with plans and particulars lodged with the said authority:

WHEREAS the said appeal relates only to conditions numbers 1 and 4 attached to the decision of the said council:

AND WHEREAS An Bord Pleanála is satisfied, having regard to the nature of the said conditions, that the determination by the Board of the relevant application as if it had been made to it in the first instance would not be warranted:

NOW THEREFORE An Bord Pleanála, in exercise of the powers conferred on it by section 7 of the Building Control Act, 1990, as amended by section 6 of the Building Control Act 2007, and by Article 40 (2) of the Building Control Regulations, 1997, and based on the Reasons and Considerations set out below, hereby directs the said authority to delete the said conditions numbers 1 and 4 and the reason therefor:

REASONS AND CONSIDERATIONS

Having regard to the design and layout of the proposed works, to the guidance given in Technical Guidance Document B: Fire Safety (2006) to the supporting guidance given in Building Bulletin 100: Design for fire safety in schools (2007) and to the submissions made in connection with the Fire Safety Certificate application and appeal, it is considered that conditions numbers 1 and 4 are not necessary and that the proposed development would achieve an adequate level of fire safety that would ensure compliance with Part B1 (Means of Escape in case of fire) of the Second Schedule to the Building Regulations 1997-2014.

MATTERS CONSIDERED

In making its decision, the Board had regard to those matters to which, by virtue of the Building Control Acts and Regulations made thereunder, it was required to have regard. Such matters included any submissions and observations received by it in accordance with statutory provisions.

Member of An Bord Pleanála duly authorised to authenticate the seal of the Board.

Dated this day of

2016.