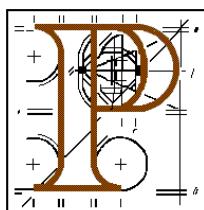


An Bord Pleanála



PLANNING AND DEVELOPMENT ACTS 2000 TO 2016

TRANSPORT (RAILWAY INFRASTRUCTURE) ACT 2001, as amended

AMENDMENT OF RAILWAY ORDER

Dublin City Council

An Bord Pleanála Reference Number: 29N.NM0005

(Associated Railway Order Reference Number 29N.NA0004)

REQUEST received by An Bord Pleanála on the 6th day of February, 2017 from Transport Infrastructure Ireland under section 146B of the Planning and Development Act, 2000, as amended, in respect of a Railway Order described as Railway (Luas Broombridge - St. Stephen's Green to Broombridge) Order, 2011.

WHEREAS the Board made a decision to make the above mentioned Railway Order, subject to conditions, by order dated the 2nd day of August, 2012,

AND WHEREAS the Board has received a request to alter the terms of the development, the subject of the Railway Order,

AND WHEREAS the proposed alterations are described as follows:

- Alterations to the terms of the Railway Order to provide for elements of a revised overhead catenary system (OCS), specifically the relocation or addition of 23 overhead catenary system (OCS) fixings on 15 Protected Structures listed in Table 1 of the Environmental Screening Report which are outside the Railway Order limits of deviation for Protected Structures which are specified in Article 6(c) of the approved Railway Order.

AND WHEREAS the Board decided in accordance with section 146B(2)(b) of the Planning and Development Act 2000, as amended, not to invite submissions or observations from any party in relation to whether the proposed alterations would constitute the making of a material alteration to the terms of the development concerned,

AND WHEREAS the Board decided, in accordance with section 146B(2)(a) of the Planning and Development Act 2000, as amended, that the proposed alterations would not result in a material alteration to the terms of the development, the subject of the Railway Order,

NOW THEREFORE in accordance with section 146B(3)(a) of the Planning and Development Act, 2000, as amended, the Board hereby alters the above-mentioned Railway Order so that the approval of the Railway (Luas Broombridge - St. Stephen's Green to Broombridge) Order, 2011 shall provide for elements of a revised overhead catenary system (OCS), specifically the relocation or addition of 23 overhead catenary system (OCS) building fixings on 15 Protected Structures, in accordance with the plans and particulars received by An Bord Pleanála on the 6th day of February, 2017.

MATTERS CONSIDERED

In making its decision, the Board had regard to those matters to which, by virtue of the Planning and Development Acts and Regulations made thereunder, it was required to have regard.

REASONS AND CONSIDERATIONS

Having regard to the nature and scale of the overall Luas Cross City Project, which has been subject to environmental impact assessment, including in relation to the overhead catenary system and its potential impacts on built heritage, and to the nature and limited extent of the proposed alterations, the Board considered that the proposed alterations:

- are just one element of the authorised works which provides for the insertion of a new Luas scheme within Dublin City Centre,
- do not have implications for properties not already included in the parent approval under case reference number 29N.NA0004,
- are minor and would not give rise to any significant consequences in terms of impact on Architectural Heritage in the area, and
- would not otherwise have implications in terms of the proper planning and sustainable development of the area.

It is considered that the proposed alterations would not constitute the making of a material alteration to the terms of the development. In accordance with section 146B(3)(a) of the Planning and Development Act 2000, as amended, the Board hereby makes the said alterations.

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

Dated this day of 2017