

Eolas a sheoladh chuig baill den Oireachtas ón mBord Pleanála / Provision of information to members of the Oireachtas by An Bord Pleanála

Ráithe 4 2021: Deireadh Fómhair 2021 go 31 Nollaig 2021 / Quarter 4 2021: 1 October 2021 to 31 December 2021

Uimhir na ceiste Query Number	Dáta faighte Date Received	Dáta admhála Acknowledged	Teachta Dála / Seanadóir Deputy / Senator	An t-ábhar a bhí i gceist Query Subject	Ceist Query	Freagra substainteach eisithe Substantive Reply Issued	Freagra substainteach Substantive Reply	Teanga Language	Ráithe Quarter	Bliain Year
OIR/21/031	04/10/2021	05/10/2021	Steven Matthews TD	Decided Case	To ask the number of times between January 2017 and August 2020 that the board of An Bord Pleanála overruled the recommendation of case inspectors with regards to decisions on planning applications and appeals and if it be possible to provide this information in tabular form – broken down by Local Authority Area and per year (as per the timeframe requested).	22/10/2021	Please see the below table and also note that the figures for 2020 include January to December.  <a href="https://www.pleanala.ie/admin/getmedia/fea65578-7f56-43f2-9795-48ce5b2d44fa/OIR_21_031-Stats-for-sub-reply.pdf">https://www.pleanala.ie/admin/getmedia/fea65578-7f56-43f2-9795-48ce5b2d44fa/OIR_21_031-Stats-for-sub-reply.pdf</a>	EN	Q4	2021
OIR/21/032	06/10/2021	06/10/2021	Eoin O'Broin TD	Decided Case	To request the following information –  - The number of substitute consent applications to ABP in each year from 2016 to 2021,  - The number of applications approved in each year,  - A breakdown of the number approved and rejected in each year by	27/10/2021	Please see attached the information you requested.  <a href="https://www.pleanala.ie/admin/getmedia/38cca779-5f18-4ee5-941a-ebbd2113e8a0/OIR_21_032-EOB.pdf">https://www.pleanala.ie/admin/getmedia/38cca779-5f18-4ee5-941a-ebbd2113e8a0/OIR_21_032-EOB.pdf</a>	EN	Q4	2021

					development type (i.e. quarry, windfarm, etc etc),  - The number of applications that resulted in restoration conditions being attached broken down by each year.					
OIR/21/033	20/10/2021	22/10/2021	Brian Leddin TD	SID/LAP Case (Live); Administration	To ask if an observation on a SID case (or any other kind of case where observations would be delivered) need to be deposited in the drop box due to COVID-19 arrangements or if it must be delivered to a member of staff.	27/10/2021	<p>Please note that the Board's offices have remained open to the public throughout the pandemic. The reception desk continues to be staffed during business hours (9.15am – 5.30pm). However due to COVID-19 additional protections were put in place for staff. Therefore, documentation that is being submitted in person to An Bord Pleanála needs to be presented (along with the correct fee where required) via the drop off box provided in the reception area during business hours. All submissions including observations on SID cases are still being presented to a member of staff, but the measures in place (drop box) allow for social distancing to be maintained.</p> <p>The checking of documents referred to in our Covid-19 notice, is a non-statutory additional service offered to the public by An Bord Pleanála. For the protection of staff this service is not currently being offered on a face-to-face level, however staff are available on the phone to answer any queries a member of the public may have.</p>	EN	Q4	2021

							In the event that you need to pay a fee by credit or debit card, facilities are in place in reception to allow for this to take place while maintaining social distancing.			
OIR/21/034	04/11/2021	08/11/2021	Minister Simon Harris	Appeal Case (Live)	To ask for advice as to the likely timeline for appeal reference ABP-311747-21 to be assessed and that the board consider the health-related aspects of this project when considering a timeline for the adjudication of this appeal.	08/11/2021	<p>Please note that the statutory objective period for making a decision on a planning appeal is eighteen weeks from the date of receipt.</p> <p>In this case, the appeal was lodged on the 22nd of October, 2021, therefore having regard to the statutory objective period the target decision date is the 7th of March, 2022.</p> <p>The Board endeavours to decide all cases as soon as practicable.</p> <p>A copy of the decision will issue to you when decided.</p>	EN	Q4	2021
OIR/21/035	08/11/2021	10/11/2021	Senator Mary Fitzpatrick	Decided Case; Housing	To request a copy of the decision for application: TA29N. 310860 – Holy Cross College, Clonliffe Road, Dublin 3 and Drumcondra Road Lower, Drumcondra, Dublin 9.	10/11/2021	<p>I refer to your query dated 8<sup>th</sup> of November 2021 received by An Bord Pleanála. Please note that a copy of the decision for this case is now live at our website at the following address under the title "Documents". This includes the order, the direction, and the inspectors report.</p> <p><a href="https://www.pleanala.ie/en-ie/case/310860">https://www.pleanala.ie/en-ie/case/310860</a></p>	EN	Q4	2021
OIR/21/036	11/11/2021	16/11/2021	Deputy Eoin Ó'Broin	Decided Case; Legal Cases	The number of SHD applications received to date including the number of units of accommodation in each SHD application	01/12/2021	In relation to the first two parts of your query, please see the attached Excel Spreadsheet entitled "Applications Received and Approved".	EN	Q4	2021

					<p>The number of SHD applications approved by the board including the number of units of accommodation in each SHD application</p> <p>The number of approved SHD applications subject to Judicial Review with a breakdown of the grounds of JR (ie contravention of development plan) etc.</p> <p>The outcome of these JRs and the number still pending</p>		<p>For the second two parts of your query, please see the attached Excel Spreadsheet entitled "SHD Legal Cases Summary - 30 November 2021".</p> <p><a href="https://www.pleanala.ie/admin/getmedia/1f14866e-bcee-484e-95b7-3190fa41da50/OIR_21_036-Applications-Received-and-Approved.xlsx">https://www.pleanala.ie/admin/getmedia/1f14866e-bcee-484e-95b7-3190fa41da50/OIR_21_036-Applications-Received-and-Approved.xlsx</a></p> <p><a href="https://www.pleanala.ie/admin/getmedia/d0ac9a3a-cb76-458c-8fab-b743ec494d86/OIR_21_036-SHD-Legal-Cases-Summary-30-November-2021.xlsx">https://www.pleanala.ie/admin/getmedia/d0ac9a3a-cb76-458c-8fab-b743ec494d86/OIR_21_036-SHD-Legal-Cases-Summary-30-November-2021.xlsx</a></p>			
OIR/21/037	12/11/2021	16/11/2021	Eoin Ó'Broin TD	Housing	<p>To request the following information in tabular form:</p> <ol style="list-style-type: none"> <li>1. A list of all SHD applications to the board to date for pre planning consideration and the date these applications were submitted</li> <li>2. A list of all decisions on these applications and the date the decisions was made and whether the decision was an approval or not</li> <li>3. The dates on which the applicant in each case where an approval at pre planning stage was granted then</li> </ol>	01/12/2021	<p>Please see the attached Excel Spreadsheets in relation to your queries. Please note that the Board do not keep records of the consultants/architectural practices on each case.</p> <p><a href="https://www.pleanala.ie/admin/getmedia/7de6309d-e8a1-41cf-bf14-1ae9575d7dbc/OIR_21_037-PreApp-and-App-Numbers-with-Board-Member.xlsx">https://www.pleanala.ie/admin/getmedia/7de6309d-e8a1-41cf-bf14-1ae9575d7dbc/OIR_21_037-PreApp-and-App-Numbers-with-Board-Member.xlsx</a></p> <p><a href="https://www.pleanala.ie/admin/getmedia/b25d17ef-4593-478a-bbff-50a6388531fc/OIR_21_037-PreApps-Received-and-Approved.xlsx">https://www.pleanala.ie/admin/getmedia/b25d17ef-4593-478a-bbff-50a6388531fc/OIR_21_037-PreApps-Received-and-Approved.xlsx</a></p>	EN	Q4	2021

					<p>submitted a formal SHD application to the board</p> <p>4. The date and decision of each of these applications</p> <p>5. The name of the planning consultancy and/or architectural practice used in each of these applications</p> <p>6. The lead Board member making the decision or signing off on the decision in each of these cases</p>					
OIR/21/038	16/11/2021	17/11/2021	Roisín Shorthall TD	Admin	To ask if a public representative submit a free one-line submission on an appeal.	17/11/2021	<p>Please note that there is no cost for a public representative to register an interest or to make representations on behalf of members of the public on an appeal and therefore can be emailed to <a href="mailto:appeals@pleanala.ie">appeals@pleanala.ie</a>.</p> <p>For information pertaining to public representatives, please see the link below.</p> <p><a href="https://www.pleanala.ie/en-ie/role-of-public-representatives-in-planning-appeals">https://www.pleanala.ie/en-ie/role-of-public-representatives-in-planning-appeals</a></p> <p>However, if the submission refers to planning issues, or raises any particular issue, the normal observation rules apply. For information on lodging an observation on an appeal, please follow the link below.</p> <p><a href="https://www.pleanala.ie/en-ie/observation-on-a-planning-appeal/making-an-observation-on-a-planning-appeal">https://www.pleanala.ie/en-ie/observation-on-a-planning-appeal/making-an-observation-on-a-planning-appeal</a></p>	EN	Q4	2021

OIR/21/039	16/11/2021	18/11/2021	Simon Harris TD	SID/LAP Case (Live)	To request an outline of the timetable for the remainder of An Bord Pleanala's work in respect of the Arklow Flood Relief Scheme, whether a new indicative date is to be issued in respect of the final decision in respect of this scheme and any details pertaining to ABP's Oral Hearing concerning	06/12/2021	<p>The timeline has currently been extended on this particular file to the end of February 2022 as the file is awaiting an inspector's report and has yet to be received by the Board.</p> <p>Please also note that there is an associated Compulsory Purchase Order (CPO) file with this case – CH27.310377. An Oral Hearing has been scheduled to commence on Wednesday 19th January 2022, for two days, and, if necessary, the morning of Friday 21st of January, 2022.</p> <p>As this case (YA27.310368) has a dependent CPO element, both cases are likely to be decided at the same time.</p>	EN	Q4	2021
OIR/21/040	16/11/2021	17/11/2021	Deputy Eoin O'Broin	Legal Cases	To request the total number of judicial reviews taken against ABP in each year from 2012 from 2021, broken down by project type (ie SID, SHD etc), the number of JRs lost by the Board in each of these years and the total annual legal costs to the Board arising from these JRs in each of these years.	06/12/2021	<p>Please see attached excel document entitled "2012-2021 No JR against Bd; breakdown case type" for your request for the total number of judicial reviews taken against ABP in each year from 2012 from 2021.</p> <p>In terms of the total annual legal costs to the Board arising from these JRs in each of the years mentioned in your request, please see the attached document entitled "Legal Costs 2012 to 2020 certified F.S. and Draft 2021 to October 2021".</p> <p>It should be noted that:</p> <p>- Legal expenditure is as per certified Financial Statements 2012 to 2020</p>	EN	Q4	2021

							<p>- Legal Expenditure 2021 - as paid/received up to end of October 2021- note year end provisions for other side costs on 2021 decided cases are not included within these figures.</p> <p><a href="https://www.pleanala.ie/admin/getmedia/4ae30380-b786-4f16-b462-6a99fb4063ed/OIR_21_040-2012-2021-No-JR-against-Bd;-breakdown-case-type.xlsx">https://www.pleanala.ie/admin/getmedia/4ae30380-b786-4f16-b462-6a99fb4063ed/OIR_21_040-2012-2021-No-JR-against-Bd;-breakdown-case-type.xlsx</a></p> <p><a href="https://www.pleanala.ie/admin/getmedia/1fb8df38-f7e1-47c2-9abe-c5eea25917c0/OIR_21_040-Legal-Costs-2012-to-2020-certified-F-S-and-Draft-2021-to-October-2021.pdf">https://www.pleanala.ie/admin/getmedia/1fb8df38-f7e1-47c2-9abe-c5eea25917c0/OIR_21_040-Legal-Costs-2012-to-2020-certified-F-S-and-Draft-2021-to-October-2021.pdf</a></p>			
OIR/21/041	21/12/2021	30/12/2021	Eoin Ó'Broin TD	Housing	<p>The number of SHD pre planning enquiries received each month from September 2020 to December 2021</p> <p>The number of SHD pre planning applications received each month from September 2020 to December 2021</p> <p>The number of SHD planning applications received each month from September 2020 to December 2021</p>	13/01/2022	<p>The attached document contains the information as requested by you, however, it is unclear what is meant by "SHD pre-planning enquiries." The attached document contains information on SHD pre-planning applications and SHD planning applications received as per your query.</p> <p><a href="https://www.pleanala.ie/admin/getmedia/29751867-3882-4b35-b43a-8940ae11f1b7/OIR_21_041-Document2.pdf">https://www.pleanala.ie/admin/getmedia/29751867-3882-4b35-b43a-8940ae11f1b7/OIR_21_041-Document2.pdf</a></p>	EN	Q4	2021