

~~P. Buckley~~

**Notice under Section 126 of the Planning and Development Act 2000, as amended.**

ABP Case ID: 318 180

**1. Section 126 Notice**

A Board decision will not be made in this case before the expiration of the 18-week statutory objective period.

Reason: **Backlog of cases**

**Due to the necessity of the Board to issue a notice**

A section 126 notice with a 'revised to' date of before the 12 is approved subject to checking any recent correspondence not attached to file.

CO/DCA/DP/ADP/SAO Bry Date 14/2

or **K47 Authorisation**

A section 126 notice issued in this case setting a revised decide by date; however, a decision will not now be taken by the Board before that revised date.

Reason: **Backlog of cases**

A K47 letter is approved for issue in this case. Place a target date of \_\_\_\_\_ weeks on the database within which to decide this case subject to checking any recent correspondence not attached to the file.

CO/DCA/DP/ADP/SAO \_\_\_\_\_ Date \_\_\_\_\_

**2. EO: Please issue section 126 notice/ K47 letter as above to:**

\_\_\_\_\_  
SEO: \_\_\_\_\_ Date \_\_\_\_\_

**3. AA: Please prepare section 126 notice/ K47 letter as above to:**

all parties x11

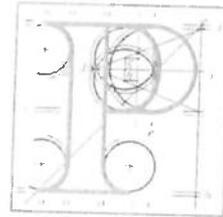
EO: Pat B Date 15/02/2024

AA: Anthony McNally Date 15/02/2024

TASK - 371 868 -24

Case Number: ABP-318180-23

Planning Authority Reference Number: FW22A/0308



An  
Bord  
Pleanála

~DAA plc  
Cloghran House  
Dublin Airport  
Cloghran  
Swords  
Co. Dublin

Date: 15 February 2024

Re: Construction of data centre and associated site works. An Environmental Impact Assessment Report (EIAR) has been submitted to the planning authority with the planning application. Cruiserath Road, Dublin 15.

Dear Sir / Madam,

I have been asked by An Bord Pleanála to refer to the above appeal.

It is a statutory objective of the Board to ensure that every appeal received is determined within eighteen weeks beginning on the date of receipt of that appeal. This is in accordance with section 126(2)(a) of the Planning and Development Act, 2000, (as amended). Where it appears to the Board that it would not be possible or appropriate to determine a particular appeal within this period, a notice must be sent to the parties in accordance with section 126(3)(a) of the Act.

The Board hereby serves notice under section 126(3)(a) that it will not be possible to determine the case within the statutory objective period due to a current significant backlog of cases at board level. This backlog has arisen in the context of reduced capacity at Board level in the first half of 2023 due to a turnover of board personnel in that period. Capacity at board level has since been restored by appointment of new board members and the Board is now addressing the existing backlog of cases. The Board regrets the delays in determining cases.

**The Board now intends to determine the above appeal before 10th May 2024.** The Board will take all such steps as are open to it to ensure that the appeal is determined before that date.

Yours faithfully,

Patrick Buckley  
Executive Officer  
Direct Line: (01) 8737167

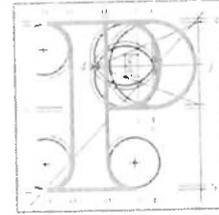
BP90 Registered Post

Teil	Tel	(01) 858 8100
Glaio Áitiúil	LoCall	1800 275 175
Facs	Fax	(01) 872 2684
Láithreán Gréasáin	Website	www.pleanala.ie
Ríomhphost	Email	bord@pleanala.ie

64 Sráid Maoilbhríde	64 Marlborough Street
Baile Átha Cliath 1	Dublin 1
D01 V902	D01 V902

**Our Case Number:** ABP-318180-23

**Planning Authority Reference Number:** FW22A/0308



An  
Bord  
Pleanála

Colin Doyle  
12 Cottage Gardens  
Station Road  
Ennis  
Co. Clare  
V95 HT3V

**Date:** 15 February 2024

**Re:** Construction of data centre and associated site works. An Environmental Impact Assessment Report (EIAR) has been submitted to the planning authority with the planning application. Cruiserath Road, Dublin 15.

Dear Sir / Madam,

I have been asked by An Bord Pleanála to refer to the above appeal.

It is a statutory objective of the Board to ensure that every appeal received is determined within eighteen weeks beginning on the date of receipt of that appeal. This is in accordance with section 126(2)(a) of the Planning and Development Act, 2000, (as amended). Where it appears to the Board that it would not be possible or appropriate to determine a particular appeal within this period, a notice must be sent to the parties in accordance with section 126(3)(a) of the Act.

The Board hereby serves notice under section 126(3)(a) that it will not be possible to determine the case within the statutory objective period due to a current significant backlog of cases at board level. This backlog has arisen in the context of reduced capacity at Board level in the first half of 2023 due to a turnover of board personnel in that period. Capacity at board level has since been restored by appointment of new board members and the Board is now addressing the existing backlog of cases. The Board regrets the delays in determining cases.

**The Board now intends to determine the above appeal before 10th May 2024.** The Board will take all such steps as are open to it to ensure that the appeal is determined before that date.

Yours faithfully,

Patrick Buckley  
Executive Officer  
Direct Line: (01) 8737167

BP90 Registered Post

Tel  
Glao Áitiúil  
Facs  
Láithreán Gréasáin  
Ríomhphost

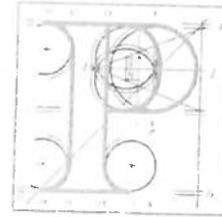
Tel (01) 858 8100  
LoCall 1800 275 175  
Fax (01) 872 2684  
Website www.pleanala.ie  
Email bord@pleanala.ie

64 Sráid Maoilbhríde  
Baile Átha Cliath 1  
D01 V902

64 Marlborough Street  
Dublin 1  
D01 V902

Case Number: ABP-318180-23

Planning Authority Reference Number: FW22A/0308



An  
Bord  
Pleanála

Dr. Sarah Zimmermann  
On behalf of Fingal One Future  
28 Moylaragh Crescent  
Balbriggan  
Co. Dublin  
K32 W449

Date: 15 February 2024

Re: Construction of data centre and associated site works. An Environmental Impact Assessment Report (EIAR) has been submitted to the planning authority with the planning application. Cruiserath Road, Dublin 15.

Dear Sir / Madam,

I have been asked by An Bord Pleanála to refer to the above appeal.

It is a statutory objective of the Board to ensure that every appeal received is determined within eighteen weeks beginning on the date of receipt of that appeal. This is in accordance with section 126(2)(a) of the Planning and Development Act, 2000, (as amended). Where it appears to the Board that it would not be possible or appropriate to determine a particular appeal within this period, a notice must be sent to the parties in accordance with section 126(3)(a) of the Act.

The Board hereby serves notice under section 126(3)(a) that it will not be possible to determine the case within the statutory objective period due to a current significant backlog of cases at board level. This backlog has arisen in the context of reduced capacity at Board level in the first half of 2023 due to a turnover of board personnel in that period. Capacity at board level has since been restored by appointment of new board members and the Board is now addressing the existing backlog of cases. The Board regrets the delays in determining cases.

**The Board now intends to determine the above appeal before 10th May 2024.** The Board will take all such steps as are open to it to ensure that the appeal is determined before that date.

Yours faithfully,

Patrick Buckley  
Executive Officer  
Direct Line: (01) 8737167

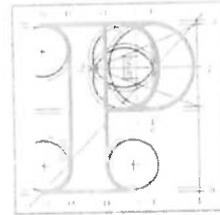
BP90 Registered Post

Teil	Teí	(01) 858 8100
Glaio Áitiúil	LoCall	1800 275 175
Facs	Fax	(01) 872 2684
Láithreán Gréasáin	Website	www.pleanala.ie
Ríomhphost	Email	bord@pleanala.ie

64 Sráid Maoilbhríde	64 Marlborough Street
Baile Átha Cliath 1	Dublin 1
D01 V902	D01 V902

**Our Case Number:** ABP-318180-23

**Planning Authority Reference Number:** FW22A/0308



An  
Bord  
Pleanála

Eco Advocacy  
Trammon  
Rathmolyon  
Enfield  
Co. Meath  
A83 PW32

**Date:** 15 February 2024

**Re:** Construction of data centre and associated site works. An Environmental Impact Assessment Report (EIAR) has been submitted to the planning authority with the planning application. Cruiserath Road, Dublin 15.

Dear Sir / Madam,

I have been asked by An Bord Pleanála to refer to the above appeal.

It is a statutory objective of the Board to ensure that every appeal received is determined within eighteen weeks beginning on the date of receipt of that appeal. This is in accordance with section 126(2)(a) of the Planning and Development Act, 2000, (as amended). Where it appears to the Board that it would not be possible or appropriate to determine a particular appeal within this period, a notice must be sent to the parties in accordance with section 126(3)(a) of the Act.

The Board hereby serves notice under section 126(3)(a) that it will not be possible to determine the case within the statutory objective period due to a current significant backlog of cases at board level. This backlog has arisen in the context of reduced capacity at Board level in the first half of 2023 due to a turnover of board personnel in that period. Capacity at board level has since been restored by appointment of new board members and the Board is now addressing the existing backlog of cases. The Board regrets the delays in determining cases.

**The Board now intends to determine the above appeal before 10th May 2024.** The Board will take all such steps as are open to it to ensure that the appeal is determined before that date.

Yours faithfully,

Patrick Buckley  
Executive Officer  
Direct Line: (01) 8737167

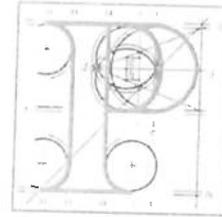
BP90 Registered Post

Tel	Tel	(01) 858 8100
Glaó Áitiúil	LoCall	1800 275 175
Facs	Fax	(01) 872 2684
Láithreán Gréasáin	Website	www.pleanala.ie
Ríomhphost	Email	bord@pleanala.ie

64 Sráid Maoilbhríde	64 Marlborough Street
Baile Átha Cliath 1	Dublin 1
D01 V902	D01 V902

Case Number: ABP-318180-23

Planning Authority Reference Number: FW22A/0308



An  
Bord  
Pleanála

Fingal County Council  
County Hall  
Main Street  
Swords  
Co. Dublin  
K67 X8Y2

Date: 15 February 2024

Re: Construction of data centre and associated site works. An Environmental Impact Assessment Report (EIAR) has been submitted to the planning authority with the planning application. Cruiserath Road, Dublin 15.

Dear Sir / Madam,

I have been asked by An Bord Pleanála to refer to the above appeal.

It is a statutory objective of the Board to ensure that every appeal received is determined within eighteen weeks beginning on the date of receipt of that appeal. This is in accordance with section 126(2)(a) of the Planning and Development Act, 2000, (as amended). Where it appears to the Board that it would not be possible or appropriate to determine a particular appeal within this period, a notice must be sent to the parties in accordance with section 126(3)(a) of the Act.

The Board hereby serves notice under section 126(3)(a) that it will not be possible to determine the case within the statutory objective period due to a current significant backlog of cases at board level. This backlog has arisen in the context of reduced capacity at Board level in the first half of 2023 due to a turnover of board personnel in that period. Capacity at board level has since been restored by appointment of new board members and the Board is now addressing the existing backlog of cases. The Board regrets the delays in determining cases.

**The Board now intends to determine the above appeal before 10th May 2024.** The Board will take all such steps as are open to it to ensure that the appeal is determined before that date.

Yours faithfully,

Patrick Buckley  
Executive Officer  
Direct Line: (01) 8737167

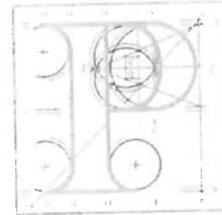
BP90 Registered Post

Teil	Tel	(01) 858 8100
Glaó Áitiúil	LoCall	1800 275 175
Facs	Fax	(01) 872 2684
Láithreán Gréasáin	Website	www.pleanala.ie
Ríomhphost	Email	bord@pleanala.ie

64 Sráid Maoilbhríde	64 Marlborough Street
Baile Átha Cliath 1	Dublin 1
D01 V902	D01 V902

**Our Case Number:** ABP-318180-23

**Planning Authority Reference Number:** FW22A/0308



An  
Bord  
Pleanála

Jerry Mac Evilly  
Friends of the Earth Ireland  
9 Mount Street Upper  
Dublin 2  
D02 K659

**Date:** 15 February 2024

**Re:** Construction of data centre and associated site works. An Environmental Impact Assessment Report (EIAR) has been submitted to the planning authority with the planning application. Cruiserath Road, Dublin 15.

Dear Sir / Madam,

I have been asked by An Bord Pleanála to refer to the above appeal.

It is a statutory objective of the Board to ensure that every appeal received is determined within eighteen weeks beginning on the date of receipt of that appeal. This is in accordance with section 126(2)(a) of the Planning and Development Act, 2000, (as amended). Where it appears to the Board that it would not be possible or appropriate to determine a particular appeal within this period, a notice must be sent to the parties in accordance with section 126(3)(a) of the Act.

The Board hereby serves notice under section 126(3)(a) that it will not be possible to determine the case within the statutory objective period due to a current significant backlog of cases at board level. This backlog has arisen in the context of reduced capacity at Board level in the first half of 2023 due to a turnover of board personnel in that period. Capacity at board level has since been restored by appointment of new board members and the Board is now addressing the existing backlog of cases. The Board regrets the delays in determining cases.

**The Board now intends to determine the above appeal before 10th May 2024.** The Board will take all such steps as are open to it to ensure that the appeal is determined before that date.

Yours faithfully,

Patrick Buckley  
Executive Officer  
Direct Line: (01) 8737167

BP90 Registered Post

Tel  
Glaó Áitiúil  
Facs  
Láithreán Gréasáin  
Ríomhphost

Tel (01) 858 8100  
LoCall 1800 275 175  
Fax (01) 872 2684  
Website www.pleanala.ie  
Email bord@pleanala.ie

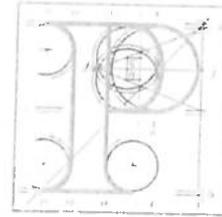
64 Sráid Maoilbhríde  
Baile Átha Cliath 1  
D01 V902

64 Marlborough Street  
Dublin 1  
D01 V902

Case Number: ABP-318180-23

Planning Authority Reference Number: FW22A/0308

Your Reference: John Conway and Louth Environmental Group



An  
Bord  
Pleanála

BKC Solicitors  
252 Harold's Cross Road  
Harold's Cross  
Dublin 6W  
D6W T384

Date: 15 February 2024

Re: Construction of data centre and associated site works. An Environmental Impact Assessment Report (EIAR) has been submitted to the planning authority with the planning application. Cruiserath Road, Dublin 15.

Dear Sir / Madam,

I have been asked by An Bord Pleanála to refer to the above appeal.

It is a statutory objective of the Board to ensure that every appeal received is determined within eighteen weeks beginning on the date of receipt of that appeal. This is in accordance with section 126(2)(a) of the Planning and Development Act, 2000, (as amended). Where it appears to the Board that it would not be possible or appropriate to determine a particular appeal within this period, a notice must be sent to the parties in accordance with section 126(3)(a) of the Act.

The Board hereby serves notice under section 126(3)(a) that it will not be possible to determine the case within the statutory objective period due to a current significant backlog of cases at board level. This backlog has arisen in the context of reduced capacity at Board level in the first half of 2023 due to a turnover of board personnel in that period. Capacity at board level has since been restored by appointment of new board members and the Board is now addressing the existing backlog of cases. The Board regrets the delays in determining cases.

**The Board now intends to determine the above appeal before 10th May 2024.** The Board will take all such steps as are open to it to ensure that the appeal is determined before that date.

Yours faithfully,

Patrick Buckley  
Executive Officer  
Direct Line: (01) 8737167

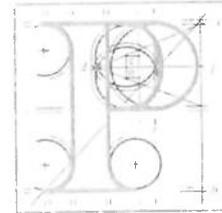
BP90 Registered Post

Tel (01) 858 8100  
Glao Áitiúil LoCall 1800 275 175  
Facs Fax (01) 872 2684  
Láithreán Gréasáin Website www.pleanala.ie  
Ríomhphost Email bord@pleanala.ie

64 Sráid Maoilbhríde 64 Marlborough Street  
Baile Átha Cliath 1 Dublin 1  
D01 V902 D01 V902

**Our Case Number:** ABP-318180-23

**Planning Authority Reference Number:** FW22A/0308



An  
Bord  
Pleanála

Mannix Coyne  
Bracetown  
Clonee  
Co. Meath

**Date:** 15 February 2024

**Re:** Construction of data centre and associated site works. An Environmental Impact Assessment Report (EIAR) has been submitted to the planning authority with the planning application. Cruiserath Road, Dublin 15.

Dear Sir / Madam,

I have been asked by An Bord Pleanála to refer to the above appeal.

It is a statutory objective of the Board to ensure that every appeal received is determined within eighteen weeks beginning on the date of receipt of that appeal. This is in accordance with section 126(2)(a) of the Planning and Development Act, 2000, (as amended). Where it appears to the Board that it would not be possible or appropriate to determine a particular appeal within this period, a notice must be sent to the parties in accordance with section 126(3)(a) of the Act.

The Board hereby serves notice under section 126(3)(a) that it will not be possible to determine the case within the statutory objective period due to a current significant backlog of cases at board level. This backlog has arisen in the context of reduced capacity at Board level in the first half of 2023 due to a turnover of board personnel in that period. Capacity at board level has since been restored by appointment of new board members and the Board is now addressing the existing backlog of cases. The Board regrets the delays in determining cases.

**The Board now intends to determine the above appeal before 10th May 2024.** The Board will take all such steps as are open to it to ensure that the appeal is determined before that date.

Yours faithfully,

Patrick Buckley  
Executive Officer  
Direct Line: (01) 8737167

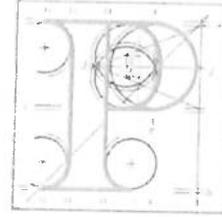
BP90 Registered Post

Teil	Tel	(01) 858 8100
Glaó Áitiúil	LoCall	1800 275 175
Facs	Fax	(01) 872 2684
Láithreán Gréasáin	Website	www.pleanala.ie
Ríomhphost	Email	bord@pleanala.ie

64 Sráid Maoilbhríde	64 Marlborough Street
Baile Átha Cliath 1	Dublin 1
D01 V902	D01 V902

Case Number: ABP-318180-23

Planning Authority Reference Number: FW22A/0308



An  
Bord  
Pleanála

Martin Knox  
10 Cottage Gardens  
Station Road  
Ennis  
Co. Clare  
V95 YFN5

Date: 15 February 2024

Re: Construction of data centre and associated site works. An Environmental Impact Assessment Report (EIAR) has been submitted to the planning authority with the planning application. Cruiserath Road, Dublin 15.

Dear Sir / Madam,

I have been asked by An Bord Pleanála to refer to the above appeal.

It is a statutory objective of the Board to ensure that every appeal received is determined within eighteen weeks beginning on the date of receipt of that appeal. This is in accordance with section 126(2)(a) of the Planning and Development Act, 2000, (as amended). Where it appears to the Board that it would not be possible or appropriate to determine a particular appeal within this period, a notice must be sent to the parties in accordance with section 126(3)(a) of the Act.

The Board hereby serves notice under section 126(3)(a) that it will not be possible to determine the case within the statutory objective period due to a current significant backlog of cases at board level. This backlog has arisen in the context of reduced capacity at Board level in the first half of 2023 due to a turnover of board personnel in that period. Capacity at board level has since been restored by appointment of new board members and the Board is now addressing the existing backlog of cases. The Board regrets the delays in determining cases.

**The Board now intends to determine the above appeal before 10th May 2024.** The Board will take all such steps as are open to it to ensure that the appeal is determined before that date.

Yours faithfully,

Patrick Buckley  
Executive Officer  
Direct Line: (01) 8737167

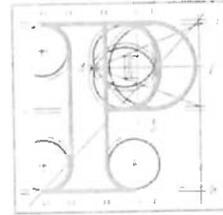
BP90 Registered Post

Tel	Tel	(01) 858 8100
Glaó Áitiúil	LoCall	1800 275 175
Facs	Fax	(01) 872 2684
Láithreán Gréasáin	Website	www.pleanala.ie
Ríomhphost	Email	bord@pleanala.ie

64 Sráid Maoilbhríde  
Baile Átha Cliath 1  
D01 V902

64 Marlborough Street  
Dublin 1  
D01 V902

**Our Case Number:** ABP-318180-23  
**Planning Authority Reference Number:** FW22A/0308  
**Your Reference:** Universal Developers LLC



An  
Bord  
Pleanála

John Spain Associates  
39 Fitzwilliam Place  
Dublin 2  
D02 ND61

**Date:** 15 February 2024

**Re:** Construction of data centre and associated site works. An Environmental Impact Assessment Report (EIAR) has been submitted to the planning authority with the planning application. Cruiserath Road, Dublin 15.

Dear Sir / Madam,

I have been asked by An Bord Pleanála to refer to the above appeal.

It is a statutory objective of the Board to ensure that every appeal received is determined within eighteen weeks beginning on the date of receipt of that appeal. This is in accordance with section 126(2)(a) of the Planning and Development Act, 2000, (as amended). Where it appears to the Board that it would not be possible or appropriate to determine a particular appeal within this period, a notice must be sent to the parties in accordance with section 126(3)(a) of the Act.

The Board hereby serves notice under section 126(3)(a) that it will not be possible to determine the case within the statutory objective period due to a current significant backlog of cases at board level. This backlog has arisen in the context of reduced capacity at Board level in the first half of 2023 due to a turnover of board personnel in that period. Capacity at board level has since been restored by appointment of new board members and the Board is now addressing the existing backlog of cases. The Board regrets the delays in determining cases.

**The Board now intends to determine the above appeal before 10th May 2024.** The Board will take all such steps as are open to it to ensure that the appeal is determined before that date.

Yours faithfully,

Patrick Buckley  
Executive Officer  
Direct Line: (01) 8737167

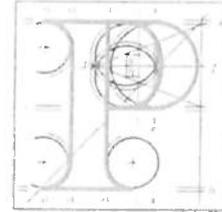
BP90 Registered Post

Tel	Tel	(01) 858 8100
Glaos Áitiúil	LoCall	1800 275 175
Facs	Fax	(01) 872 2684
Láithreán Gréasáin	Website	www.pleanala.ie
Ríomhphost	Email	bord@pleanala.ie

64 Sráid Maoilbhríde	64 Marlborough Street
Baile Átha Cliath 1	Dublin 1
D01 V902	D01 V902

Case Number: ABP-318180-23

Planning Authority Reference Number: FW22A/0308



An  
Bord  
Pleanála

John Callaghan  
10 The Cloisters  
Oldcastle Road  
Kells  
Co. Meath  
A82 C9Y7

**Date:** 15 February 2024

**Re:** Construction of data centre and associated site works. An Environmental Impact Assessment Report (EIAR) has been submitted to the planning authority with the planning application. Cruiserath Road, Dublin 15.

Dear Sir / Madam,

I have been asked by An Bord Pleanála to refer to the above appeal.

It is a statutory objective of the Board to ensure that every appeal received is determined within eighteen weeks beginning on the date of receipt of that appeal. This is in accordance with section 126(2)(a) of the Planning and Development Act, 2000, (as amended). Where it appears to the Board that it would not be possible or appropriate to determine a particular appeal within this period, a notice must be sent to the parties in accordance with section 126(3)(a) of the Act.

The Board hereby serves notice under section 126(3)(a) that it will not be possible to determine the case within the statutory objective period due to a current significant backlog of cases at board level. This backlog has arisen in the context of reduced capacity at Board level in the first half of 2023 due to a turnover of board personnel in that period. Capacity at board level has since been restored by appointment of new board members and the Board is now addressing the existing backlog of cases. The Board regrets the delays in determining cases.

**The Board now intends to determine the above appeal before 10th May 2024.** The Board will take all such steps as are open to it to ensure that the appeal is determined before that date.

Yours faithfully,

Patrick Buckley  
Executive Officer  
Direct Line: (01) 8737167

BP90 Registered Post

Tel	Tel	(01) 858 8100
Glaao Áitiúil	LoCall	1800 275 175
Facs	Fax	(01) 872 2684
Láithreán Gréasáin	Website	www.pleanala.ie
Ríomhphost	Email	bord@pleanala.ie

64 Sráid Maoilbhride	64 Marlborough Street
Baile Átha Cliath 1	Dublin 1
D01 V902	D01 V902