

File With \_\_\_\_\_

## SECTION 131 FORM

Appeal NO: ABP 318316-23Defer Re O/H ☐

TO: SEO

Having considered the contents of the submission dated/ received 31-10-23  
fromAengus O'Snodagh I recommend that section 131 of the Planning and Development Act, 2000  
be/~~not~~ be invoked at this stage for the following reason(s): no new material planning issuesE.O.: Liz ClarkeDate: 28-11-23

To EO: \_\_\_\_\_

Section 131 not to be invoked at this stage. ☐Section 131 to be invoked – allow 2/4 weeks for reply. ☐

S.E.O.: \_\_\_\_\_

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

S.A.O.: \_\_\_\_\_

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

M \_\_\_\_\_

Please prepare BP \_\_\_\_\_ - Section 131 notice enclosing a copy of the attached  
submission

to: \_\_\_\_\_

Allow 2/3/4 weeks – BP \_\_\_\_\_

EO: \_\_\_\_\_

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

AA: \_\_\_\_\_

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

File With \_\_\_\_\_

**CORRESPONDENCE FORM**Appeal No: ABP 318316-23

M \_\_\_\_\_

Please treat correspondence received on 31/10/23 as follows:

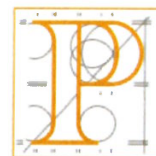
1. Update database with new agent for Applicant/Appellant \_\_\_\_\_

2. Acknowledge with BP 403. Keep copy of Board's Letter ☒

1. RETURN TO SENDER with BP \_\_\_\_\_

2. Keep Envelope: ☐3. Keep Copy of Board's letter ☐**Amendments/Comments**observation received from A O SnodaghTIDover payment of ESO relating to invalid  
oral hearing request.Treat as observation as per O'Snodagh assistant  
@ Muiriosa Seo.**4. Attach to file**(a) R/S ☐(d) Screening ☐(b) GIS Processing ☐(e) Inspectorate ☐(c) Processing ☐**RETURN TO EO** ☒Lisa Quinn

	Plans Date Stamped <input type="checkbox"/>
	Date Stamped Filled in <input type="checkbox"/>
EO: <u>Dance with cash</u>	AA: <u>Cathy Carleton</u>
Date: <u>03/11/23</u>	Date: <u>6/11/23</u>



An  
Bord  
Pleanála

# Validation Checklist

Lodgement Number : **LDG-067881-23**  
Case Number: **ABP-318316-23**  
Customer: **Aengus Ó Snodaigh TD**  
Lodgement Date: **31/10/2023 15:25:00**  
Validation Officer: **Dáire Littleton Caden**  
PA Name: **Dublin City Council North**  
PA Reg Ref: **5126 22**  
Case Type: **Normal Planning Appeal PDA2000**  
Lodgement Type: **Observation / Submission**

Validation Checklist	Value
Confirm Classification	Confirmed - Correct
Confirm ABP Case Link	Confirmed-Correct
Fee/Payment	Valid – Overpaid
Name and Address available	Yes
Agent Name and Address available (if engaged)	Not Applicable
Subject Matter available	Yes
Grounds	Yes
Sufficient Fee Received	Yes
Received On time	Yes
Eligible to make lodgement	Yes
Completeness Check of Documentation	Yes

BP40 to observer. Enclose receipt ✓

BP97 to observer. Change dates. ✓

Update case narrative ✓

Put on file

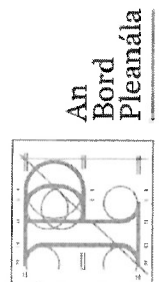
Prepare refund pouch. ✓

Turn cover page over ✓

Run at: 03/11/2023 12:22

Run by: Dáire Littleton Caden

Lodgement Cover Sheet - LDG-067881-23



Details

Lodgement Date	31/10/2023
Customer	Aengus Ó Snodaigh TD
Lodgement Channel	In Person
Lodgement by Agent	No
Agent Name	
Correspondence Primarily Sent to	
Registered Post Reference	

Lodgement ID	LDG-067881-23
Map ID	
Created By	Aisling Litster
Physical Items included	No
Generate Acknowledgement Letter	
Customer Ref. No.	
PA Reg Ref	

Categorisation

Lodgement Type	Observation / Submission
Section	Processing

PA Name	Dublin City Council North
Case Type (3rd Level Category)	

Fee and Payments

Specified Body	No
Oral Hearing	No
Fee Calculation Method	System
Currency	Euro
Fee Value	100
Refund Amount	0.00

Observation/Objection Allowed?	
Payment	PMT-052675-23
Related Payment Details Record	PD-052553-23

modified BPHO - to observer  
BP97 - to observer

Observation

31/10/23 L/D 27/11/23

creat as observation as  
discussed with A.O'Snodaigh assistant  
and murieca seo

Run at: 31/10/2023 15:51  
Run by: Aisling Litster

ABP 318316

Case Number	
Decision Date	
County	
Development Type	
Development Address	
Appellant	
Supporting Argument	

Development Description	
Applicant	
Additional Supporting Items	



# Aengus Ó Snodaigh TD

Urlabhraí Gaeilge, Gaeltachta, Cultúir agus Ealaíon  
Spokesperson on Gaelige, Gaeltacht, Culture and the Arts

Teach Laighean, Sráid Chill Dara, Baile Átha Cliath 2. D02XR20

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Twitter: @aosnodaigh

Facebook: Aengus O Snodaigh TD

Instagram: @aengus.osnodaigh

AN BORD PLEANÁLA  
LDG- 067881-23  
ABP-  
31 OCT 2023  
Fee: € 100 Type: c/c.  
Time: 15:25 By: Hand

31 October 2023

A Chara,

As an objector to the original application to Dublin City Council by 5126/22 I wish to formally appeal the permission granted by Dublin City Council Planners to the Dublin Central- Hammerson scheme, now ABP 318<sup>3</sup>16-23.

While I and others have in the past raised many issues with regards this development and the related planning application connected to the Hammerson master plan for the site labelled by them as Dublin Central, but known by all others as the Moore Street development, I will confine my objection for application 'ABP- 318316-23' to the following points:

1. The proposed development is connected to and totally interdependent on the other planning applications for the 'Dublin Central' masterplan. The only logic to presenting them in separate applications that I can see is that it is an attempt to try and avoid the scrutiny which the larger, denser, more impactful plan would likely to face given the size and mass and impact the single masterplan would project in on the surrounding streets, lanes, businesses, traffic and historic context in a singular application. Several applications therefore lessens the context of the whole and must be adjudicated on a case by case bases, rather than the whole contiguous site. The development should not be appraised separately, showing smaller impacts. it should be compared to the collective impact of such a large development will have a destructive impact on transport, local businesses, residents, and the heritage of the area. Once it is considered collectively no planning authority can in my view allow such a development.



2. I would question whether the consent of owners of properties central to this development, both by CIÉ and Dublin City Council, is legal as it seems to counter to the laws governing the sale of state land including State Property Act, 1954. I am not aware that either property has had an open bidding process, or whether interested parties were sought in the properties on O'Connell Street in advance of the "consent" being given to an English retail centres' company to include them in their planning application for 'Dublin Central'. In fact the Dublin City Council letter of consent that there has been no decision to sale the properties "the development requires acquisition of Dublin City Council property including air rights, disposal will be subject to terms and conditions agreed with the Chief Valuer's Office". It further states that "Any disposal of Dublin City Council property is also subject to Council approval under Section 183 of the Local Government Act 2001 (as amended)". That entails the elected members of the Council voting in public for such a disposal. Dublin city councillors have twice indicated that they are opposed to the proposal to dispose of City Council properties to the developer, and there is no indication that a contrary view has arisen since, in fact the opposition has probably harden. Therefore the properties should not be included in this application, as having no possibility of success.

3. In relation to the proposal for a Metro Box, I am not aware of any approach to other landowners in the O'Connell Street area as to whether they wished to offer up their site/property or a portion of their landholding to accommodate the Metro Box (station).

That would suggest that Hammerson had a position to being the singular preferred bidder, so it is a closed shop and a violation all tendering regulations, both nationally and across EU. Maybe even being seen as State Aid to a private company.

4. This overall development of 'Dublin Central' of which this application is an integral part will facilitate the destruction of the 1916 battlefield site, including Moore Lane, O'Rahilly Parade, Henry Place and Moore Street. Removing the opportunity to fully maintain, enhance and utilise the heritage of this site for the benefits of future generations.



5. The whole story behind the planning applications on this site is mired in controversy and there have been allegations of cash inducements to members of the public on a Ministerial Advisory Group to influence a preferred result from that Group which would be favourable to the developer of the site. It has been alleged that they committed an offence under 8 of the Criminal Justice (Corruption Offences) Act 2018. I am aware that the allegations have been referred to An Garda Síochána by several members of the public, and stories have been carried in relation to the issue in several newspapers and magazines. I myself have provided An Garda Síochána with any information which I had which may be of use to them if they are to initiate an investigation. It would be wrong in the extreme if a planning process was allowed to be concluded before a thorough Garda investigation into what transpired in and around the offer of monies to Street Traders on Moore Street who would be impacted by the development under question in this planning application.
6. I also believe that the granting of planning permission to this application or any of its related applications would run contrary to the wishes of Dáil Eireann on March 24, 2021, when it unanimously passed at Second Stage my legislation, An Bille um Cheathrú Chultúir 1916, 2021 - Ceathrú Chultúir 1916 Bill 2021.
7. While I call on An Bord Pleanála to reject this planning application, put any deliberations on hold until the completion of a very much warranted An Garda Síochána into the offers of monies by public servants to Street Traders in relation to the ministerial Moore Street Advisory Group and the 'Dublin Central' plans, and in the event of An Bord Pleanála choosing to ignore those call that they at the very least conduct an Oral hearing into the Hammerson's planning applications for this wider Moore Street Battlefield site.

Is mise le meas,



Aengus Ó Snodaigh TD