



AN ARD-CHÚIRT
THE HIGH COURT

**JUDICIAL REVIEW
2015 No 50 JR**

WEDNESDAY THE 9TH DAY OF OCTOBER 2024

BEFORE MS JUSTICE MARY ROSE GEARTY

BETWEEN

PETER SWEETMAN

APPLICANT

-AND-

**AN BORD PLEANÁLA
IRELAND
THE ATTORNEY GENERAL**

RESPONDENTS

AND

**GALWAY COUNTY COUNCIL
CONNEMARA GRANITE TEORANTA
CATHERINE Ó CEÓINÍN
THE DEPARTMENT OF ARTS HERITAGE AND THE GAELTACHT**

NOTICE PARTIES

The Notice of Motion of the Applicant filed the 10th day of February 2015
having been listed for mention before the Court this day in the presence of Counsel for the
Applicant Counsel for the First-Named Respondent Counsel for the Second and Third-
Named Respondents and Counsel for the Notice Parties

Whereupon on reading the said Notice of Motion the Statement of Grounds
filed the 2nd day of February 2015 the Affidavit of Peter Sweetman filed the said 2nd day of
February 2015 the exhibits to said Affidavit the Order made herein dated the said 2nd day of
February 2015 (Noonan J) and the pleadings and proceedings had herein

And upon hearing said respective Counsel

It appearing that on the said 2nd day of February 2015 the Applicant was granted leave to apply by way of an application for Judicial Review for the reliefs as set forth in the said Statement of Grounds filed the 2nd day of February 2015

And it appearing that the matter has been resolved between the parties

By Consent

THE COURT DOTH GRANT an Order of *Certiorari* by way of an application for Judicial Review quashing the Decision of An Bord Pleanála dated the 28th day of November 2014 to grant an application for substituted consent for a development comprising existing quarry operation and associated works at Shannapheasteen Costello County Galway (An Bord Pleanála Reference SU 07 0038)

And in lieu of directing that an Order of *Certiorari* do issue IT IS ORDERED that the aforesaid Decision dated the 28th day of November 2014 and all records and entries relating thereto be quashed without further Order

And IT IS ORDERED pursuant to section 50A(9A) of the Planning and Development Act 2000 (as amended) that the matter be remitted to the First-Named Respondent to be determined in accordance with law

And IT IS FURTHER ORDERED that the First-Named Respondent do pay to the Applicant the Applicant's costs of the proceedings up to and including this day to include all reserved costs and a Certificate for Senior Counsel such costs to be adjudicated in default of agreement

ALAN MORRISON
REGISTRAR
Perfected 29th October 2024

Office of the Director of Public Prosecutions
Solicitors for the Applicant

William Broderick
Solicitors for the First-Named Respondent

William Broderick
Solicitors for the Second and Third-Named Respondents

William Broderick
Solicitors for the Notice Parties

