

An
Coimisiún
Pleanála

Direction
ABP-322044-25

The submissions on this file and the Inspector's report were considered at a meeting held on 20/06/2025.

The Commission decided, as set out in the following Order, that

Commission Order as follows:-

WHEREAS a question has arisen as to whether the installation of chimneys/extraction hoods on the roof of Unit 2, Docklands Innovation Park, 128-130 East Wall Road, Dublin 3, as detailed in submissions made to the planning authority on the 14th January, 2025, is or is not development or is or is not exempted development.

AND WHEREAS Thomas Murphy, requested a declaration on this question from Council, and the Council issued a declaration on the 10th day of February, 2025 stating that the matter was development and was exempted development.

AND WHEREAS Thomas Murphy referred this declaration for review to An Coimisiún Pleanála, on the 6th day of March, 2025.

AND WHEREAS An Coimisiún Pleanála, in considering this referral, had regard particularly to:

- (a) Section 2(1) of the Planning and Development Act, 2000, as amended;
- (b) Section 3(1) of the Planning and Development Act, 2000, as amended;
- (c) Section 4(1)(h) of the Planning and Development Act, 2000, as amended; and
- (d) the pattern of development in the area.

AND WHEREAS An Coimisiún Pleanála has concluded that the installation of chimneys/extraction hoods on the roof of Unit 2 is development and is exempted development

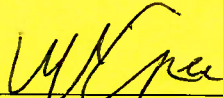
NOW THEREFORE An Coimisiún Pleanála, in exercise of the powers conferred on it by Section 5 (3)(a) of the Planning and Development Act, 2000, as amended, hereby decides that the installation of chimneys/extraction hoods on the roof of Unit 2, Docklands Innovation Park, 128-130 East Wall Road, Dublin 3, as detailed in submissions made to the planning authority on the 14th January, 2015, is development and is exempted development.

Note: The Coimisiún noted that the referrer raised the use of the subject premises in the referral. However, having regard to the provisions of section 5(3)(a) of the Planning and Development Act 2000, as amended, the Coimisiún decided to limit the referral to those matters raised in the declaration issued by the planning authority under section 2(a) of the Act.

Planning

Commissioner:

Date: 26/06/2025



Liam McGree