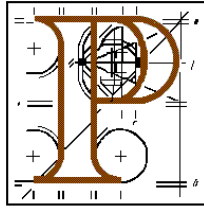


An Bord Pleanála



PLANNING AND DEVELOPMENT ACTS 2000 TO 2011

Westmeath County

Planning Authority Reference Number: S5-16-10

An Bord Pleanála Reference Number: 25.RL.2815

WHEREAS a question has arisen as to whether the extraction of peat and associated works at Lickny, Newcastle, Doon and Carlanstown, County Westmeath is or is not exempted development:

AND WHEREAS the said Westmeath County Council of County Buildings, Mullingar, County Westmeath referred the said question for decision to An Bord Pleanála on the 25th day of November, 2010:

AND WHEREAS An Bord Pleanála, having considered the grounds of referral, is of opinion that the referral should not be further considered by it:

NOW THEREFORE An Bord Pleanála, in exercise of the powers conferred on it by section 138 (1) of the Planning and Development Act, 2000, as amended, hereby dismisses the said referral under subsection (1) (b) of section 138 of the said Act, based on the reasons and considerations set out below.

DECISION

DISMISS the said referral under subsection (1) (b) (i) of section 138 of the Planning and Development Act, 2000, as amended, based on the reasons and considerations set out below.

REASONS AND CONSIDERATIONS

Having regard to the different parcels of land identified in this referral, which appear to be in multiple ownership, in varying size of individual holdings with numerous parties involved and in the absence of certainty in regard to ownership of the land, or the individual circumstances of the plots (not necessary adjoining), it is considered that the question is referred is not sufficiently particular or detailed enough to enable the Board to carry out its obligations under section 129 of the Planning and Development Act, 2000, as amended. Furthermore, the diversity of circumstances involved militated against a thorough evaluation of the referral question as posed. In light of the foregoing, the Board decided to dismiss this appeal.

**Member of An Bord Pleanála
duly authorised to authenticate
the seal of the Board.**

Dated this day of 2013