
PLANNING AND DEVELOPMENT (AMENDMENT) BILL 2014

BILL

entitled

**AN ACT TO AMEND PART XVI OF THE PLANNING AND
DEVELOPMENT ACT 2000 BY CONFERRING POWERS ON THE
MINISTER FOR ENVIRONMENT AND LOCAL GOVERNMENT TO
PERMIT THE GRANT OF A LICENCE FOR EVENTS IN
EXCEPTIONAL CIRCUMSTANCES.**

BE IT ENACTED BY THE OIREACTHAS AS FOLLOWS:

- 1.- (1) This Act may be cited as the Planning and Development (Amendment) Act, 2014.
- 2.- (1) The following section shall be inserted after section 231 of the Planning and Development Act 2000:

'231A – (1) Where a licence has been refused under Section 231 by a Local Authority or where a Local Authority has granted a licence subject to conditions, the Minister may, if he deems it appropriate and believes the event is of national and cultural importance, review the decision of the

Local Authority and may grant a licence or remove conditions imposed by the Local Authority provided that:

(a) the Minister notifies persons and bodies which must be consulted in relation to a licence that he is reviewing the Local Authority's decision;

(b) the Minister gives the persons and bodies which must be consulted in relation to the grant of a licence 7 days within which to make submissions.

(2) In considering whether to review the refusal to grant a licence and/or the imposition of conditions with a licence under Section 231, the Minister shall have regard to -

(i) all information relating to the application furnished to the Local Authority;

(ii) any information furnished to him during the course of consultations provided for in subsection (1);

(iii) the national importance of the event, and

(iv) the safety of all persons that may be affected.

(3) If the Minister decides to grant a licence or remove conditions imposed by a Local Authority on a licence, he or she shall provide a written decision identifying the reasons for his decision and the national importance justifying the grant of a licence and/or alteration or removal of conditions imposed by a Local Authority.'