



13th November 2024

Ms. Catherine Cooney
info@kilkennycoco.ie

Ref No HPLG-MOSD-00388-2024

Dear Ms. Cooney,

I refer to your letter of October 1st 2024 in connection with the Kilkenny City and County Development Plan 2021-2027.

The Kilkenny City and County Development Plan 2021-2027 was made by the elected members of Kilkenny County Council on 3 September 2021 and came into effect on the 15th October 2021. In accordance with section 9 of the Planning and Development Act 2000 the plan is due to remain in effect for a period of 6 years.

Pursuant to a recommendation received from the Office of the Planning Regulator, on 15th October 2021, the then Minister of State Local Government and Planning, Peter Burke, wrote to the Chief Executive of Kilkenny County Council giving notice of his intention to issue a Direction in relation to the Kilkenny City and County Development Plan 2021-2027. A draft of the proposed Direction was contained in the notice in accordance with section 31(4) of the Planning and Development Act 2000, and accordingly, *those parts* of the Development Plan referred to in the notice shall be taken not to have come into effect, been made or amended.

The draft Direction was made available for public inspection by Kilkenny County Council and submissions were invited between 29th October 2021 and 12th November 2021.



Subsequently, the Chief Executive of Kilkenny County Council prepared a report dated 10th December 2021 on submissions received during this period and made a recommendation on how to give effect to the draft Direction. The Office of the Planning Regulator considered this report and on 10th January 2022 issued a notice under section 31AN(4) of the Act recommending that the Minister issue the Direction with minor amendments, consistent with the recommendation contained in the Chief Executive's Report.

It should be noted that the Office of the Planning Regulators recommendation in relation to this matter was received by the Minister prior to the enactment of the *Planning and Development, Maritime and Valuation (Amendment) Act 2022* and as such no statutory timeline is applicable to a decision in respect of a final direction in this case and the matter remains under consideration in light of policy developments in this area.

Section 31(6)(b) of the 2000 Act specifies that if a part of a development plan proposed to be replaced contains a matter that corresponds to any matter contained in a plan which is referred to in a draft Direction, that part of the previous development plan shall not cease to have effect in respect of that matter.

An operative development plan is in effect for County Kilkenny. The Planning and Development Act makes specific provision for the time period between the issuing of a draft Direction and Minister's decision to issue, or not to issue, a final Direction (as the case may be).



As this statutory process has not yet concluded it would not be appropriate to comment further at this time.

Yours sincerely,

A handwritten signature in black ink, appearing to read 'Alan Dillon', is written over a horizontal line.

Alan Dillon

Minister of State for Local Government and Planning

Please note: I am a Designated Public Official under the Regulation of Lobbying Act, 2015