

DERELICT SITES REGISTER

Information for landowners



What can I do?

The first notice for the Register is called a Section 8(2) Notice. This notifies you, as the owner, that your site is being considered for inclusion on the Derelict Sites Register. You now have an opportunity to make a representation to the Council within a period specified in the notice.

Any such representation received during this period will be considered by the Council. If, in the Council's opinion, the site is a derelict site, the Council will enter the site on the Register. If your site is entered on the Register, we will notify you, with a Section 8(7) notice.

What is the Derelict Site Register?

In line with the Derelict Sites Act, 1990, Kilkenny County Council maintains a Derelict Sites Register. A site can be entered on the Register when it detracts, or is likely to detract, to a material degree from the amenity, character or appearance of land in the neighbourhood of the land in question.

Why has my site been selected?

The Council has determined that this land constitutes a derelict site because of—

- (a) structures which are in a ruinous, derelict or dangerous condition, or
- (b) the neglected, unsightly or objectionable condition of the land or any structures on the land in question, or
- (c) the presence, deposit or collection on the land in question of any litter, rubbish, debris or waste^[1].

[1] except where the presence, deposit or collection of such litter, rubbish, debris or waste results from the exercise of a right conferred by or under statute or by common law.

What help is available?

The Council operate three schemes that may assist in bringing property back into use, the:

- Repair and Leasing Scheme,
- Buy and Renew Scheme and
- Croí Cónaithe (Towns) Fund Scheme

For further information, contact the Housing Section at
056 7794976/056 7794962.

What information is on the Derelict Sites Register?

Each derelict site placed on the register will include the following information:

- the name and address of the owner and occupier,
- any action taken by the local authority under the Act in relation to the site,
- in the case of local authority land particulars of the use
- the market value
- Any development objective for reserving the land
- any bond entered into by an owner
- a map

What happens next?

If, after receipt and consideration of any representation to the Section 8(2) notice, your site is entered on the Register, Kilkenny County Council must determine the market value as soon as practicable after it is entered on the Register and owners must be notified of same. Owners can appeal the valuation to the Valuation Tribunal.

How can a site be removed from the Register?

At any point, the owner of a derelict site can notify the Council if the site is no longer derelict. If the Council is satisfied that the site is no longer derelict, it shall cancel the entry on the Register.

How much will the levy be?

A site entered on the Register is subject to the derelict site levy, which is 7% of the site's market value. The levy is payable on demand within 2 months, though arrangements may be made for the payment of the levy by the owner of the site by installments.

Where can I view the Derelict Sites Register



The current Register is available online at <https://www.kilkennycoco.ie/eng/services/planning/derelict-and-vacant-sites/derelict-sites.html> or is available for viewing at the Planning public counter in County Hall, Kilkenny.

Where can I find out more



If you would like to meet to discuss this process and how it affects your site, just contact the Planning Department on (056) 7794010 or email derelictsites@kilkennycoco.ie and we will be happy to arrange a meeting.