

# Comhairle Contae Chorcaí Cork County Council

Turbeagh Pig Unit,  
c/o JRE Ltd.,  
Purcellsinch Business Park,  
Carlow Road,  
Kilkenny,  
Co. Kilkenny.

Pleanáil agus Forbairt,  
Halla an Chontae,  
Bóthar Charraig Ruacháin,  
Corcaigh T12 R2NC.  
Fón: (021) 4276891 • Faics: (021) 4276321  
R-phost: [planninginfo@corkcoco.ie](mailto:planninginfo@corkcoco.ie)  
Suíomh Gréasáin: [www.corkcoco.ie](http://www.corkcoco.ie)  
Planning & Development,  
County Hall,  
Carrigrohane Road, Cork T12 R2NC.  
Tel (021) 4276891 • Fax (021) 4276321  
Email: [planninginfo@corkcoco.ie](mailto:planninginfo@corkcoco.ie)  
Web: [www.corkcoco.ie](http://www.corkcoco.ie)



10<sup>th</sup> August 2023

REF: D/259/23  
LOCATION: Turbeagh, Mitchelstown, Co. Cork.

## RE: DECLARATION OF EXEMPTED DEVELOPMENT UNDER SECTION 5 OF THE PLANNING & DEVELOPMENT ACT 2000 - 2010.

Dear Sirs,

On the basis of the information submitted by you on 14<sup>th</sup> July 2023 the Planning Authority, having considered the question whether the proposed change of pig types housed at the unit from breeding and weaner pigs to grower and finisher pigs at **Turbeagh, Mitchelstown, Co. Cork** is or is not development and is or is not exempted development has declared that it **is development and is not exempted development**.

### Reason for Decision

The Planning Authority in considering this referral had particular regard to:

- Sections 2(1), 3(1), and 4 of the Planning and Development Act (2000, as amended)
- Articles 6 and 9 of the Planning and Development Regulations (2001, as amended)
- The planning history of the site, and
- The particulars received by the Planning Authority on 14<sup>th</sup> July 2023

### **It is concluded by the Planning Authority that:**

The change of use from a pig breeding unit to a pig fattening unit at Turbeagh, Mitchelstown, Co. Cork comes within the scope of the definition of development contained in Section 3, Planning and Development Act, 2000 (as amended). There is no relevant express exemption provided for in either Section 4, Planning and Development Act, 2000 (as amended) or Article 6, Planning and Development Regulations, 2001 (as amended).

Now therefore, Cork County Council, in exercise of the powers conferred on it by Section 5 of the 2000 Act, hereby decides that the change of use from a pig breeding unit to a pig fattening unit at Turbeagh, Mitchelstown, Co. Cork **is development and is not exempted development**.



Please be advised that if considering proceeding with the proposed development, you are encouraged to engage in preplanning discussions with the Planning Authority who can provide assistance in relation to the various planning considerations.

**Please note that under Section 5 Subsection 3(a) where a declaration is issued under this section, any person issued with a declaration under subsection 2(a) may, on payment to the Board of such fee as may be prescribed, refer a declaration for review by the Board within 4 weeks of the date of the issuing of the declaration.**

Yours faithfully,



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**CATHAL DE BARÓID,  
ADMINISTRATIVE OFFICER,  
PLANNING DEPARTMENT.**

*In order to process your query, it may be necessary for Cork County Council to collect Personal information from you. Such information will be processed in line with our privacy statement which is available to view at <https://www.corkcoco.ie/privacy-statement-cork-county-council>*

# PLANNER'S REPORT – Ref. D/259.23

**Application Type:** Section 5

**Description:** Change of pig types housed at pig unit (from a pig breeding unit to a pig fattening unit)

**Location:** Turbeagh, Mitchelstown, Co. Cork

**Applicant:** Ronan Farms – Jack Ronan

## 1. Requirements for a Section 5 Declaration Application

Section 5(1) of the Planning and Development Act, 2000 (as amended) states:

*5.—(1) If any question arises as to what, in any particular case, is or is not development or is or is not exempted development within the meaning of this Act, any person may, on payment of the prescribed fee, request in writing from the relevant planning authority a declaration on that question, and that person shall provide to the planning authority any information necessary to enable the authority to make its decision on the matter.*

## 2. The question before the Planning Authority

The question on which this declaration is whether the following is or is not development and is or is not exempted development:

*Change of pig types housed at pig unit – The proposed change is the housing of grower and finisher pigs in place of the current practice of housing breeding and weaner pigs at the unit.*

## 3. Site Location and Description

This subject site is located approximately 2.5km to the south-east of the settlement of Mitchelstown on lands that are contained within the townland of Turbeagh, Mitchelstown, Co. Cork. The site comprises a pig farm. The site is contained on lands that form part of the Town Greenbelt for Mitchelstown. The site is located c. 500m from the motorway, with the site accessed from along the L-5658-11 local road.



**Figure 1: Subject Site**

#### **4. Relevant Planning Legislation and Regulations**

*Planning and Development Act, 2000 (as amended):*

Section 2(1) of the Act defines “works” as follows:

*“works” includes any act or operation of construction, excavation, demolition, extension, alteration, repair or renewal and, in relation to a protected structure or proposed protected structure, includes any act or operation involving the application or removal of plaster, paint, wallpaper, tiles or other material to or from the surfaces of the interior or exterior of a structure.*

Section 3 (1) of the Act defines “development” as follows:

*“In this Act, “development” means, except where the context otherwise requires, the carrying out of any works on, in, over or under land or the making of any material change in the use of any structures or other land.”*

Section 4(1) states that the following shall be exempted development for the purposes of this Act:

*(h) development consisting of the carrying out of works for the maintenance, improvement or other alteration of any structure, being works which affect only the interior of the structure or which do not materially affect the external appearance of the structure so as to render the appearance inconsistent with the character of the structure or of neighbouring structures;*

*Planning and Development Regulations, 2001, as amended*

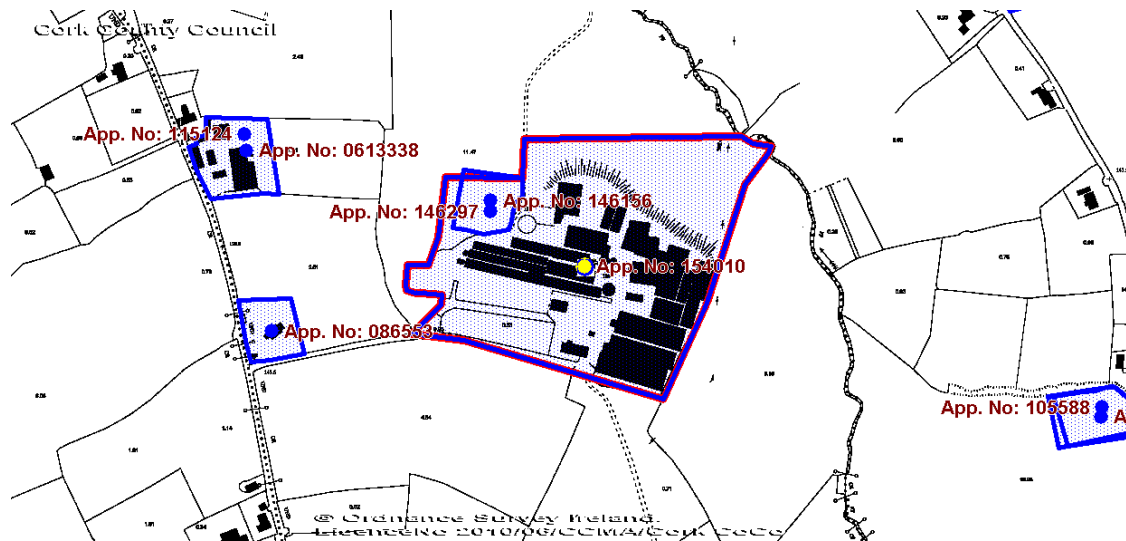
Article 6(1) defines the scope of exempted development for the purposes of the Act as referred in Section 4(2) of the Act. The article refers to Schedule 2 forming part of the Regulations. Article 6(1) is subject to provisions of Article 9.

Article 9(1) sets out circumstances in which exempted development defined by Article 6 Second Schedule shall not be exempted development, including if the carrying out of development would:

*"(i) contravene a condition attached to a permission under the Act or be inconsistent with any use specified in a permission under the Act".*

There is no relevant class set out under Part 1 of the Second Schedule that would be of relevance to the referral.

## 5. Relevant Planning History



**Figure 2: Planning History of the site**

There have been no recent valid planning applications associated with the site:

**Planning ref. no. 15/4010** – Geomembrane lined manure storage basin and associated works – incompleted application.

**Planning ref. no. 14/6297** – Construction of a geo-membrane lined covered manure storage basin and associated works – incompleted application.

**Planning ref. no. 14/6156** - Geomembrane lined manure storage basin and associated works – incompleted application.

The planning history associated with this site dates back to 1993. The relevant planning reference numbers are as follows: 93/1380, 94/1031, 95/1338, 98/4145. I also note An Bord Pleanála ref. nos. PL04.111156 and PL04.128400. The most recent permission relating to this pig farm relates to appeal on planning ref. no. 98/4145 by way of ABP ref. no. PL04.111156 which was for the following:

*'1950-Sow Integrated Pig Production Unit, including 2 dry sow houses, 2 fattening house, 2 weaner houses and gilt house and retention of 2 dry sow houses, 2 farrowing houses, 3 weaner houses, gilt replacement house, wheel wash, dwellinghouse, septic tank and percolation area at Turbeagh, Mitchelstown, County Cork.'*

Permission was granted for the expansion which would allow for the total number of pigs to be increased to 18,585 pigs with the total pig production being for 21,688 pigs including 3,083 suckling piglets.

In 2002, permission was granted under PL04.128400 for a pig manure storage basin and retention and completion of four no. ponds of a constructed wetland system.

The operations operate under an EPA licence (reg. no. PO398-01) which was granted on the 27<sup>th</sup> of November, 2002. The licence was amended to accommodate the inclusion of an integrated constructed wetland to the north of the site.

## 6. Internal Consultation

- **Environmental Officer** - further information is sought to determine the subject application.

## 7. Planning Assessment

### Is or is not development?

The first issue for consideration is whether or not the change of use from pig breeding to pig fattening is 'development' which is defined in Section 3(1) and 'works' is defined in Section 2(1) of the Act. The referral seeks to determine whether the change of their existing pig unit from a pig breeding unit to a pig fattening unit is exempted development. The applicant has indicated that the facility is to be depopulated of all breeding animals and used to receive weaners from other breeding facilities so that the site can be used exclusively as a grower and fatterer unit. No construction works are proposed. The Section 5 application is devoid of much detail pertaining to how the operations are to be changed in order to accommodate the shift from breeding to fattening. On a pig breeding unit, sows produce piglets which are then reared/fattened on site/off site to finished weight for sale to the factory. The question which is put forward seeks to accept pigs bred from other pig units for fattening at this site.

I note that there have been a number of planning applications associated with this site and that the pig unit operates under an EPA licence. The submitted site layout plan does not appear to give an accurate reflection of the set up on site. In particular, there is a slurry lagoon which was previously granted permission in 2002 which does not exist. Some other buildings which are shown are noted as not existing or were potentially demolished.

There have been historic enforcement matters associated with this site, I note EF090335 relating to the alleged unauthorised demolition of existing pig houses and extensive site works.

The existing operations on site are most notably governed by planning ref. no. 98/4145 and on appeal to An Bord Pleanála under PL04.111156 which related to development consisting of '1950-Sow Integrated Pig Production Unit, including 2 dry sow houses, 2 fattening house, 2 weaner houses and gilt house and retention of 2 dry sow houses, 2 farrowing houses, 3 weaner houses, gilt replacement house, wheel wash, dwellinghouse, septic tank and percolation area at Turbeagh, Mitchelstown, County Cork.'

The applicant makes an argument that the change of use can be provided for under Class 7 roofed structure (a roofed structure for the housing of pigs) and that in this circumstances, there is no change of use by using the existing sheds housing breeding pigs to house fatterer pigs instead as there is no distinction between fattening and breed pigs. This provision cannot be applied as it is stated that the gross floor space shall not

exceed 75 square metres and therefore, the proposal does not meet the conditions and limitations attached to same. Class 7 does not apply.

There is minimal detail on how the operations are to be altered on site to accommodate this change. I note the report from the Environmental Officer draws attention to the varying volumes of slurry which is to be produced, the amount of feed being brought onto the site and traffic volumes which will be altered by way of the current change presented. These details are very likely to have implications on how the site operates.

Notwithstanding, it is possible to make reasoned conclusions on the question of materiality in the consideration of whether the change of use constitutes development from an interpretation of the relevant pieces of legislation. I would consider in this regard, that the use of the constructed buildings for housing weaners and used as a grower and fatterer unit as opposed to the current provision as a breeding unit, would fall within the scope of development as defined under the Act wherein development includes 'any material change in the use of any structure or other land'.

#### *Is or is not exempted development?*

The exempted development provisions provide for circumstances wherein a material change of use, though classified as development, is exempt. There are no provisions in either the Planning and Development Act or the Planning and Development Regulation provides for the presented change of use to be exempt.

The proposal to provide for a fattening unit in place of the current operations which is solely for breeding will materially change the operations on site. No detail of numbers and types of pigs currently housed on site are provided.

Schedule 5, Part 1 of the Planning and Development Regulations 2001 (as amended) provides for development necessitating mandatory EIA. I note Item 17 (b) and (c):

*"(b) 3,000 places for production pigs (over 30 kilograms), or*

*(c) 900 places for sows."*

Schedule 5, Part II of the Planning and Development Regulations 2001 (as amended) provides for where the development would equal or exceed the stated threshold or is sub-threshold but likely to give have a significant effect on the environment. Class 1(e)(ii), Part 2 of Schedule 5 of the Planning and Development Regulations 2001 (as amended) refers to the following:

*"Installations for intensive rearing of pigs not included in Part 1 of this Schedule 1 which would have more than 2,000 places for production pigs (over 30 kilograms) in a finishing unit".*

There are no quantities put forward in this current application. I note the most recent relevant planning permission (An Bord Pleanála ref. no. PL04.111156 in particular) which provided for 1,950 no. sow unit finishing pigs at 95-100kg slaughter weight with the total pig population being 21,688 which includes 3,083 suckling pigs. There are significant environmental impact assessment considerations that require consideration in this context and in the absence of detail on the quantities of pig numbers to be accommodated on site, it is not possible to make any determination on the requirement for environmental impact assessment arising from the change of use.

In terms of appropriate assessment considerations, I note that there are considerations pertaining to potential risk of impact to European sites. The site is located within the screening zone of the Blackwater River SAC. The detail pertaining to slurry production arising from the development is not presented and there is a clear potential of risk of

impact on European sites arising from the operational phase of the project. It is integral as part of the appropriate assessment consideration for any project that spread lands for slurry are considered in the determination process. These details and the requirement for appropriate assessment cannot be determined in this respect having regard to the detail set out in this Section 5 application.

Notwithstanding the absence of information presented in the Section 5 application, the question at hand is whether or not the proposed change from breeding pigs to a grower / fatterer unit can be considered exempted development.

The exempted development provisions provide for circumstances in which a material change of use, though classified as development is exempt. However, no provision in either the Acts or Regulations provides for the present change of use to be exempt. In the absence of any such provision, the legislation must be interpreted as providing that the development in question is not exempted. The change of use involved in this case is not covered in any of the classes of use set out in Part 4 of the Second Schedule to the Regulations. As such, the de-exemptions under articles 9 and 10 are not relevant. Therefore, the use is considered development and is not exempted development.

Whereas a question has arisen as to whether the change of use from a pig breeding unit to a pig fattening unit at Turbeagh, Mitchelstown, Co. Cork, is or is not development,

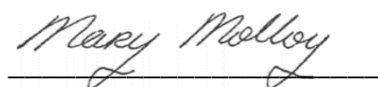
And whereas, Mr. Jack Ronan of Turbeagh Pig Unit, Turbeagh, Mitchelstown, Co. Cork requested a declaration on this question from Cork County Council on the 14<sup>th</sup> of July 2023,

And whereas Cork County Council, in considering this referral, had regard particularly to:

- (a) Sections 2(1), 3(1) and 4 of the Planning and Development Act, 2000, as amended,
- (b) Article 6 of the Planning and Development Regulations, 2001, as amended,
- (c) the documentation relating to the referral, and,
- (d) the planning history and use of the site,

And whereas, Cork County Council has concluded that the: change of use from a pig breeding unit to a pig fattening unit at Turbeagh, Mitchelstown, Co. Cork comes within the scope of the definition of development contained in section 3, Planning and Development Act, 2000 (as amended). There is no relevant express exemption provided for in either section 4, Planning and Development Act, 2000 (as amended) or article 6, Planning and Development Regulations, 2001 (as amended).

Now therefore, Cork County Council, in exercise of the powers conferred on it by section 5 of the 2000 Act, hereby decides that the change of use from a pig breeding unit to a pig fattening unit at Turbeagh, Mitchelstown, Co. Cork is development and is not exempted development.



**Mary Molloy**  
**Assistant Planner**  
**10/08/2023**



I have read and considered the report of the Area Planner. I concur with the recommendation that having regard to the provisions of Section 2, 3 and 4 of the Planning and Development Act, Articles 6 and 9 of the Planning and Development Regulations and the documentation and planning history on the site that it is determined that the development does NOT constitute exempt development.

**Please include cover note:**

*If considering proceeding with the proposed development the applicant would be encouraged to engage in preplanning discussions with the Planning Authority who can provide assistance in relation to the various planning considerations.*

[S. Mc Donnell]

## D/259/23 Turbeagh Pig Unit, Turbeagh, Mitchelstown.

### Application for Section 5 Declaration of Exemption for Change of Use of Pig Types Housed at Turbeagh Pig Unit.

I inspected this site on 9/8/2023. I met Mr. Tony Nugent, Installation Manager, on site & carried out the inspection with him.

Mr. Nugent advised me that they are proposing to change the existing pig unit at Turbeagh Mitchelstown from a Pig Breeding Unit to a Pig Fattening Unit.

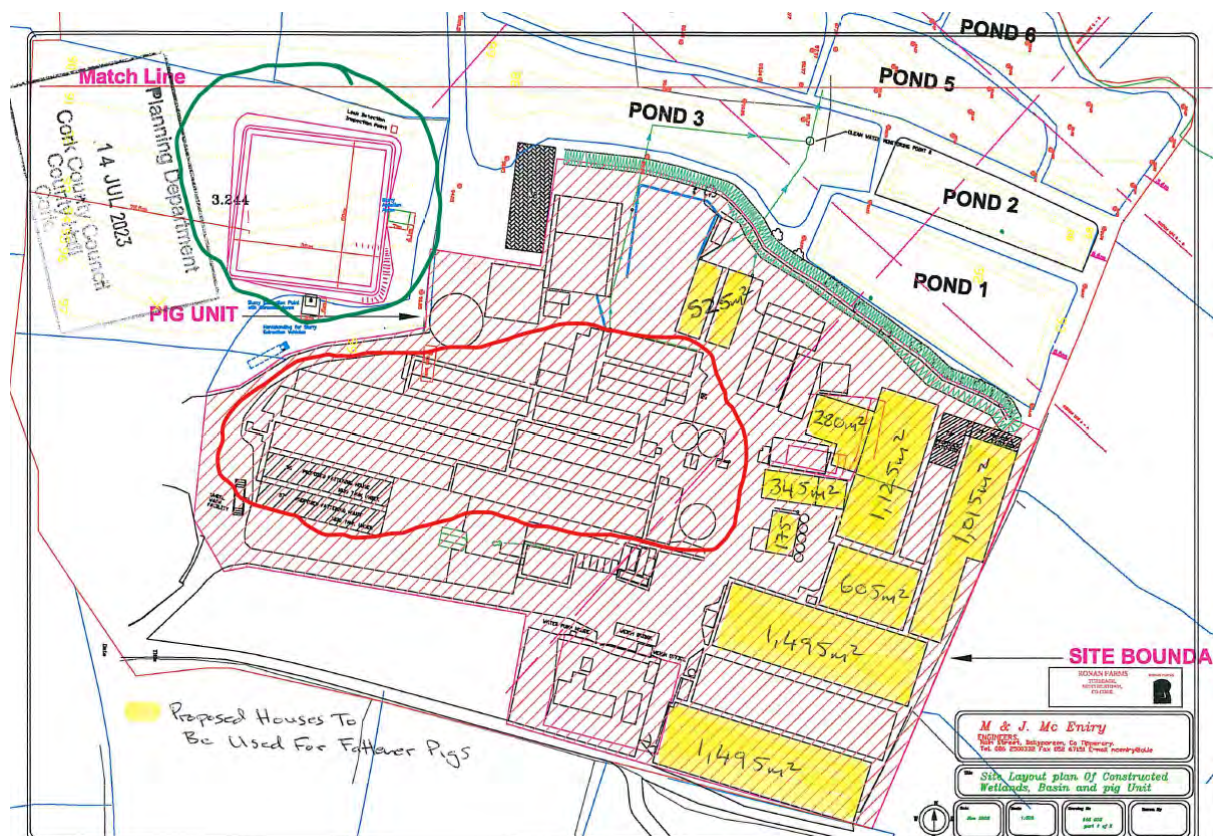
On a Pig Breeding Unit sows produce piglets which are then reared/fattened on site/off site to finished weight for sale to the factory.

They now plan to stop keeping breeding pigs on site so pigs bred on other pig units operated by the applicants will be brought to the unit in Turbeagh for fattening on site.

The existing pig breeding buildings on site will be modified to accommodate finishing/fattening pigs rather than breeding pigs.

Comments on proposal submitted;

1. The site layout drawing provided by the applicant does not accurately represent what is existing on site. Please see copy of site layout drawing submitted by applicant below. The buildings circled in red are either unused now or are non-existent. The slurry lagoon circled in green was never constructed. The buildings marked yellow are in operation or are proposed to be used.



2. The applicant has provided no details of the numbers & types of pigs which were previously housed on site or which are proposed to be housed on site. This is important as it will affect the volumes of slurry produced, the amount of feed being brought onto the site, & the amount of traffic to & from the site.
3. The applicant has provided no information as to the adequacy of the existing slurry storage facilities for the numbers of fattening pigs proposed to be housed on site.

I recommend that the applicant be requested to submit the following information to allow a full assessment of this proposal;

1. Submit a revised site layout map showing only the existing buildings, tanks, etc., on site, with all structures numbered.
2. Submit a Farm Structures Record listing all buildings, tanks, etc., on site. All structures/tanks, etc., shall be numbered & the numbers shall correspond to the site layout map.
3. Identify buildings which are proposed to be used for housing of pigs on site & also identify buildings which will no longer be used to house pigs on site.
4. Submit details of average pig numbers & types which were housed on site when the facility was a fully functioning breeding unit.
5. Submit details of pig numbers & types which are proposed to be housed on site.
6. Submit details of slurry storage facilities on site, dimensions, & whether covered/uncovered. Identify slurry storage facilities which will no longer be used.
7. Submit details of annual pig slurry generated on site when the facility was a fully functioning breeding unit, & proposed annual volumes of slurry to be generated when the facility is used as a fattening unit.
8. Provide details of traffic movements to & from site when the facility was a fully functioning breeding unit, & proposed traffic movements to & from site when the facility is used as a fattening unit.
9. Provide confirmation from a suitably qualified person that the change of use of the buildings will not result in any increase in odour or noise nuisance to nearby residents.



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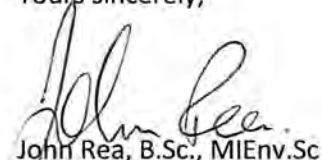
July 13<sup>th</sup>, 2023

**Re: Application to the Planning Department by Ronan Farms for Section 5 Declaration of Exemption for the Change of Pig Types Housed at a Pig Unit Located at Turbeagh, Mitchelstown, Co. Cork.**

On behalf of Ronan Farms please find attached an application for a Section 5 Declaration of Exemption for their pig unit located at Turbeagh, Mitchelstown, Co. Cork. The proposed change is the housing of grower and finisher pigs in place of the current practice of housing breeding and weaner pigs at the unit.

If you have any queries in relation to the information provided, please do not hesitate to contact us. Any correspondence relating to the application can be sent to the undersigned.

Yours sincerely,



John Rea, B.Sc., MEnv.Sc  
JRE Ltd.

cc. Tony Nugent, Ronan Farms.







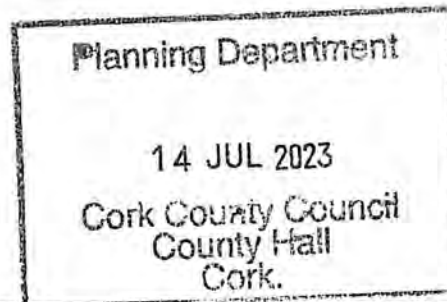
## **CORK COUNTY COUNCIL APPLICATION FOR SECTION 5 DECLARATION OF EXEMPTION**

### **APPLICANT CHECKLIST**

(Please tick ✓)

- 4 No. Copies of Application Form:**
- 1 No. Copy of Contact Details:**
- 4 No. Copies 6" O.S. Maps:**
- 4 No. Copies 25" O.S. Maps:**
- 4 No. Copies of Site Layout Plan:**
- 4 No. Copies Scaled Drawings of Development:**
- €80 Application Fee:**

<input checked="" type="checkbox"/>
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### **FOR OFFICE USE ONLY**

Receipt No.	P22-0002275
Cash/Cheque/ Credit Card	Cheque
Date	14/07/2023
Declaration Ref. No.	D/259/23

**DATE STAMP HERE**

**You should make sure that you are satisfied that any information/documentation that you submit is appropriate to be viewed by the public. Please do not submit any information that you do not want 3<sup>rd</sup> parties to view.**

In the case of a Declaration of Exemption for Land Reclamation, the following additional information is required:

- A copy of the details submitted to the Council's Environment Department (Inniscarra) for a Waste Licence Permit
- Correspondence from Teagasc (detailing how the land reclamation would benefit the land in question for agricultural purposes)
- Details of existing and proposed levels
- Details of fill material and duration of fill.

### **DATA PROTECTION**

The planning process is an open and public one. In that context, all applications for Declarations of Exemption are made available for public inspection.

*Personal information collected by Cork County Council is done so in order for us to process your application for a Section 5 Declaration of Exemption. Legally we can process this information as it is necessary for us to comply with our statutory/legal obligations. The protection of our personal data is a key priority for the Council and your data will be processed in line with our Privacy policy which is available at <http://www.corkcoco.ie/Privacy-Policy> or hardcopy from our offices at County Hall, Carrigrohane Road, Cork, Ireland. Should you have any questions about our privacy policy or the information we hold about you, please contact us by email to [dpo@corkcoco.ie](mailto:dpo@corkcoco.ie) or write to us at Data Protection Officer, Cork County Council, County Hall, Carrigrohane Road, Cork, Ireland.*

**1. NAME OF APPLICANT: (ADDRESS TO BE SUPPLIED AT QUESTION A – CONTACT DETAILS)**

Mr Jack Ronan

**2. POSTAL ADDRESS OF LAND OR STRUCTURE FOR WHICH DECLARATION OF EXEMPTION IS SOUGHT:**

Turbeagh Pig Unit,  
Turbeagh,  
Mitchelstown,  
Co. Cork

**3. QUESTION/DECLARATION DETAILS:**

Please state the specific question for which a Declaration of Exemption is sought

Note: Only works listed and described under this section will be assessed under the Section 5 Declaration of Exemption

Ronan Pig Farms want to change their existing pig unit in Turbeagh, Mitchelstown, Co. Cork from a pig breeding unit to a pig fattening unit. It is proposed that the Turbeagh facility will be depopulated of all breeding animals (i.e., sows, gilts and boars) and will be used to receive weaners from other breeding facilities within the business and that it be used exclusively as a grower and fatterer unit. The proposed change can be accommodated within the existing facility sheds and will not result in any additional construction. It is understood that the use of buildings to house breeding pigs is as a Class 7 roofed structure (a roofed structure for the housing of pigs). We also understand that the use of the buildings to house fattening pigs is also as a Class 7 roofed structure (a roofed structure for the housing of pigs). Based on the Class of activity it is considered that there is no change of use by using the existing sheds housing breeding pigs to house fatterer pigs instead as there is no distinction between fattening and breeding pigs. Therefore the use of the building to house fattening pigs can be considered exempted development under the Planning and Development Act.

Planning Department  
14 JUL 2023  
Cork County Council  
County Hall  
Cork.

**4. APPLICATION DETAILS:**

Answer the following if applicable. Note: Floor areas are measured from the inside of the external walls and should be indicated in square metres (m<sup>2</sup>)

(a) Floor area of existing/proposed structure(s):	
(b) If a domestic extension is proposed, have any previous extensions/structures been erected at this location after 1 <sup>st</sup> October, 1964 (including those for which planning permission has been obtained):	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> If yes, please provide floor areas (m <sup>2</sup> ) and previous planning reference(s) where applicable:
(c) If a change of use of land and/or building(s) is proposed, please state the following:  Existing/previous use Housing Breeding Pigs	Proposed use Housing Fattening Pigs
(d) Are you aware of any enforcement proceedings connected to this site?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> If yes, please state relevant reference number(s):

**5. LEGAL INTEREST OF APPLICANT IN THE LAND/STRUCTURE:**

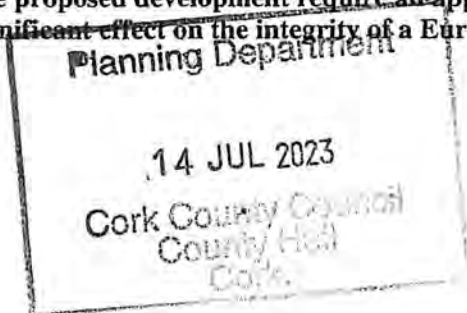
Please tick appropriate box to show applicant's legal interest in the land or structure:	A. Owner <input checked="" type="checkbox"/>	B. Other <input type="checkbox"/>
Where legal interest is "Other", please state your interest in the land/structure:		
If you are not the legal owner, please state the name of the owner/s (address to be supplied at Question C in Contact Details):		

**6. PROTECTED STRUCTURE DETAILS / ARCHITECTURAL CONSERVATION AREA:**

Is this a Protected Structure/Proposed Protected Structure or within the curtilage of a Protected Structure: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
If yes, has a Declaration under Section 57 of the Planning & Development Act 2000 been requested or issued for the property by the Planning Authority: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
If yes, please state relevant reference No. _____
Is this site located within an Architectural Conservation Area (ACA), as designated in the County Development Plan? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>

**7. APPROPRIATE ASSESSMENT:**

Would the proposed development require an appropriate assessment because it would be likely to have a significant effect on the integrity of a European site (SAC, SPA etc)? Yes  No





**8. DATA PROTECTION DECLARATION:**

In order for the Planning Authority to process the personal data you have provided, your consent is required. By ticking the box below, you consent to the Planning Authority processing the personal data provided by you in line with the terms of Cork County Council's Privacy Policy available at <http://www.corkcoco.ie/privacy-statement-cork-county-council> or in hardcopy from any Council office; and to having your information processed for the following purposes:

**Processing of your Declaration of Exemption application by the Planning Authority**

I give permission for my personal information to be processed for the purpose stated above

Signed (By Applicant Only)	Tony Nugent on behalf of Jude Power
Date	12/7/23

**GDPR Special Categories of data / Sensitive Personal data - Explicit Consent**

Where Special Categories of personal data / sensitive personal data are provided as part of / in support of a declaration application, **explicit consent** to the processing of the special categories of data must be given by the person to whom the data refers, namely the Data Subject.

Special Categories of data / Sensitive Personal data include:

- Race
- Ethnic origin
- Political opinions
- Religion
- Philosophical beliefs
- Trade union membership
- Genetic data
- Biometric data
- Health data
- Concerning a natural person's sex life
- Sexual orientation

In order for the Planning Authority to process the sensitive personal data you have provided, your consent is required. By ticking the box below, you consent to the Planning Authority processing the personal data provided by you in line with the terms of Cork County Council's Privacy Policy available at <https://www.corkcoco.ie/privacy-statement-cork-county-council> or in hardcopy from any Council office; and to having your information processed for the following purposes:

**Sensitive personal data being submitted in support of Declaration of Exemption Application**

I give permission for my sensitive personal data submitted to the Planning Authority to be processed for the purpose stated above.

Signed	Tony Nugent on behalf of Jude Power
Date	12/7/23

You have the right to withdraw your consent by contacting the Planning Department, Ground Floor, County Hall, Carrigrohane Road, Cork. Tel: (021) 4276891 Email: [planninginfo@corkcoco.ie](mailto:planninginfo@corkcoco.ie) or by contacting the Planning Department, Norton House, Cork Road, Skibbereen, Co. Cork. Tel: (028) 40340 Email: [westcorkplanninginfo@corkcoco.ie](mailto:westcorkplanninginfo@corkcoco.ie) However if consent to the use of personal data is withdrawn during the declaration of exemption decision-making process this information cannot be considered as part of the decision making process. Once a decision has been made, an applicant is not entitled to withdraw consent, as the right of erasure does not apply to a situation where processing is required for compliance with a legal obligation or for the performance of a task carried out in the public interest.

Please note that all information / supporting documentation submitted will be available publicly to view at the Planning Authority offices.





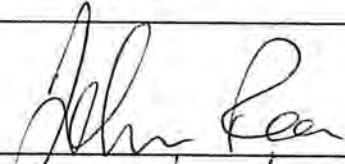
**ADVISORY NOTES:**

The application must be accompanied by the required fee of €80  
The application must be accompanied by a site location map which is based on the Ordnance Survey map for the area, is a scale not less than 1:1000 and it shall clearly identify the site in question.  
Sufficient information should be submitted to enable the Planning Authority to make a decision. If applicable, any plans submitted should be to scale and based on an accurate survey of the lands/structure in question.  
The application should be sent to the following address:  
The Planning Department, Cork County Council, Floor 2, Co. Hall, Carrigrohane Road, Cork, T12 R2NC; or for applications related to the Western Division, The Planning Department, Cork County Council, Norton House, Cork Road, Skibbereen, Co. Cork, P81 AT28.

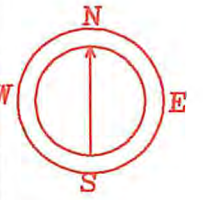
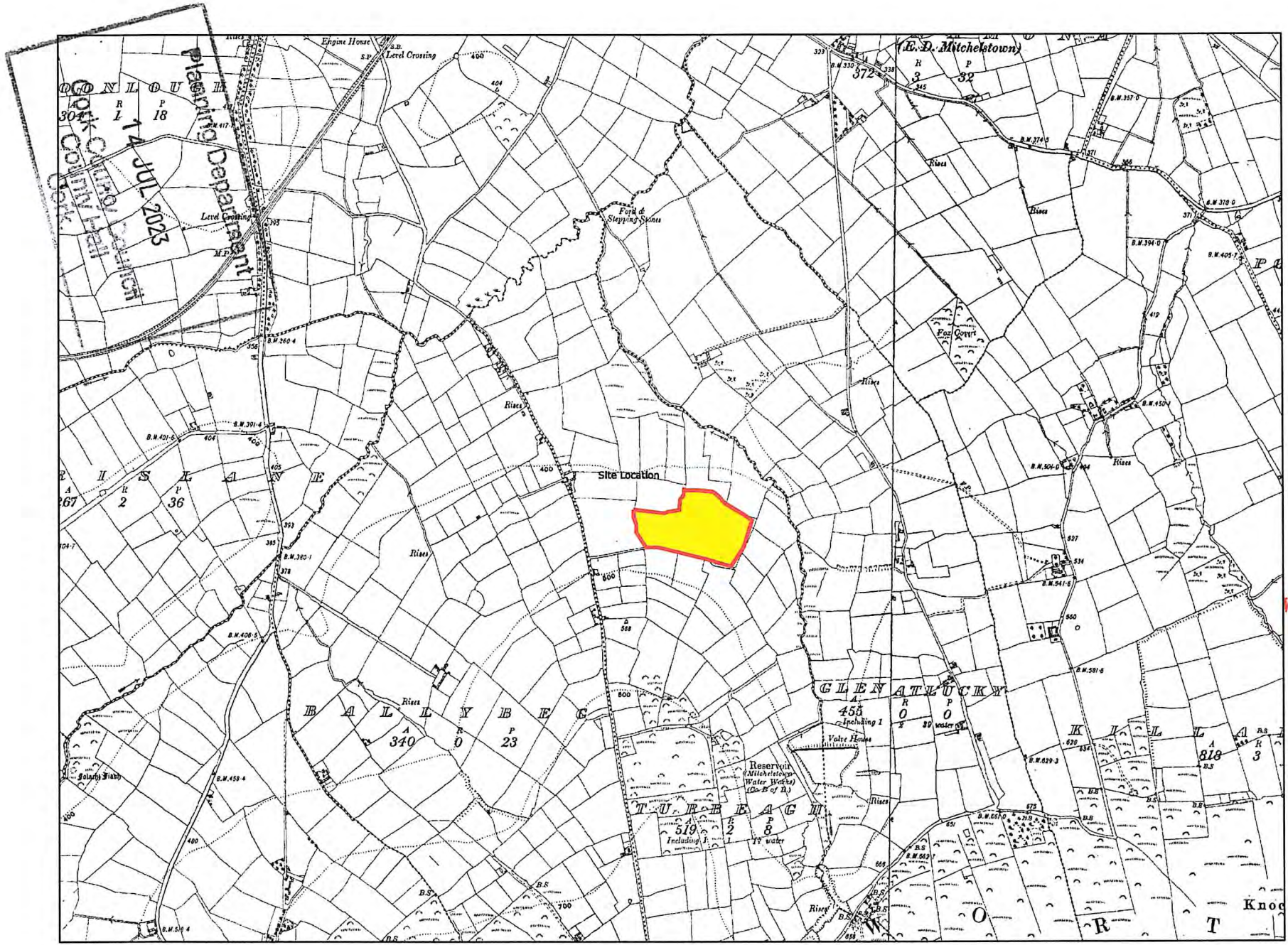
- The Planning Authority may require further information to be submitted to enable the authority to issue a decision on the Declaration of Exemption application.
- The Planning Authority may request other person(s), other than the applicant; to submit information on the question which has arisen and on which the Declaration of Exemption is sought.
- Any person issued with a Declaration of Exemption may on payment to An Bord Pleanála refer a Declaration of Exemption for review by the Board within 4 weeks of the date of the issuing of the Declaration of Exemption decision.
- In the event that no Declaration of Exemption is issued by the Planning Authority, any person who made a request may on payment to the Board of such a fee as may be prescribed, refer the question for decision to the Board within 4 weeks of the date that a Declaration of Exemption was due to be issued by the Planning Authority.

*The application form and advisory notes are non-statutory documents prepared by Cork County Council for the purpose of advising the type of information which is normally required to enable the Planning Authority to issue a Declaration of Exemption under Section 5. This document does not purport to be a legal interpretation of the statutory legislation nor does it state to be a legal requirement under the Planning and Development Act 2000 as amended, or Planning and Development Regulations, 2001, as amended.*

9. **I hereby declare that, to the best of my knowledge and belief, the information given in this form is correct, accurate and fully compliant with the Planning and Development Acts 2000, as amended and the Regulations made thereunder:**

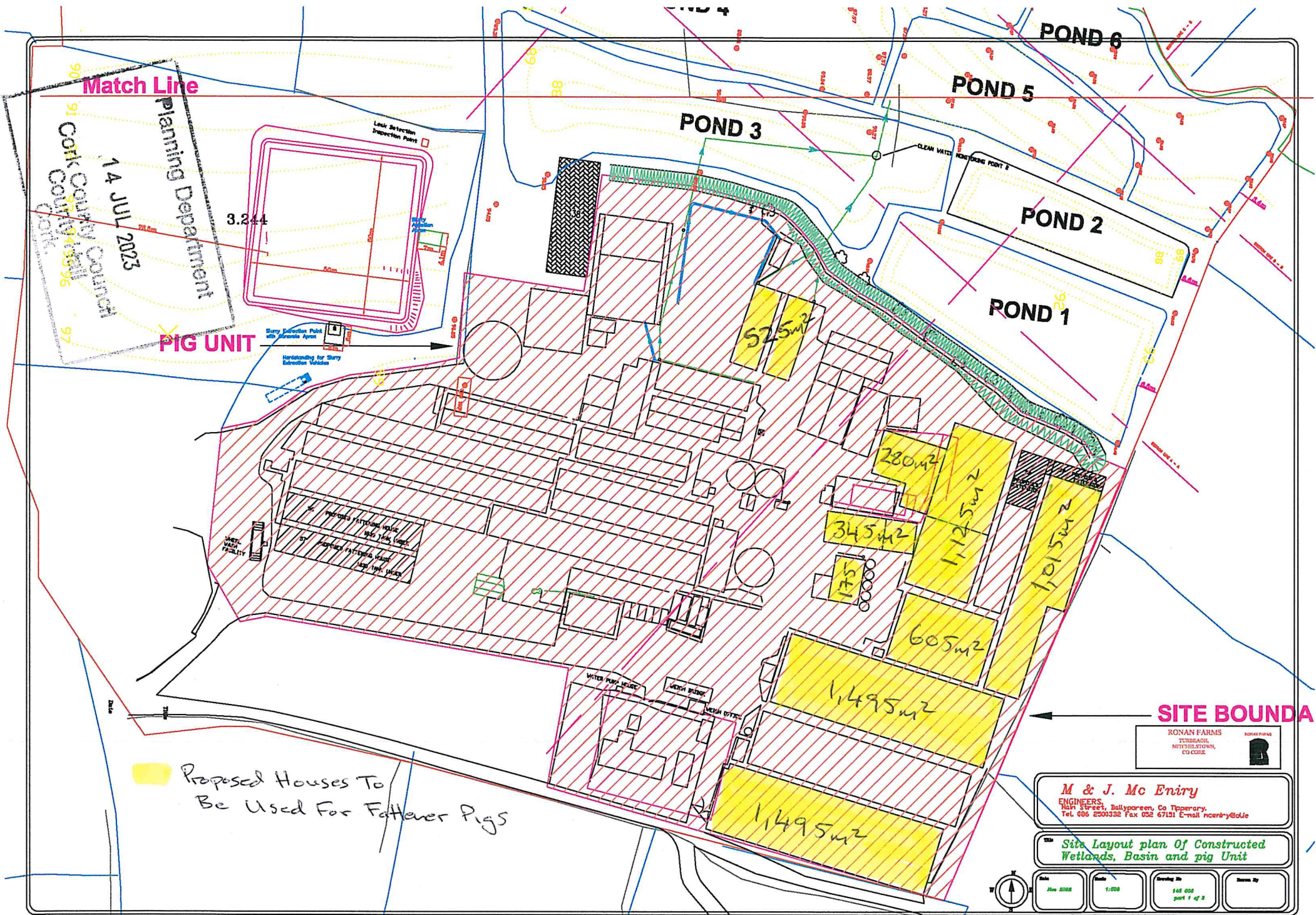
Signed (Applicant or Agent as appropriate)	
Date	13/07/2023

Planning Department  
14 JUL 2023  
Cork County Council  
County Hall  
Cork



Map Prepared by  
**NRGE Ltd**  
 10th Street, Johannesburg, CA 20000  
 Tel: 011 27 11 438 2222 Fax: 011 27 11 438 2222  
 Ordnance Survey Licence  
 No. 12 000016  
 Plot Ref: 00-01222141-





Match Line

14 JUL 2023  
 Planning Department  
 Cork County Council  
 90  
 91  
 92  
 93  
 94  
 95  
 96  
 97

PIG UNIT

Proposed Houses To Be Used For Fattener Pigs

SITE BOUNDARY



**M & J. Mc Eniry**  
 ENGINEERS  
 1001 Street, Ballyporeen, Co Tipperary.  
 Tel. 052 250032 Fax 052 67151 E-mail mcentry@ic.ie

Site Layout plan Of Constructed Wetlands, Basin and pig Unit

Scale: 1:500	Date: 14.07.23	Drawing No: 1421 002 part 1 of 2	Drawn By:
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