

Comhairle Contae Chorcaí

Dréacht-Treoir maidir le hAlt 31 den Acht um Pleanáil agus Forbairt 2000, arna leasú.

Treoir Pleanála agus Forbartha (Plean Forbartha Contae Chorcaí 2022-2028) 2022.

Tabhair faoi deara:

Ar 3 Meitheamh 2022, fuair Comhairle Contae Chorcaí fógra ón Aire Tithíochta, Rialtais Áitiúil agus Oidhreachta go raibh sé ar intinn aige Treoir a eisiúint de bhun Alt 31 den Acht um Pleanáil agus Forbairt 2000 (arna leasú). Bhain dréacht-Treoir an Aire le glacadh Phlean Forbartha Contae Chorcaí, 2022-2028.

Ar na cúiseanna a tugadh den Dréacht-Treoir:

1. Níl an Plean Forbartha curtha i gcrích ar bhealach atá comhsheasmhach le agus níor éirigh leis moltaí Oifig an Rialóra Pleanála maidir le hAlt 31AM a chur i bhfeidhm.
2. Níor éirigh leis an bPlean, mar a rinneadh é, straitéis iomlán a leagan amach do phleanáil chuí ná forbairt inbhuanaithe an cheantair.
3. Níl an Plean ag teacht leis na Cuspóirí Beartais Náisiúnta atá leagtha amach sa Chreat Pleanála Náisiúnta, go háirithe NPO 3c.
4. Níl an Plean i gcomhréir leis na cuspóirí forbartha réigiúnacha atá leagtha amach sa Straitéis Réigiúnacha Spásúla agus Eacnamaíochta do Réigiún an Deiscirt, go háirithe CMASP PO 16, RPO 35 agus RPO 151.
5. Tá an Plean ar neamhréir leis na Treoirí ón Aire a eisíodh faoi Alt 28 den Acht, go sonrach:
 - a) na Treoirí Pleanála Miondíola 2012;
 - b) na Treoirí Plean Forbartha d'Údaráis Phleanála (2007) agus na Pleananna Forbartha, Treoirí d'Údaráis Phleanála - Dréacht do Chomhairliúchán (Lúnasa 2021);
 - c) Sainriachtanas Beartais Pleanála 4 atá sna Treoirí um Fhorbairt Uirbeach agus Airde Foirgnimh (2018);
 - d) Treoirí d'Údaráis Phleanála i dtaca le Forbairt Áiteanna Cónaithe Inbhuanaithe i gCeantair Uirbeacha: Cathracha, Bailte agus Sráidbhailte (2009);
 - e) An Pleanáil Spásúla agus Bóithre Náisiúnta, Treoirí d'Údaráis Phleanála (2012);
6. Níl an Plean, mar a rinneadh, i gcomhréir le riachtanais an Achta.

Conas Rochtain a fháil ar an Dréacht-Treoir

Beidh Comhairliúchán Poiblí ar an Dréacht-Treoir ar siúl ó **Dé hAoine 17 Meitheamh go dtí Dé hAoine 1 Iúil 2022.**

Is féidir scrúdú a dhéanamh ar chóip den Dréacht-Treoir mar seo a leanas:

1. Ar líne, ag aon chéim le linn an phróisis chomhairliúcháin ag <https://www.corkcoco.ie/en/cork-county-development-plan-2022-2028>.
2. Gach lá den tseachtain ó Luan go hAoine, gan laethanta saoire poiblí san áireamh, le linn uaireanta oifige (9.00 r.n. go 4.00 p.m.) ag:
 - An Rannóg Pleanála, Urlár 1, Halla an Chontae, Corcaigh.
 - An Rannóg Pleanála, Teach Norton, An Sciobairín, Co. Chorcaí.
 - Oifig Roinne Chomhairle Contae Chorcaí, Annabella, Mala, Co. Chorcaí.
 - Leabharlann an Chontae agus Leabharlanna Brainse. Cuir ceist, le do thoil ag do leabharlann áitiúil maidir le huaireanta oscailte agus an bhfuil teacht ar ríomhairí ar fáil ar mhaithe le rochtain a fháil ar an leagan leictreonach.

Má tá aon cheist agat ag eascairt as féachaint ar an Dréacht-Treoir ag na láithreacha thuas, déan teagmháil le do thoil leis an Aonad Beartais Pleanála ag 021-4285900 nó seol ríomhphost chuig planningpolicyunit@corkcoco.ie.

Tá cóipeanna den Dréacht-Treoir ar fáil le ceannach chomh maith, fiosrúcháin chuig an Aonad Beartais Pleanála; Guthán 021 4285900.

Aighneacht a Dhéanamh ar an Dréacht-Treoir

Is féidir aighneachtaí scríofa nó tuairimí i dtaca leis an Dréacht-Treoir a chur faoi bhráid an Údaráis Phleanála le linn na tréimhse sonraithe agus **fáiltítear rompu seo ó bhail den phobal, ó leanaí, nó ó ghrúpaí nó ó chumainn a dhéanann ionadaíochta thar ceann leasanna leanaí agus páirtithe leasmhara eile.**

Áireofar na haighneachtaí nó na tuairimí sin i dTuarascáil an Phríomhfheidhmeannaigh agus cuirfidh Oifig an Rialtóra Pleanála san áireamh iad sula ndéanfaidh sí moladh don Aire ar an ábhar.

Is féidir aighneachtaí nó tuairimí maidir leis an Dréacht-Treoir a dhéanamh ó **Dé hAoine 17 Meitheamh go Dé hAoine 1 Iúil 2022.**

Is féidir aighneachtaí a dhéanamh le **ceachtar den** dá bhealach seo a leanas a liostaítear thíos:

- Déan aighneacht nó tabhair tuairim ar líne, níl le déanamh ach logáil isteach ar ár suíomh gréasáin [Cork County Development Plan 2022-2028 | Cork County \(corkcoco.ie\)](https://www.corkcoco.ie) agus lean na treoracha a chuirtear ar fáil. Glacfar le haighneachtaí ar líne idir **9am Dé hAoine 17 Meitheamh agus Meán Oíche Dé hAoine 01 Iúil 2022.**

NÓ

- Déan aighneacht fhoirmiúil i scríbhinn chuig an **bPeanálaí Sinsearach, An tAonad Beartais Pleanála, an Stiúrthóireacht Pleanála agus Forbartha, Comhairle Contae Chorcaí, Urlár 13, Halla an Chontae, Corcaigh.** (Sa phost nó de lámh, le linn uaireanta oifige chuig an seoladh seo amháin.)

De dheasca chúiseanna dlíthiúla, níl sé ceadaithe dúinn glacadh le haighneachtaí lasmuigh de na hamanna a leagtar amach thuas. Déanfar na haighneachtaí sin a gcuirfear isteach laistigh den tréimhse thuasluaite a chur san áireamh.

Déan d'aighneacht ar bhealach amháin le do thoil i.e. ar an suíomh gréasáin nó mar chóip chrua. Leis sin, seachnófar dúbláil ar uimhreacha tagartha aighneachtaí agus cuirfear caoi sheolta éifeachtach ar an bpróiseas. Nuair is féidir, cuir d'ainm agus do sheoladh isteach ar leathanach nach bhfuil ábhar d'aighneachta ann, chun cabhrú le .Comhairle Contae Chorcaí cloí leis na forálacha faoin Acht um Chosaint Sonraí. Is mór againn do chúnamh i dtaca le na ceisteanna seo.

Tabhair faoi le do thoil, de réir Alt 19 den Acht um Pleanáil agus Forbairt (Leasú), 2018 foilseofar gach aighneacht bhailí a fhaigheann an Chomhairle ar shuíomh gréasáin Chomhairle Contae Chorcaí laistigh de 10 lá oibre tar éis don Chomhairle í a fháil. Is próiseas oscailte agus poiblí é an próiseas pleanála agus dá bhrí sin beidh d'aighneacht (go páirteach nó san iomlán) ar fáil ar líne ag https://www.yourcouncil.ie/service/Planning_Policy_Submissions.

An tAcht Um Shaoráil Faisnéise , 2014 agus An tAcht Um Chosaint Sonraí, 2018

Tá Comhairle Contae Chorcaí faoi réir na gceanglas faoin Acht um Shaoráil Faisnéise, 2014; faoin Acht um Chosaint Sonraí, 2018 agus faoin Rialachán Ginearálta maidir le Cosaint Sonraí (RGCS).

Tabhair do d'aire le do thoil **go gcaithfear toiliú sainráite a fháil ón duine a mbaineann na sonraí sin leis chun catagóirí speisialta sonraí a phróiseáil** agus nach féidir na haighneachtaí sin a bhfuil Catagóirí Speisialta sonraí/Sonraí Pearsanta Íogaire iontu mar a shainítear in Airteagal 9 den RGCS a phróiseáil gan é.

Is gá don Chomhairle roinnt faisnéis phearsanta a bhailiú chun do chuid aighneacht a phróiseáil. De réir an dlí, is féidir linn an fhaisnéis sin a phróiseáil i bhfeidhmiú údaráis oifigiúil atá dílsithe don Chomhairle. Is príomhthosaíocht don Chomhairle í cosaint do chuid sonraí pearsanta a chosaint agus próiseálfar iad ar aon dul lenár bPolasaí Príobháideachais atá ar fáil ar <https://www.corkcoco.ie/privacy-statement-cork-county-council> nó mar chóip chrua ónár n-oifigí ag Halla an Chontae, Bóthar Charraig Ruacháin, Corcaigh.

Má bhíonn aon cheist agat maidir lenár **bpolasaí príobháideachais** nó maidir leis an bhfaisnéis atá á coiméad againn ort, déan teagmháil linn le do thoil trí ríomhphost chuig dpo@corkcoco.ie nó scríobh chugainn ag Oifigeach Cosanta Sonraí, Comhairle Contae Chorcaí, Halla an Chontae, Bóthar Charraig Ruacháin, Corcaigh. Ná seol aighneachtaí/tuairimí ar Dréacht-Treoir chuig an Oifigeach Cosanta Sonraí le do thoil.

Arna dhátú an 17 lá de Mheitheamh, 2022

MICHAEL W. LYNCH
AN STIÚRTHÓIR SEIRBHÍSÍ, (Pleanáil agus Forbairt)
OIFIGEACH POIBLÍ AINMNITHE FAOI
AN TACHT UM BRÚSTOCAIREACHT A RIALÁIL, 2015

Cork County Council

Draft Direction in the Matter of Section 31 of the Planning and Development Act 2000, as amended.

Planning and Development (Cork County Development Plan 2022-2028) Direction 2022.

Take Notice that:

On 3rd June 2022, Cork County Council received notification from the Minister for Housing, Local Government and Heritage of his intention to issue a Direction pursuant to Section 31 of the Planning and Development Act 2000 (as amended). The draft Ministerial Direction related to the adoption of the Cork County Development Plan, 2022-2028.

The reasons given for the Draft Direction are:

1. The Development Plan has not been made in a manner consistent with and has failed to implement the recommendations of the Office of the Planning regulator under Section 31AM.
2. The Plan, as made, fails to set out an overall strategy for the proper planning and sustainable development of the area.
3. The Plan is not consistent with the National policy Objectives set out in the National Planning Framework, specifically NPO 3c.
4. The Plan is not consistent with the regional development objectives set out in the Regional Spatial and Economic Strategy for the Southern Region, specifically CMASP PO 16, RPO 35 and RPO 151.
5. The Plan is inconsistent with Ministerial Guidelines issued under Section 28 of the Act, specifically:
 - a) the Retail Planning Guidelines 2012;
 - b) the Development Plan Guidelines for Planning Authorities (2007) and the Development Plans, Guidelines for Planning Authorities-Draft for Consultation (August 2021);
 - c) Specific Planning Policy Requirement 4 contained in the Urban Development and Building Heights Guidelines (2018);
 - d) Guidelines for Planning Authorities on Sustainable Residential Development in Urban Areas: Cities, Towns and Villages (2009);
 - e) The Spatial Planning and National Roads, Guidelines for Planning authorities (2012);
6. The Plan, as made, is not in compliance with the requirements of the Act.

How to Access the Draft Direction

Public Consultation on the Draft Direction takes place from **Friday 17th June to Friday 1st July 2022**.

A copy of the Draft Direction may be inspected as follows:

1. Online, at any stage during the consultation process at <https://www.corkcoco.ie/en/cork-county-development-plan-2022-2028>.
2. Each week day, excluding public holidays, during office hours (9.00 a.m. to 4.00 p.m.) at:
 - Planning Department, Floor 1, County Hall, Cork.
 - Planning Department, Norton House, Skibbereen, Co. Cork.
 - Cork County Council Divisional Office, Annabella, Mallow, Co. Cork.
 - County Library and Branch Libraries. Please check at your local library regarding opening times and availability of PCs for accessing electronic format.

If you have any queries arising from viewing the Draft Direction at the above locations, please contact the Planning Policy Unit at 021-4285900 or email planningpolicyunit@corkcoco.ie.

Copies of the Draft Direction are also available for purchase, enquiries to the Planning Policy Unit; Tel 021 4285900.

Making a Submission on the Draft Direction

Written submissions or observations in respect of the Draft Direction may be made to the Planning Authority during the stated period and **are hereby invited from members of the public, children, or groups or associations representing the interests of children and other interested parties.**

These submissions or observations shall be included in the Chief Executive's Report and shall be taken into consideration by the Office of the Planning Regulator before it makes a recommendation to the Minister on the matter.

Submissions or observations in respect of the Draft Direction can be made from **Friday 17th June to Friday 1st July 2022.**

Submissions may be made in **either of** the following two ways listed hereunder:

- Make a submission or observation on-line, just log on to our website [Cork County Development Plan 2022-2028 | Cork County \(corkcoco.ie\)](https://www.corkcoco.ie/en/cork-county-development-plan-2022-2028) and follow the instructions provided. Online submissions will be accepted between **9am on Friday 17th June to Midnight on Friday 01 July 2022.**

OR

- Make a formal written submission to the Senior Planner, Planning Policy Unit, Planning and Development Directorate, Cork County Council, Floor 13, County Hall, Cork. (By Post or hand, during office hours to this address only.)

For legal reasons, we cannot accept submissions outside the times outlined above. All such submissions lodged within the above period will be taken into consideration.

Please make your submission by one medium only i.e. via the website or in hard copy. This will avoid the duplication of submission reference numbers and will streamline the process. Where possible, please include your name and address on a separate page to the content of your submission in order to assist Cork County Council in complying with the provisions of the Data Protection Act. Your assistance on these issues is appreciated.

Please note that in accordance with Section 19 of the Planning and Development (Amendment) Act, 2018 all valid submissions received by the Council shall be published on the Cork County Council website within 10 working days of its receipt by the Council. The planning process is an open and public process and therefore your submission (in part or in total) will be available to view online at https://www.yourcouncil.ie/service/Planning_Policy_Submissions.

Freedom of Information Act, 2014 and Data Protection Act, 2018

Cork County Council is subject to the requirements of the Freedom of Information Act, 2014; the Data Protection Act, 2018 and to the General Data Protection Regulations (GDPR).

Please be aware that in order to process those submissions that contain certain GDPR Special Categories of data/Sensitive Personal Data as defined by Article 9 of the GDPR **explicit consent to the processing of the special categories of data must be provided by the person to whom the data refers.**

It is necessary for the Council to collect some personal information in order to process your submission. Legally we can process this information in the exercise of official authority vested in the Council. The protection of your 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 <https://www.corkcoco.ie/privacy-statement-cork-county-council> or hardcopy from our offices at County Hall, Carrigrohane Road, Cork.

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 or write to us at Data Protection Officer, Cork County Council, County Hall, Carrigrohane Road, Cork. Please do not send submissions / observations on the Draft Direction to the Data Protection Officer.

Dated this 17th day of June, 2022

**MICHAEL W. LYNCH
DIRECTOR OF SERVICES (Planning and Development)
DESIGNATED PUBLIC OFFICIAL UNDER
REGULATION OF LOBBYING ACT, 2015**