

# Comhairle Contae Chorcaí Cork County Council

Ballinbeg Engineering Services Ltd.,  
Ballinbeg,  
Whitegate,  
Co. Cork.

Pleanáil agus Forbairt,  
Halla an Chontae,  
Bóthar Charraig Ruacháin,  
Corcaigh T12 R2NC.

Fón: (021) 4276891

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Suíomh Gréasáin: [www.corkcoco.ie](http://www.corkcoco.ie)

Planning & Development,

County Hall,

Carrigrohane Road, Cork T12 R2NC.

Tel (021) 4276891

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Web: [www.corkcoco.ie](http://www.corkcoco.ie)



21<sup>st</sup> December 2023

REF: D/311/23  
LOCATION: Ballinookera, Whitegate.

**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 27<sup>th</sup> November 2023 the Planning Authority, having considered the question whether the addition of solar photo-voltaic panels to the roof of an industrial building at **Ballinookera, Whitegate, Co. Cork** is or is not exempted development has declared that it **is development and is exempted development**.

## Reason for Decision

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

- Sections 2(1), 3(1) and 4(4) of the Planning and Development Act 2000, as amended,
- Articles 3, 5, 6 and 9 and Class 56(d) of Schedule 2, part 1 of the Planning and Development Regulations 2001, as amended and
- The particulars received by the Planning Authority on 27<sup>th</sup> November 2023

**And Whereas Cork County Council has concluded that –**

The addition of solar photo-voltaic panels to the roof of an industrial building at Ballinookera, Whitegate, Co. Cork **is development** and constitutes "**exempted development**" as per Class 56(d) of Schedule 2, part 1 of the Planning and Development Regulations, 2001 on the proviso that you adhere to the caveats of Class 56(d) in the implementation of the works. The details of this exemption class are attached for your information.

*This exemption does NOT itself empower a person to carry out a development unless that person is legally entitled to do so.*



We are Cork.



Recycled

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,



**KEVIN O' REGAN,  
SENIOR EXECUTIVE OFFICER,  
PLANNING DEPARTMENT.**

**Encl.**

*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>*

purpose of protecting a pier, slipway or other structure on the foreshore.	
<p><b>CLASS 55</b></p> <p>The erection on or within the curtilage of a business premises, of a dish type antenna used for the receiving and transmitting of signals from satellites.</p>	<ol style="list-style-type: none"> <li>1. Not more than one such antenna shall be erected on or within the curtilage of a business premises.</li> <li>2. The diameter of any such antenna shall not exceed 2 metres.</li> <li>3. No such antenna shall be erected on, or forward of, the front wall of the business premises.</li> <li>4. No such antenna shall be erected on the front roof slope of the business premises or higher than the highest part of the roof of the business premises.</li> </ol>
<p><b>CLASS 56</b></p> <p>(a) The construction, erection or placing within the curtilage of an industrial building of a structure for the purposes of housing a (fully enclosed) Combined Heat and Power system.</p>	<ol style="list-style-type: none"> <li>1. The gross floor area of the structure shall not exceed 500 square meters.</li> <li>2. No such structure shall exceed 10 metres in height, or 50 metres in length.</li> <li>3. No such structure shall be within: <ol style="list-style-type: none"> <li>(a) 10 metres of any public road.</li> <li>(b) 200 metres of the nearest habitable house or residential building or school, hospital, church or building used for public assembly (other than the house or building of the person providing the structure), save with the consent in writing of the owner, and, as appropriate, the occupier or person in charge thereof.</li> </ol> </li> <li>4. No such structure within 100 metres of any public road shall exceed 8 metres in height.</li> <li>5. No such structure shall have more than 2 flues, neither of which shall exceed 20 metres in height from ground level.</li> </ol>

**Commented [i751]:** Class 56 is inserted by article 5 of S.I. No. 235/2008 Planning and Development Regulations 2008

<p>(b) The construction, erection, or placing within the curtilage of a business premises, or a light industrial building, of a structure for the purposes of housing a (fully enclosed) Combined Heat and Power system.</p>	<ol style="list-style-type: none"> <li>6. The diameter of any flue shall not exceed 1 metre.</li> <li>7. Noise levels must not exceed 43db(A) during normal operation, as measured at the nearest party boundary.</li> <li>8. Not more than one such structure shall be erected.</li> <li>9. The structure shall be used for the purposes of housing a Combined Heat and Power unit only.</li> </ol> <ol style="list-style-type: none"> <li>1. The gross floor area of the structure shall not exceed 300 square metres.</li> <li>2. No such structure shall exceed 8 metres in height, or 40 metres in length.</li> <li>3. No such structure shall be within: <ol style="list-style-type: none"> <li>(a) 10 metres of any public road.</li> <li>(b) 200 metres of the nearest habitable house or residential building or school, hospital, church or building used for public assembly (other than the house or building of the person providing the structure), save with the consent in writing of the owner, and, as appropriate, the occupier or person in charge thereof.</li> </ol> </li> <li>4. No such structure shall have more than 2 flues, neither of which shall exceed 16 metres in height from ground level.</li> <li>5. The diameter of any flue shall not exceed 1 metre.</li> <li>6. Noise levels must not exceed 43db(A) during normal operation, as measured at the nearest party boundary.</li> <li>7. Not more than one such structure shall be erected within the curtilage of such a premises or building.</li> <li>8. The structure shall be used for the purposes of housing a Combined Heat and Power unit only.</li> </ol>
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<p>(c) The construction, erection or placing within the curtilage of an industrial building or light industrial building, or business premises of a wind turbine.</p>	<ol style="list-style-type: none"> <li>1. The turbine shall not be erected on or attached to the premises or building or any other structure within the curtilage of the building or premises.</li> <li>2. The total height of the turbine shall not exceed 20 metres.</li> <li>3. The rotor diameter shall not exceed 8 metres.</li> <li>4. The minimum clearance between the lower tip of the rotor and ground level shall not be less than 3 metres.</li> <li>5. The supporting tower shall be a distance of not less than the total structure height (including the blade of the turbine at the highest point of its arc) plus: <ol style="list-style-type: none"> <li>(a) 5 metres from any party boundary,</li> <li>(b) 5 metres from any non-electrical overhead cables,</li> <li>(c) 20 metres from any 38kV electricity distribution line,</li> <li>(d) 30 metres from the centreline of any electricity transmission line of 110kV or more.</li> </ol> </li> <li>6. The turbine shall not be located within 5 kilometres of the nearest airport or aerodrome, or any communication, navigation and surveillance facilities designated by the Irish Aviation Authority, save with the consent in writing of the Authority and compliance with any condition relating to the provision of aviation obstacle warning lighting.</li> <li>7. Noise levels must not exceed 43db(A) during normal operation, as measured from the nearest party boundary.</li> <li>8. Not more than one turbine shall be erected within the curtilage of the premises or building.</li> </ol>
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<p>(d) The placing or erection on a roof or wall of an industrial building, or within the curtilage of an industrial building, or on a roof or wall of any ancillary buildings within the curtilage of an industrial building of a solar photo-voltaic and/or a solar thermal collector installation.</p>	<ol style="list-style-type: none"> <li>9. All turbine components shall have a matt, non-reflective finish and the blade shall be made of material that does not deflect telecommunication signals.</li> <li>10. No sign, advertisement or object, not required for the functioning or safety of the turbine shall be attached to or exhibited on the wind turbine.</li> <li>11. The turbine shall not be located within an Architectural Conservation Area.</li> </ol> <ol style="list-style-type: none"> <li>1. Where such development is located within a solar safeguarding zone, the total aperture area of any solar photo-voltaic and/or solar thermal collector panels, taken together with any other such panels previously placed on a roof, shall not exceed 300 square metres.</li> <li>2. Where such development is located within a solar safeguarding zone, the planning authority for the area shall be notified in writing no later than 4 weeks after the commencement of such development and such notification shall include details regarding the location and scale of the development.</li> <li>3. The distance between the plane of the roof and the solar photo-voltaic or solar thermal collector panels shall not exceed 2 metres in the case of a flat roof or 1.2 metres in any other case.</li> <li>4. The solar photo-voltaic or solar thermal collector panels shall be a minimum of 2 metres in the case of a flat roof or 50cm in any other case from the edge of the roof on which it is mounted.</li> <li>5. Development shall not be exempted development where the highest part of the solar photo-voltaic or solar thermal collector installation exceeds the highest part of any roof that is not a flat roof (excluding any chimney).</li> </ol>
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**Commented [i752]:** Class 56(d) is substituted (with 18 conditions) by article 5(2)(a) of S.I. No. 493/2022 Planning and Development Act 2000 (Exempted Development) (No. 3) Regulations 2022



new septic tank with percolation area, retain potato wash-water retention tank, together with all associated site development works

### Statutory Provisions

I consider the following statutory provisions relevant to this referral case:

#### Planning and Development Act, 2000

**Section 3 (1)** states:-

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

*Works” includes any act or operation of construction, excavation, demolition, extension, alteration, repair or renewal”.*

Section 4 (2) of the Act provides that the Minister may, by regulations, provide for any class of development to be exempted development. The main regulations made under this provision are the Planning and Development Regulations, 2001.

#### Planning and Development Regulations, 2001

Article 6(1) of the Regulations states as follows:- *“(a) Subject to article 9, development consisting of a class specified in column 1 of Part 1 of Schedule 2 shall be exempted development for the purposes of the Act, provided that such development complies with the conditions and limitations specified in column 2 of the said Part 1 opposite the mention of that class in the said column 1*

Article 9 (1) of the Regulations sets out circumstances in which development to which Article 6 relates shall not be exempted development.

Class 56 (d) , Schedule 2, Part 1, P&DR 2001



(d) The placing or erection on a roof or wall of an industrial building, or within the curtilage of an industrial building, or on a roof or wall of any ancillary buildings within the curtilage of an industrial building of a solar photo-voltaic and/or a solar thermal collector installation.

1. Where such development is located within a solar safeguarding zone, the total aperture area of any solar photo-voltaic and/or solar thermal collector panels, taken together with any other such panels previously placed on a roof, shall not exceed 300 square metres.
2. Where such development is located within a solar safeguarding zone, the planning authority for the area shall be notified in writing no later than 4 weeks after the commencement of such development and such notification shall include details regarding the location and scale of the development.
3. The distance between the plane of the roof and the solar photo-voltaic or solar thermal collector panels shall not exceed 2 metres in the case of a flat roof or 1.2 metres in any other case.
4. The solar photo-voltaic or solar thermal collector panels shall be a minimum of 2 metres in the case of a flat roof or 50cm in any other case from the edge of the roof on which it is mounted.
5. Development shall not be exempted development where the highest part of the solar photo-voltaic or solar thermal collector installation exceeds the highest part of any roof that is not a flat roof (excluding any chimney).

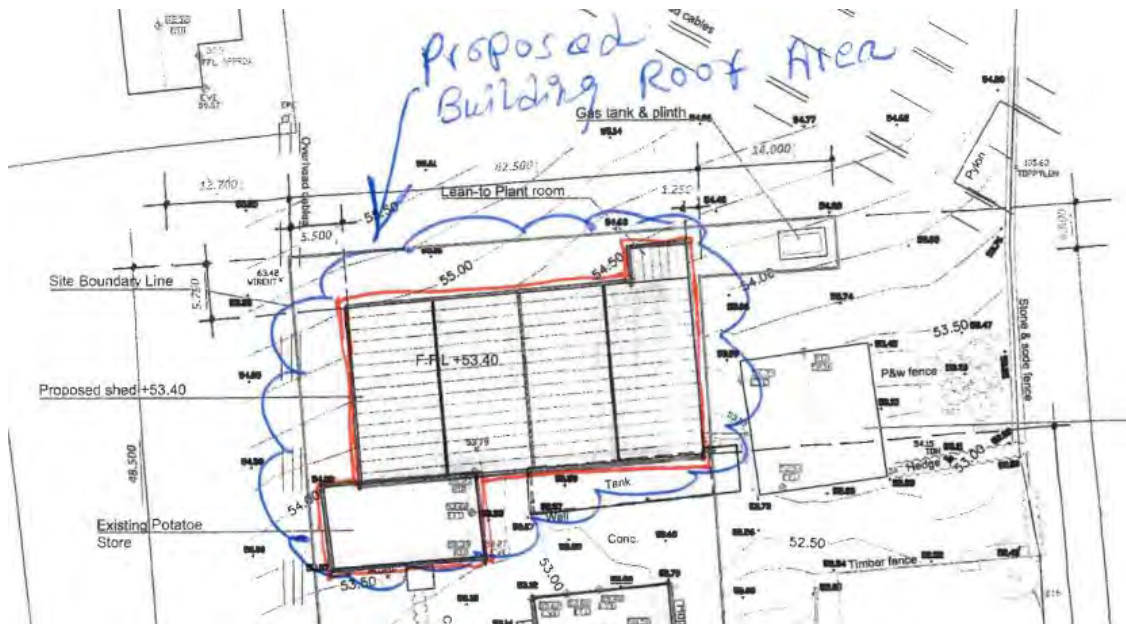
	<ol style="list-style-type: none"><li>6. Any ancillary equipment associated with solar photo-voltaic or solar thermal collector panels shall not be placed or erected on a wall or any roof that is not a flat roof.</li><li>7. The height of any ancillary equipment associated with solar photo-voltaic or solar thermal collector panels on a flat roof shall not exceed 1.6 metres above roof level.</li><li>8. Any ancillary equipment associated with solar photo-voltaic or solar thermal collector panels on a flat roof shall be a minimum of 2 metres from the edge of the roof on which it is mounted.</li><li>9. The total aperture area of any wall mounted solar photo-voltaic and solar thermal collector panels taken together with any other such existing wall mounted panels shall not exceed 75 square metres.</li><li>10. The distance between the plane of the wall and the solar photo-voltaic or solar thermal collector panels shall not exceed 15cm.</li><li>11. The solar photo-voltaic or solar thermal collector panels shall be a minimum of 50cm from the edge of the wall on which it is mounted.</li><li>12. Any free-standing solar photo-voltaic or solar thermal collector installation shall not be placed or erected forward of the front wall of the industrial building.</li><li>13. The total aperture area of any free-standing solar photo-voltaic and solar thermal collector panels taken together with any other such existing free-standing panels shall not exceed 75 square metres.</li><li>14. The height of any free-standing solar photo-voltaic or solar thermal collector</li></ol>
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	<p>installation shall not exceed 2.5 metres at its highest point above ground level.</p> <p>15. The placing or erection of any free-standing solar photo-voltaic or solar thermal collector installation within an Architectural Conservation Area shall only be exempted development if those works would not materially affect the character of the area.</p> <p>16. No sign, advertisement or object not required for the functioning or safety of the solar photo-voltaic or solar thermal collector installation shall be attached to or exhibited on such installation.</p> <p>17. Development under this Class shall only be exempted development where the solar photo-voltaic or solar thermal collector installation is primarily used for the provision of electricity or heating for use within the curtilage of the industrial building, and shall not be considered a change of use for the purposes of the Act.</p> <p>18. Development under this Class which causes hazardous glint and/or glare shall not be exempted development and any solar photo-voltaic or solar thermal collector panels which are causing hazardous glint and/or glare shall either be removed or be covered until such time as a mitigation plan to address the hazardous glint and/or glare is agreed and implemented to the satisfaction of the Planning Authority.</p>
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## Assessment

Having regard to the questions posed, the proposal constitutes “development” as set out under S3 of the Planning and Development Act 2000 in that “works” are proposed to be carried out on the site. The question therefore is whether or not these “works” constitute “exempted development” for the purposes of the Act

The applicant is proposing to add solar (PV) panels to the roof of the permitted light industrial building (see image below). The specific details/ drawings of the panels have not been provided. The applicant has just stated that they will adhere to the requirements of Class 56 (d)



Class 56(d) provides for the provision of rooftop PV panels on buildings such as this. There are 18 caveats with the exemption class. Most of these caveats relate to the positioning/ scale of the panels on the roof. Provided an applicant adheres to these items, the general principle of adding such panels

### Article 9 Restrictions

Restrictions on exemptions are listed under Article 9 of the Regulations. Having reviewed same against the subject development, none would appear to apply.

### AA/ EIA

Section 4(4) of the Act essentially de-exempts any development which attracts a requirement for Environmental Impact Assessment (EIA) or Appropriate Assessment (AA).

In relation to EIA, part 2 of schedule 5 lists development which may require EIA for the purposes of part 10 of Part 10 of the Planning and Development Act.

Having considered that detail I am satisfied the proposal does not trigger any requirement for mandatory or sub-threshold EIA.

In relation to AA, the proposal will use an existing permitted structure. The question of AA was considered as part of recent assessment process on this development (21/7526) On this basis significant impacts on Natura 2000 sites can be screened out

## **Conclusion**

In considering this referral, and having had regard particularly to –

(a) Section 2(1), 3(1), 4(4), of the Planning and Development Act, 2000, as amended,

(b) Articles 3, 5, 6 and 9 and Class 56(d) of Schedule 2, part 1 of the Planning and Development Regulations, 2001, as amended,

The Planning Authority has concluded that:

(a) the proposal constitutes “development” within the meaning of S3 of the Act

(b) The proposal constitutes “exempted development” as per Class 56(d) of Schedule 2, part 1 of the Planning and Development Regulations, 2001 on the proviso that the applicant adheres to the caveats of Class 56(d) in the implementation of the works.

A full text of this exemption class is available at this link

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Enda Quinn  
Executive Planner  
21/12/2023



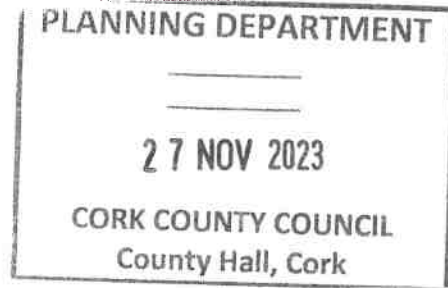
# **CORK COUNTY COUNCIL APPLICATION FOR SECTION 5 DECLARATION OF EXEMPTION**

## **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"/>
<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>
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<input checked="" type="checkbox"/>



## **FOR OFFICE USE ONLY**

Receipt No.	PLG0042862
Cash/Cheque/ Credit Card	Card
Date	27/11/23
Declaration Ref. No.	D/311/23

**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)**

Ballinbeg Engineering Services Ltd

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

Ballinookera  
Whitegate  
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

Declaration of Exemption sought for the placing of solar photo-voltaic panels on a roof of an industrial building.

The building in question was granted planning permission by Cork County Council in 2022 under planning application number 21/7526.

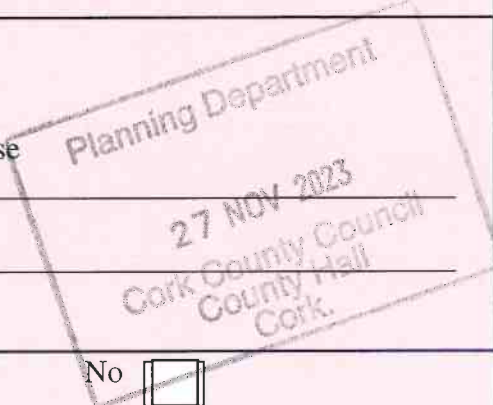
The solar photo-voltaic installation will comply with the conditions and limitations of Class 56 of Part 1 ( 'Exempted Development - General' ) of Schedule 2 of the Planning and Development Regulations 2001 ( S.I. No. 600 of 2001 ).

Planning Department  
27 NOV 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 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 _____ _____	Proposed use _____ _____
(d) Are you aware of any enforcement proceedings connected to this site?	Yes <input type="checkbox"/> No <input 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 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 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

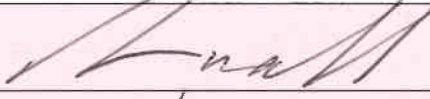


**8. DATA PROTECTION DECLARATION:**

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)	
Date	27/11/23

**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:

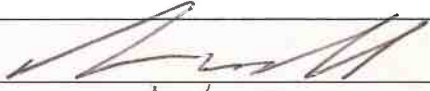
- Race
- Ethnic origin
- Political opinions
- Religion
- Philosophical beliefs
- Trade union membership
- Genetic data
- Biometric data
- Health data
- Concerning a natural person's sex life
- Sexual orientation



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	
Date	27/11/23

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.

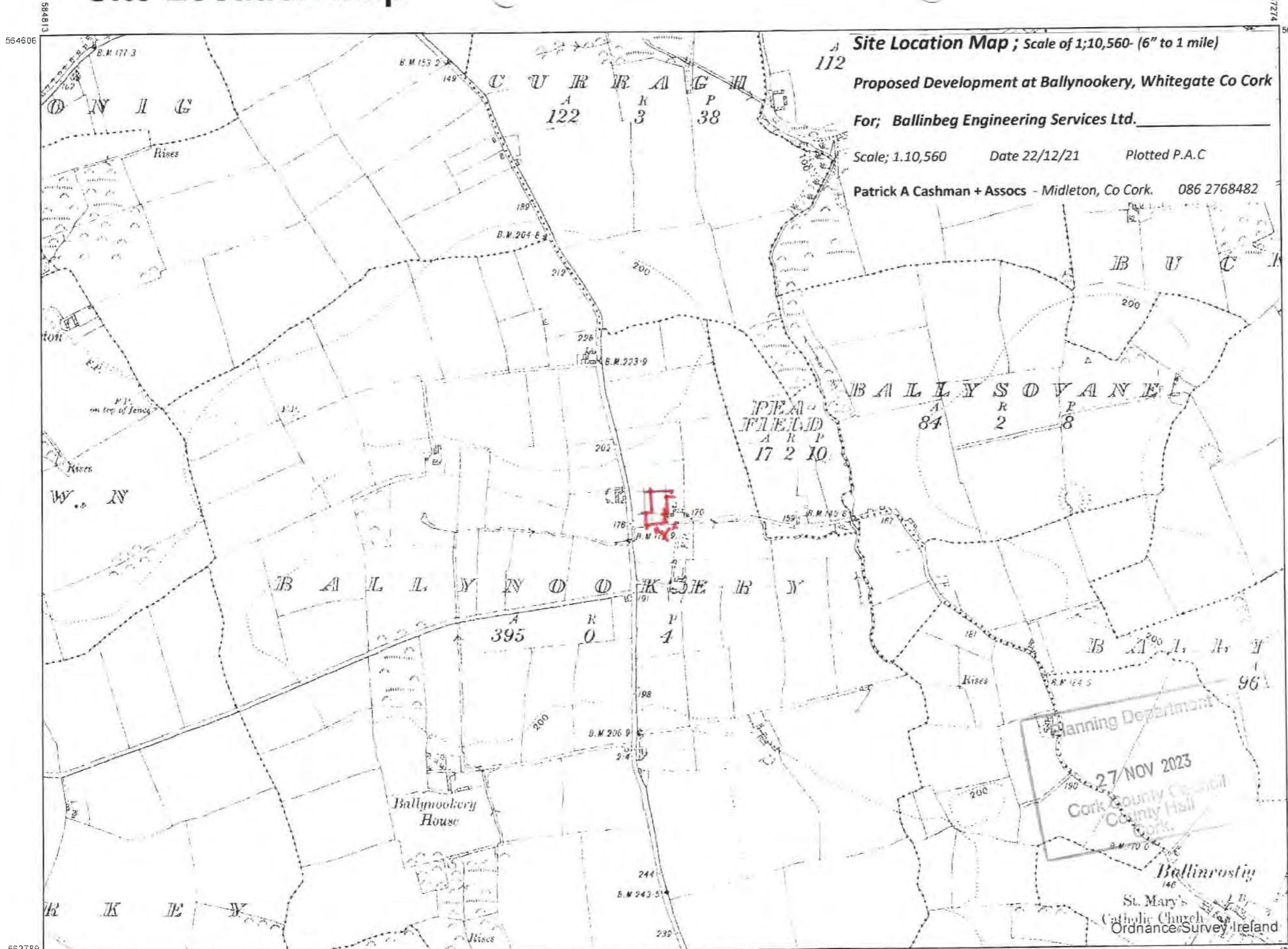
*The application form and advisory notes are non-statutory documents prepared by Cork County Council for the purpose of advising the type of information which is normally required to enable the Planning Authority to issue a Declaration of Exemption under Section 5. This document does not purport to be 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	27/11/23



# Site Location Map



**Site Location Map ; Scale of 1:10,560- (6" to 1 mile)**  
**Proposed Development at Ballynookery, Whitegate Co Cork**  
**For; Ballinbeg Engineering Services Ltd.**  
 Scale: 1:10,560 Date 22/12/21 Plotted P.A.C  
 Patrick A Cashman + Assocs - Midleton, Co Cork. 086 2768482

**CENTRE COORDINATES:**  
 ITM 586044,563698  
**PUBLISHED:** 20/12/2021  
**ORDER NO.:** 50240740\_1  
**MAP SERIES:** 6 Inch Raster  
**MAP SHEETS:** CK088

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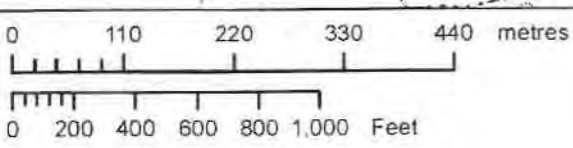
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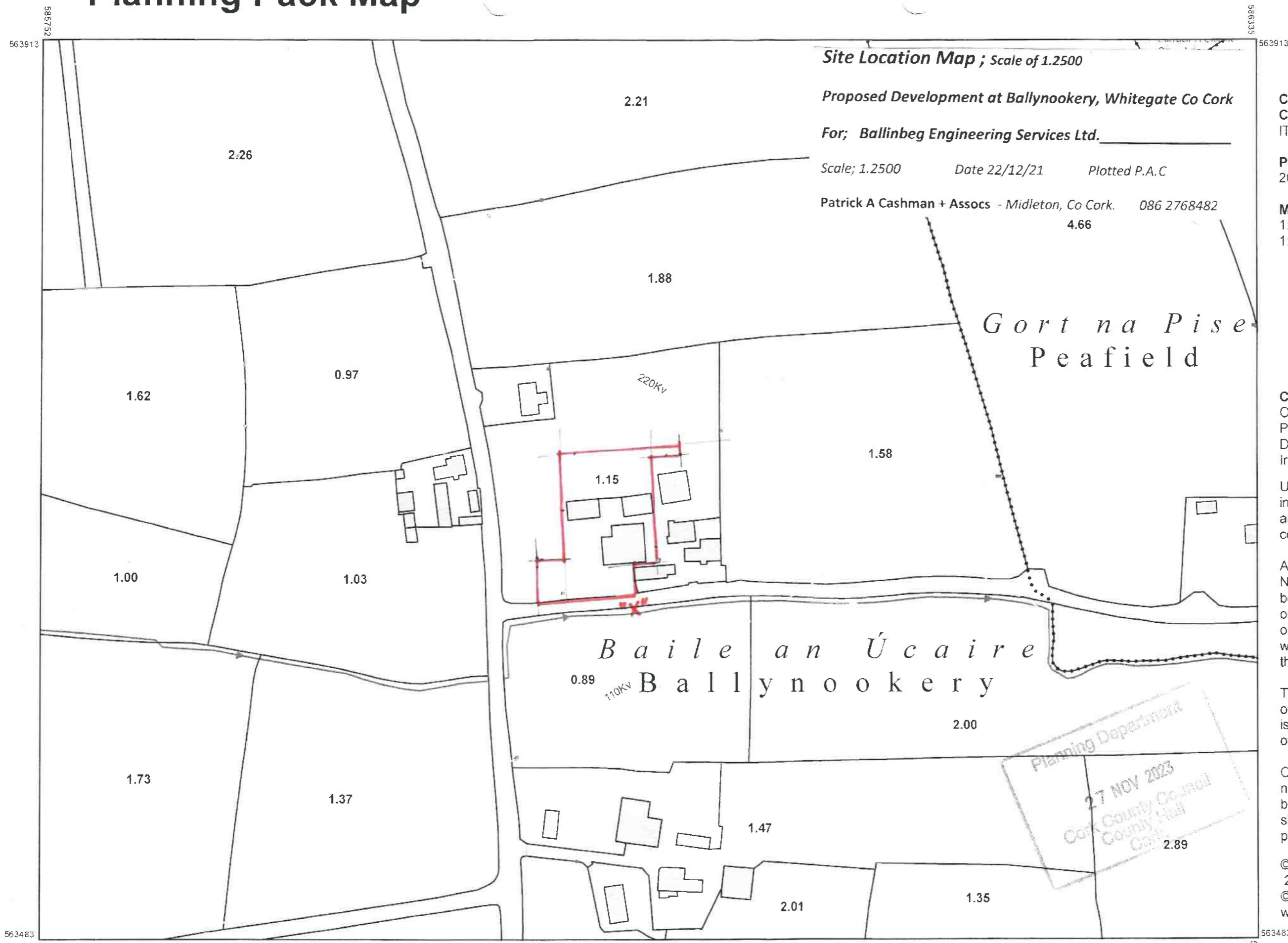


**OUTPUT SCALE: 1:10,560**

**CAPTURE RESOLUTION:**  
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# Planning Pack Map



Site Location Map ; Scale of 1.2500

Proposed Development at Ballynookery, Whitegate Co Cork

For; Ballinbeg Engineering Services Ltd.

Scale; 1.2500 Date 22/12/21 Plotted P.A.C

Patrick A Cashman + Assocs - Midleton, Co Cork. 086 2768482  
4.66

CENTRE COORDINATES:  
ITM 586044,563698

PUBLISHED: 20/12/2021 ORDER NO.: 50240740\_1

MAP SERIES: 1:2,500 MAP SHEETS: 6513-A  
1:2,500 6513-B

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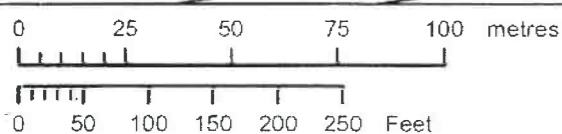
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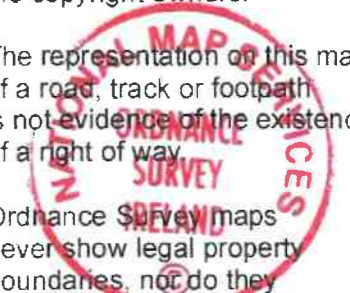


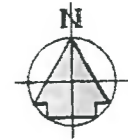
OUTPUT SCALE: 1:2,500

CAPTURE RESOLUTION:  
The map objects are only accurate to the resolution at which they were captured.  
Output scale is not indicative of data capture scale.  
Further information is available at:  
<http://www.osi.ie>: search 'Capture Resolution'



Planning Department  
27 NOV 2023  
Cork County Council  
County Hall  
Cork





SITE PLAN SCALE 1:200 AS

Planning Department  
 27 NOV 2023  
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NO.	DATE	BY	DESCRIPTION
1	12/21	DR	Revised re comments
2	12/21	DR	First Issue

**PATRICK A. CASHMAN ARCHITECTURE**

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 020 2787488 PATRICK.CASHMAN@DAIL.COM

DATE	SCALE	DATE	SCALE	DATE	SCALE
Balindag Engineering Services LTD	1:500	Dec 21	DR	Dec 21	PAC
SITE PLAN	21014		SL - 001		1
Construction of the proposed Shed					
Ballynookery Td					