Comhairle Contae Chorcaí Cork County Council

Thomas Busteed, c/o Audra Busteed, The Paddock, Highland Farm, Monkstown, Co. Cork. T12 X326. Pleanáil agus Forbairt, Halla an Chontae, Bóthar Charraig Ruacháin, Corcaigh T12 R2NC.

Fón: (021) 4276891 • Faics: (021) 4276321 R-phost: planninginfo@corkcoco.ie Suíomh Gréasáin: www.corkcoco.ie Planning & Development, County Hall,

Carrigrohane Road, Cork T12 R2NC.

Tel (021) 4276891 • Fax (021) 4276321 Email: planninginfo@corkcoco.ie Web: www.corkcoco.ie



10th August 2023

REF:

D/254/23

LOCATION:

The Paddock, Highland Farm, Monkstown, Co. Cork

RE: DECLARATION OF EXEMPTED DEVELOPMENT UNDER SECTION 5 OF THE

PLANNING & DEVELOPMENT ACT 2000 - 2010.

Dear Sir,

On the basis of the information submitted by you on 28th June and 26th July 2023 the Planning Authority, having considered the question whether or not the replacement of an existing equine lunge ring at **The Paddock**, **Highland Farm**, **Monkstown**, **Co. Cork** is or is not development and 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 and 3 of the Planning and Development Act, 2000 (as amended)
- Class 10 of Part 3 (Rural) Schedule 2 of the Planning and Development Regulations 2001 (as amended) and
- The particulars received by the Planning Authority on 28th June and 26th July 2023

And Whereas Cork County Council has concluded that -

The replacement of an existing equine lunge ring at **The Paddock**, **Highland Farm**, **Monkstown**, **Co. Cork** constitutes **development and is exempted development**.

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





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,

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

Comhairle Contae Chorcaí Cork County Council



Planning and Development Directorate Section 5 – Application for Declaration of Exemption Certificate

Ref: D/254/23 – Section 5 Declaration

Name: Thomas Busteed

Development: To replace an existing equine lunge ring. This lunge arena has been in existence for 20 years plus and needs to be replaced. The new arena will be in the exact same location and the exact same diameter. The existing arena will be dug up and replaced by new materials

Address: The Paddock, Highland Farm, Monkstown, Co. Cork, T12 X326

Site Location:



Fig.1: Subject Site Location



Fig. 2: Existing lunge (exercise) arena

Planning History:

No recent applications pertaining to the site.

Question subject of the Section 5:

On the basis of the information submitted the question to be addressed under this request is as follows:

Whether the replacement of an existing lunge arena with a new arena is development and is or is not exempted development?

Legislative Context:

Planning and Development Act 2000 (as amended)

Section 3(1) of the Act states 'development' means:

"In this Act, except where the context otherwise requires, "development" means— (a) the carrying out of any works in, on, over or under land, or the making of any material change in the use of any land or structures situated on land, or (b) development within the meaning of Part XXI (inserted by section 171 of the Maritime Area Planning Act 2021)"

Section 2 of the Act defines 'works' as:

"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

<u>Section 4 of the Act sets</u> out the types of works that while considered 'development', can be considered 'exempted development' for the purposes of the Act.

Section 4(1)(h) of the Planning and Development Act 2000 (as amended) provides an exempted development provision for:

"development consisting of the carrying out of works for the maintenance, improvement or other alterations 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 states:- (1) Subject to Article 9, development of a class specified in column 1 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 Planning & Development Regulations, 2001 as amended, provides a number of scenarios whereby development to which article 6 relates shall not be exempted development for the purposes of the Act.

Class 10 of Part 3 (Rural) Schedule 2 of the Planning and Development Regulations 2001 (as amended)

The erection of an unroofed fenced area for the exercising or training of horses or ponies, together with a drainage bed or soft surface material to provide an all weather surface.

Conditions and Limitations

- 1.No such structure shall be used for any purpose other than the exercising or training of horses or ponies.
- 2. No such area shall be used for the staging of public events.
- 3. No such structure shall be situated within 10 metres of any public road, and no entrance to such area shall be directly off any public road.
- 4. The height of any such structure shall not exceed 2 metres.

Assessment

I note the details and sketch drawings submitted as part of the application.

Development?

Having regard to the nature of the proposed works, and the broad definition of works set out in Section 2(1) and 3(1) of the Act it is considered that the proposal does constitute 'works' and therefore the proposal does constitute 'development' for planning purposes.

The key question therefore is whether the proposal is or is not exempted development.

• "Is or is not exempted development?"

The development of an all all-weather surface equine outdoor exercise arena is considered 'development' in accordance with Section 3 (1) of the Planning and Development Act, 2000 as it will involve the alteration of the land which will materially change the use of the land.

I have reviewed Class 10, of Part 3, Schedule 2 of the Planning and Development Regulations 2001 as amended in respect of the proposed development.

The proposed development comprises a replacement lunge (exercise) arena. It is stated the existing lunge arena has been in existence for 20 years plus and requires replacement. The new arena is stated to be the exact same location and the exact same diameter. The existing arena will be dug up and replaced by new materials. The arena is to be 30m in diameter. The fence around the proposed exercise arena is to be no greater than 2m high (stated to be 1.2m above surface height).

It is clear from visiting the site that the applicant is engaged in equine activities, therefore it is clear that the structure is to be used for exercising or the training of horses or ponies.

The exercise arena is to be located c107m west of the public road. The accessway serving the proposed arena is existing, serving the applicants dwelling, equine/farm buildings and agricultural lands. No details have been submitted in relation to the conditions and limitations 2 of Class 10 of Part 3, Rural, Schedule 2 of the Planning and Development Regulations 2001 as amended in relation to the use of the lunge exercise arena and that it shall not be used for the staging of public events, this information is necessary in order to confirm if the proposal meets the requirement of the exemption or not.

Environmental Impact Assessment (EIA) and Appropriate Assessment (AA)

Notwithstanding any exemptions within the regulations, Section 4(4) of the Act states that:

"development shall not be exempted development if an environmental impact assessment or an appropriate assessment of the development is required".

In terms of EIA and Appropriate Assessment, the nature and scale of works are unlikely to have had a significant effect on the environment or on designated sites. On this basis it is considered that the development does not fall within the scope of Section 4(4) of the Act.

Recommendation

Defer

You are advised that the information submitted does not demonstrate that the proposal is exempt under Section 5 of the Planning and Development Act 2000 as amended. The most relevant exemption for this development is Class 10 of Part 3 (Rural) Schedule 2 of the Planning and Development Regulations 2001 as amended. You are therefore requested to confirm details in relation to the conditions/limitations of the planning exemption as follows:

- 1.No such structure shall be used for any purpose other than the exercising or training of horses or ponies.
- 2. No such area shall be used for the staging of public events.

J. Tierney Executive Planner 07/07/2023

Further information Response Assessment

Response

A response was received on the 25th July 2023 confirming the following:

- No such structure shall be used for any purpose other than the exercising or training of horses or ponies.
- No such area shall be used for the staging of public events.

<u>Assessment</u>

The response to the further information request has addressed the compliance with the conditions and limitations of Class 10, of Part 3 (Rural) Schedule 2 of the Planning and Development Regulations 2001 as amended.

Conclusion

WHEREAS a question has arisen as to

Whether the replacement of an existing lunge arena with a new arena is development and is or is not exempted development

AND WHEREAS Cork County Council, in considering this referral, had regard particularly to -

- (a) Sections 2 and 3 of the Planning and Development Act, 2000, as amended
- (b) Class 10 of Part 3 (Rural) Schedule 2 of the Planning and Development Regulations 2001 as amended

AND WHEREAS Cork County Council has concluded that -

The replacement of an existing lunge arena with a new arena is development and is exempted development as the works comply with the conditions and limitations of Class 10 of Part 3 (Rural) Schedule 2 of the Planning and Development Regulations 2001 as amended.

J. Tierney

Executive Planner 09/08/2023

Susen Hand

I agree with the assessment and conclusion of the Area Planner above.

Susan Hurley, A/SEP 10/08/2023

Thomas Busteed, The Paddock, Highland Farm, Monkstown, Co Cork T12 X326

Tracy O'Callaghan

Planning & Development

County Hall

Carrigrohane Road

Cork

25th July 2023

Your ref: D/254/23

Re: Declaration of Exempted Development under Section 5 of The Planning and Development Act 2000-2010

Further to your letter dated 10th July 2023 I can confirm the following points:-

- 1. No such structure shall be used for any purpose other than the exercising or training of horses or ponies
- 2. No such area shall be used for the staging of public events.

Kindest regards

Thomas Busteed

Thomas Busteed, c/o Audra Busteed, The Paddock, Highland Farm, Monkstown, Co. Cork. T12 X326.

10th July, 2023

Our Ref.: D/254/23

RE: Declaration of Exempted Development under Section 5 of The Planning and Development Act 2000 – 2010.

Whether the replacement of an existing equine lunge ring at The Paddock, Highland Farm, Monkstown, Co. Cork is development and is or is not exempt development.

Dear Sir,

I refer to your application for a Declaration of Exemption in relation to the above. You are advised that the information submitted does not demonstrate that the proposal is exempt under Section 5 of the Planning and Development Act 2000 as amended. The most relevant exemption for this development is Class 10 of Part 3 (Rural) Schedule 2 of the Planning and Development Regulations 2001 as amended. You are therefore requested to confirm details in relation to the conditions/limitations of the planning exemption as follows:

- 1. No such structure shall be used for any purpose other than the exercising or training of horses or ponies.
- 2. No such area shall be used for the staging of public events.

Yours faithfully,

Tracy O' Callaghan,
SO Planning Department.

Comhairle Contae Chorcaí Cork County Council



Planning and Development Directorate Section 5 – Application for Declaration of Exemption Certificate

Ref: D/254/23 – Section 5 Declaration

Name: Thomas Busteed

Development: To replace an existing equine lunge ring. This lunge arena has been in existence for 20 years plus and needs to be replaced. The new arena will be in the exact same location and the exact same diameter. The existing arena will be dug up and replaced by new materials

Address: The Paddock, Highland Farm, Monkstown, Co. Cork, T12 X326

Site Location:



Fig.1: Subject Site Location



Fig. 2: Existing lunge (exercise) arena

Planning History:

No recent applications pertaining to the site.

Question subject of the Section 5:

On the basis of the information submitted the question to be addressed under this request is as follows:

Whether the replacement of an existing lunge arena with a new arena is development and is or is not exempted development?

Legislative Context:

Planning and Development Act 2000 (as amended)

Section 3(1) of the Act states 'development' means:

"In this Act, except where the context otherwise requires, "development" means— (a) the carrying out of any works in, on, over or under land, or the making of any material change in the use of any land or structures situated on land, or (b) development within the meaning of Part XXI (inserted by section 171 of the Maritime Area Planning Act 2021)"

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Section 4(1)(h) of the Planning and Development Act 2000 (as amended) provides an exempted development provision for:

"development consisting of the carrying out of works for the maintenance, improvement or other alterations 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."

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Article 6 states:- (1) Subject to Article 9, development of a class specified in column 1 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 Planning & Development Regulations, 2001 as amended, provides a number of scenarios whereby development to which article 6 relates shall not be exempted development for the purposes of the Act.

Class 10 of Part 3 (Rural) Schedule 2 of the Planning and Development Regulations 2001 (as amended)

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- 4. The height of any such structure shall not exceed 2 metres.

Assessment

I note the details and sketch drawings submitted as part of the application.

Development?

Having regard to the nature of the proposed works, and the broad definition of works set out in Section 2(1) and 3(1) of the Act it is considered that the proposal does constitute 'works' and therefore the proposal does constitute 'development' for planning purposes.

The key question therefore is whether the proposal is or is not exempted development.

• "Is or is not exempted development?"

The development of an all all-weather surface equine outdoor exercise arena is considered 'development' in accordance with Section 3 (1) of the Planning and Development Act, 2000 as it will involve the alteration of the land which will materially change the use of the land.

I have reviewed Class 10, of Part 3, Schedule 2 of the Planning and Development Regulations 2001 as amended in respect of the proposed development.

The proposed development comprises a replacement lunge (exercise) arena. It is stated the existing lunge arena has been in existence for 20 years plus and requires replacement. The new arena is stated to be the exact same location and the exact same diameter. The existing arena will be dug up and replaced by new materials. The arena is to be 30m in diameter. The fence around the proposed exercise arena is to be no greater than 2m high (stated to be 1.2m above surface height).

It is clear from visiting the site that the applicant is engaged in equine activities, therefore it is clear that the structure is to be used for exercising or the training of horses or ponies.

The exercise arena is to be located c107m west of the public road. The accessway serving the proposed arena is existing, serving the applicants dwelling, equine/farm buildings and agricultural lands. No details have been submitted in relation to the conditions and limitations 2 of Class 10 of Part 3, Rural, Schedule 2 of the Planning and Development Regulations 2001 as amended in relation to the use of the lunge exercise arena and that it shall not be used for the staging of public events, this information is necessary in order to confirm if the proposal meets the requirement of the exemption or not.

Environmental Impact Assessment (EIA) and Appropriate Assessment (AA)

Notwithstanding any exemptions within the regulations, Section 4(4) of the Act states that:

"development shall not be exempted development if an environmental impact assessment or an appropriate assessment of the development is required".

In terms of EIA and Appropriate Assessment, the nature and scale of works are unlikely to have had a significant effect on the environment or on designated sites. On this basis it is considered that the development does not fall within the scope of Section 4(4) of the Act.

Recommendation

Defer

You are advised that the information submitted does not demonstrate that the proposal is exempt under Section 5 of the Planning and Development Act 2000 as amended. The most relevant exemption for this development is Class 10 of Part 3 (Rural) Schedule 2 of the Planning and Development Regulations 2001 as amended. You are therefore requested to confirm details in relation to the conditions/limitations of the planning exemption as follows:

- 1.No such structure shall be used for any purpose other than the exercising or training of horses or ponies.
- 2. No such area shall be used for the staging of public events.

J. Tierney

Executive Planner

07/07/2023

G. Simpson Senior Executive Planner 10/07/22023



CORK COUNTY COUNCIL APPLICATION FOR SECTION 5 DECLARATION OF

(Please tick √)

APPLICANT CHECKLIST

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:

28 JUN 2023

FOR OFFICE USE ONLY

Receipt No.	PC	21	0	002168		
Cash/Cheque/ Credit Card	Chaque					
Date	28	90	1	013		
Declaration Ref. No.	Dia	5	4	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 3rd 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 or write to us at Data Protection Officer, Cork County Council, County Hall, Carrigrohane Road, Cork, Ireland.

	ND OR STRUCTURE FOR WHICH DECLARATION OF
EXEMPTION IS SOUGHT:	
QUINE LUNGE RING HE PADDOCK	
GHLAND FARM DNKSTOWN	
2 X326	=
OFFICIAL OFFICE A DATE OF	N. P. DOMANIA C.
B. QUESTION/DECLARATION case state the specific question for which a D	N DETAILS: Declaration of Exemption is sought
te: Only works listed and described under the	his section will be assessed under the Section 5 Declaration of Exemption
REPLACE AN EXISTING EQUINE LUNGE RINGEDS TO BE REPLACED.	G, THIS LUNGE ARENA HAS BEEN IN EXISTANCE FOR 20 YEARS PLUS AND
	LOCATION AND THE EXACT SAME DIAMETRES.
E EXISTING ARENA WILL BE DUG UP AND RE	
	ing Department
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NAME OF APPLICANT: (ADDRESS TO BE SUPPLIED AT QUESTION A - CONTACT DETAILS)

1.

THOMAS BUSTEED

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Answer the following if applicable. Note: Floor areas are measured from the inside of the external walls and should be indicated in square metres (m²)

	30 METRE CIRCLE				
(b) If a domestic extension is proposed, have any previous extensions/structures been erected at this location after 1 st October, 1964 (including those for which planning permission has been obtained):	Yes No No If yes, please provide floor areas (m²) 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				
N/A	N/A				
(d) Are you aware of any enforcement proceedings connected to this site?	Yes No Pepartment If yes, please state relevant reference number(s):				
	Cont. Cont. Hall				
LEGAL INTEREST OF APPLICANT IN T	A. Owner B. Other				
Please tick appropriate box to show applicant's legal interest in the land or structure: Where legal interest is "Other", please state	A. Owner B. Other				
Please tick appropriate box to show applicant's legal interest in the land or structure: 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	A. Owner B. Other planning Department				
Please tick appropriate box to show applicant's legal interest in the land or structure: 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):	A. Owner B. Other				
Please tick appropriate box to show applicant's legal interest in the land or structure: 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):	A. Owner B. Other 2 2 JUN 2023 ARCHITECTURAL CONSERVATION AREA:				
Please tick appropriate box to show applicant's legal interest in the land or structure: 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): PROTECTED STRUCTURE DETAILS / A Is this a Protected Structure/Proposed Protected Str	A. Owner B. Other 2 2 JUN 2023 RCHITECTURAL CONSERVATION AREA: ucture or within the curtilage of a Protected anning & Development Act 2000 been requested				
Please tick appropriate box to show applicant's legal interest in the land or structure: 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): PROTECTED STRUCTURE DETAILS / A Is this a Protected Structure/Proposed Protected Str Structure: Yes No If yes, has a Declaration under Section 57 of the Plantage of the structure in the land or structure.	A. Owner B. Other 2 2 JUN 2023 RCHITECTURAL CONSERVATION AREA: ucture or within the curtilage of a Protected anning & Development Act 2000 been requested				

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

Signed (By Applicant Only)	
Date	

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

Planning Department

2 8 JUN 2023

Cork County Council
County Hall
Cork.



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

/	1	I gi	ve p	erm	ission	for my	sensitive	e personal	data	submitted	to the	Planning	Authority to	be p	rocessed
for 1	th	e p	urpe	ose s	stated a	above.		1	1					_	

Signed	SPB tot -	
Date	19.06.2023	

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 or by contacting the Planning Department, Norton House, Cork Road, Skibbereen, Co. Cork. Tel: (028) 40340 Email: 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.

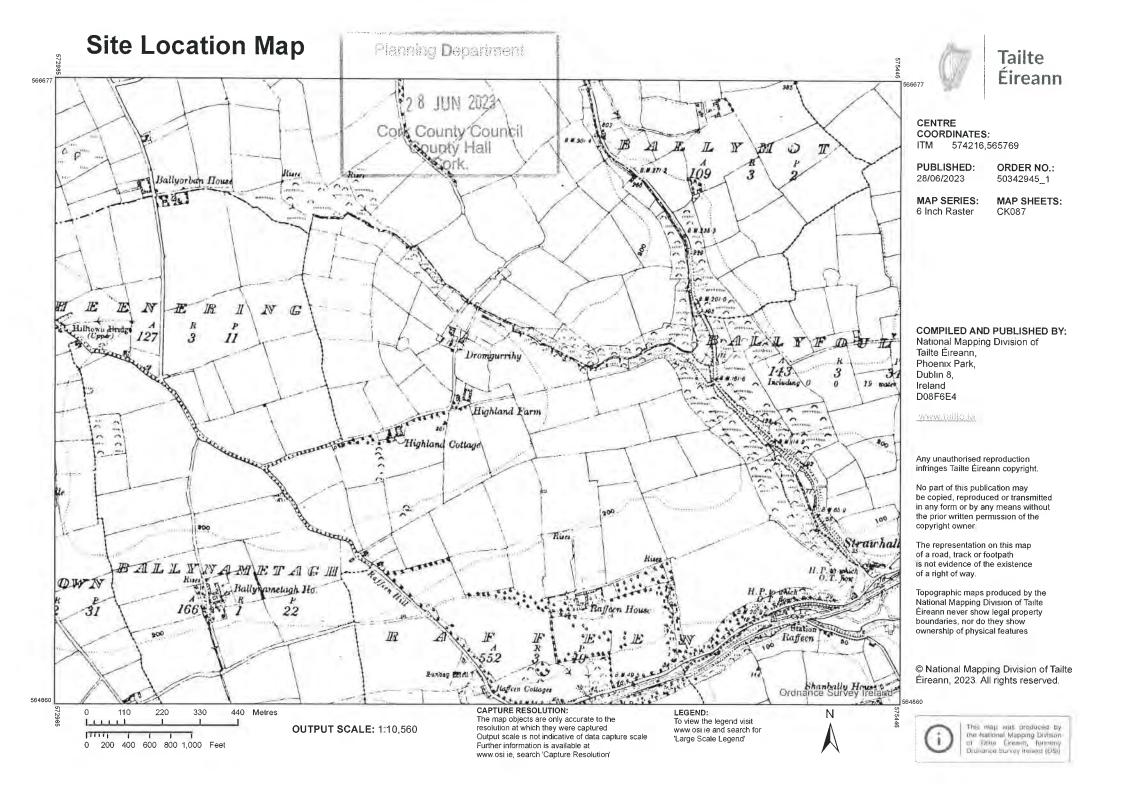
9. I hereby declare that, to the best of my knowledge and belief, the information given in this form is correct, accurate and fully compliant with the <u>Planning and Development Acts 2000</u>, as amended and the Regulations made thereunder:

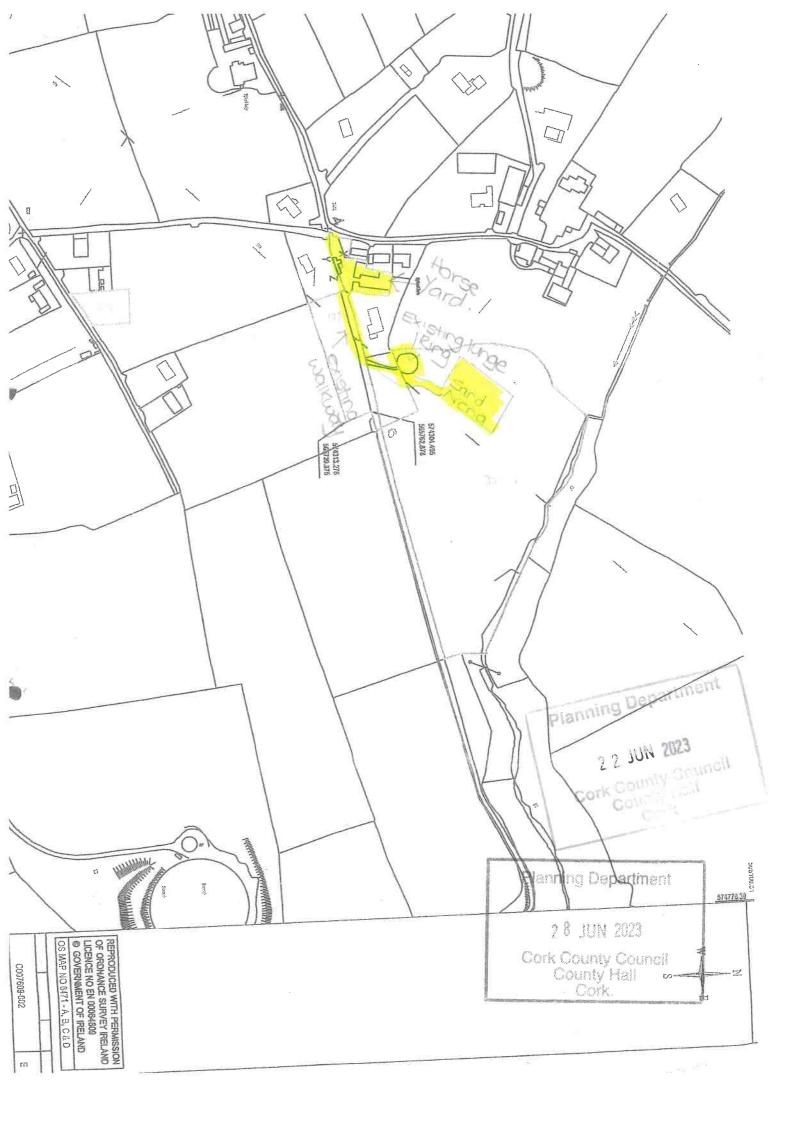
Signed (Applicant or Agent as appropriate)	GAB AND	
Date	19.06.2023	

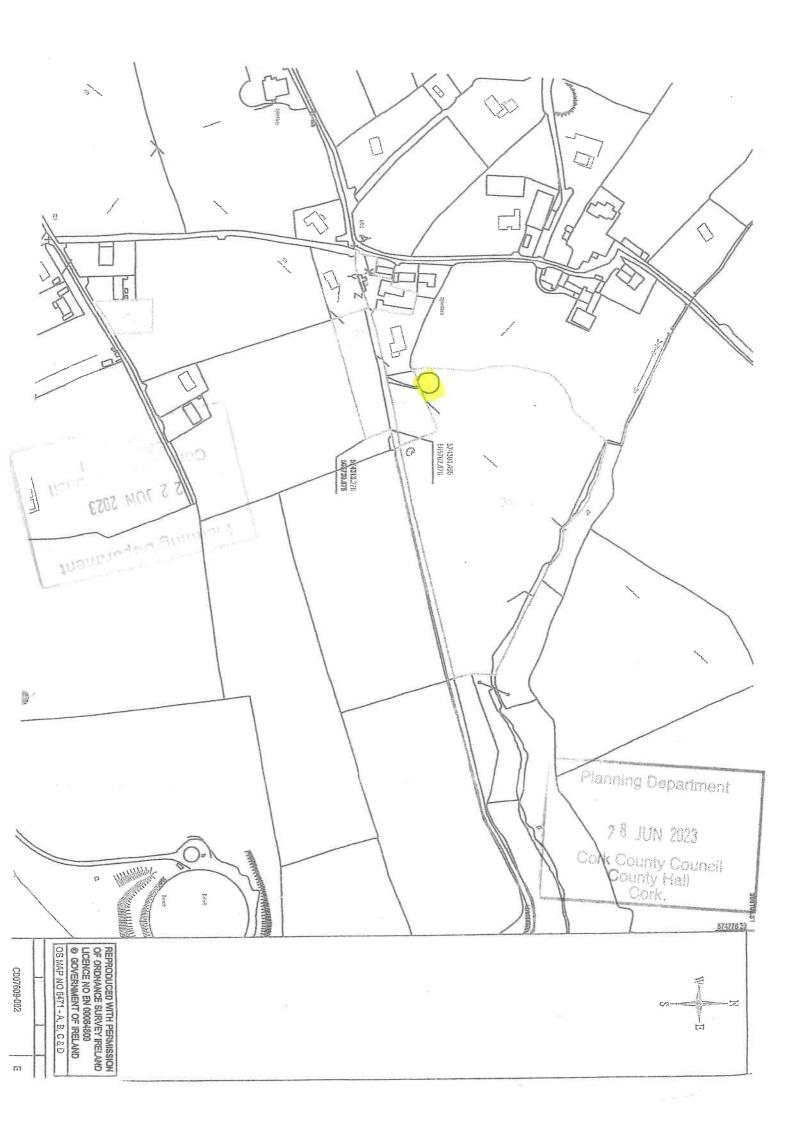


PROPOSED NEW, Planning Department SPID PADDOCKS ARENA 2 8 JUN 2023 Cork County Council County Hall Cork. to como secura LUNGE ARENA PROPOSEU NEW PADDOCK EXISTING PADDOCK HOUSE . HAY YARD BARN TO PADODCKS EXISTING EXISTING PADDOCK FADDOCK TRACK PROPOSED NEW ENTRANCE PROPOSED NEW HORSE WALKER WODDAY STARLES

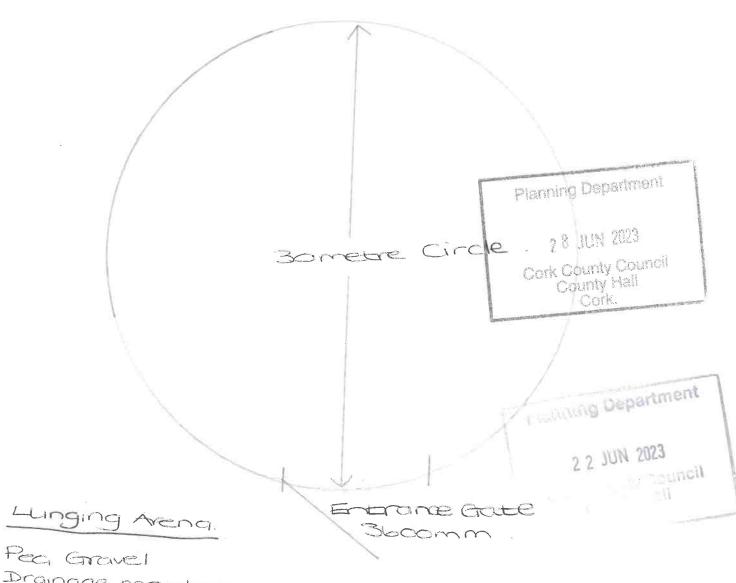
Planning Pack Map Tailte Éireann 565984 B a i l eOrbáin 0.43 CENTRE Ballyorban 0.34 COORDINATES: 11.17 ITM 574216,565769 PUBLISHED: ORDER NO .: 28/06/2023 50342945 1 MAP SERIES: MAP SHEETS: 1:2.500 6471-A 6471-B 1:2,500 1.55 6471-C 1:2,500 6471-D 1:2,500 0.94 3.43 0.34 Ráth Mhín Raffeen COMPILED AND PUBLISHED BY: National Mapping Division of Tailte Éireann, 0.44 Phoenix Park, 0.82 Dublin 8, Ireland. D08F6E4 www.tailta.ie 0.48 Planning Department_{2.39} 0 Any unauthorised reproduction 0.22 infringes Tailte Éireann copyright, 0.53 8 JUN 2023 No part of this publication may be copied, reproduced or transmitted in any form or by any means without Cork County Council County Hall the prior written permission of the copyright owner. The representation on this map of a road, track or footpath is not evidence of the existence of a right of way. 2.88 Topographic maps produced by the National Mapping Division of Tailte Éireann never show legal property 2.68 boundaries, nor do they show 1.89 ownership of physical features. © National Mapping Division of Tailte 3.77 Éireann, 2023. All rights reserved. 565554 CAPTURE RESOLUTION: 100 Metres 75 The map objects are only accurate to the To view the legend visit This map was produced by resolution at which they were captured, www.osi.ie and search for **OUTPUT SCALE: 1:2,500** the National Mapping Division Output scale is not indicative of data capture scale. 'Large Scale Legend' of Taitte Eireann, formerly Further information is available at: 0 50 100 150 200 250 Feet Ordnance Survey Ireland (OSI) www.osi.ie search 'Capture Resolution'







Lunging Arena.



Pec, Gravel
Drainage membrane.
Angular Stones (drainagebed)
Mixed fibre + Sand surface.

Post and rail fencing around the arena height 1200 mm above surface height



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Cork Construction

Planning Department

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