



## Guide to Fees payable to An Bord Pleanála - 2011

This guide does not purport to be a legal interpretation of the fees payable to the Board. Further information in respect of fees can be obtained from the Board by contacting it at 64 Marlborough Street, Dublin 1.

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email: [bord@pleanala.ie](mailto:bord@pleanala.ie)

or at

[www.pleanala.ie](http://www.pleanala.ie)

Appeals/Referrals under Planning Acts	On or before 2 <sup>nd</sup> September 2011	On or after 5 <sup>th</sup> September 2011
(a) Appeals against decisions of Planning Authorities		
Appeal		
(i) 1 <sup>st</sup> party appeal <sup>1</sup> relating to commercial development <sup>2</sup> where the application included the retention of development.	€4,500 or €9,000 if an EIS <sup>3</sup> involved	€4500 or €9,000 if an EIS or NIS <sup>4</sup> involved
(ii) 1 <sup>st</sup> party appeal relating to commercial development (no retention element in application).	€1,500 or €3,000 if EIS involved	€1,500 or €3,000 if EIS or NIS involved
(iii) 1 <sup>st</sup> party appeal non-commercial development where the application included the retention of development.	€660	€660
(iv) 1 <sup>st</sup> party appeal solely against contribution condition(s) – (2000 Act <sup>5</sup> section 48 or 49).	€220	€220
(v) Appeal following grant of leave to appeal.	€110	€110
(vi) An appeal other than referred to in (i) to (v) above.	€220	€220
(b) Referral.	€220	€220
(c) Reduced fee for appeal or referral (applies to certain specified bodies <sup>6</sup> ).	€110	€110
(d) Application for leave to appeal (section 37(6)(a) of 2000 Act).	€110	€110
(e) Making submission or observation (specified bodies exempt <sup>6</sup> ).	€50	€50
(f) Request for oral hearing under section 134 of 2000 Act.	€50	€50
<b>Note: The above fee levels for planning appeals and referrals remain unchanged from those already in force since 2007 (but note the addition of NIS in (i) and (ii) above).</b>		

<b>Substitute Consent Part XA of 2000 Act</b>	<b>On or before 2<sup>nd</sup> September 2011</b>	<b>On or after 5<sup>th</sup> September 2011</b>
(a) Application for leave to apply for substitute consent.	Nil	€3,000 except no fee where previous permission set aside by Court decision.
(b) Application for substitute consent.	Nil	Similar to fee for application to Planning Authority.
(c) Request for oral hearing under section 177Q of 2000 Act.	Nil	€50
<b>Strategic Infrastructure Development</b>		
(a) Application for Strategic Infrastructure Development <sup>7</sup> under Planning and Transport (Railway Infrastructure) Acts.		
(i) Application under section 37A, 182A or 182C of 2000 Act or section 47 of Transport (Railway infrastructure) Act 2001.	€100,000	€100,000
(ii) Application under section 181A of 2000 Act.	€100,000	€60,000
(iii) Road Authority application under section 49 or 51 of Roads Act 1993.	€100,000	€60,000
(iv) Application by Local Authority under section 175 or 226 of 2000 Act.	€100,000	€30,000
(v) Application for compulsory acquisition of land (section 214, 215A or 215B of 2000 Act) relating to (i), (iii) or (iv) above.	€100,000	As (i), (iii) or (iv) above.
(b) Making submission or observation (specified bodies exempt <sup>6</sup> ).	€50	€50
(c) Request for pre-application consultations, section 37B, 181C or 182E of the 2000 Act or section 47B of Transport (Railway Infrastructure) Act 2001.	Nil	€4,500 (€3,500 refunded if not more than 1 meeting held)
(d) Request for an oral hearing under section 134 of 2000 Act.	€50	€50
(e) Request for alteration under section 146B of 2000 Act.	€100,000	€30,000
<b>General</b>		
(a) Request for scoping of an EIS.	Nil	€5,000
(b) Submission of EIS following request from Board.	Nil	€1,500
(c) Submission of NIS following request from Board.	Nil	Commercial development €1,500 Non-commercial development €220

<b>Water Pollution/Water Services Act</b>	<b>On or before 2<sup>nd</sup> September 2011</b>	<b>On or after 5<sup>th</sup> September 2011</b>
Fees under section 66 of Water Services Act 2007 <sup>8</sup> and section 8 of Water Pollution Act 1977, as amended.		
(i) Appeal.	€126	€500
(ii) Reduced appeal fee.	€63 (specified bodies <sup>6</sup> )	€220 <sup>9</sup>
(iii) Submission/Observation.	€38	€50
(iv) Request for Oral Hearing.	€63	€50
Fees under section 20 of the Water Pollution Act 1977 (as amended). <sup>10</sup>		
(i) Appeal.	€126	€126
(ii) Reduced appeal fee (applies to certain specified bodies <sup>6</sup> ).	€63	€63
(iii) Submission/Observation.	€38	€38
(iv) Request for Oral hearing.	€63	€63
<b>Air Pollution Act<sup>11</sup></b>		
Appeal.	€60	€60
Submission/Observation.	€10	€10
Request for Oral Hearing.	€60	€60
<b>Building Control Act 1990 (as amended)</b>		
Appeal.	€250	€500

<sup>1</sup> An appeal made by the person by whom the planning application was made.

<sup>2</sup> Commercial development includes residential development of 2 or more houses.

<sup>3</sup> Environmental Impact Statement.

<sup>4</sup> Natura Impact Statement.

<sup>5</sup> 2000 Act means Planning and Development Act 2000 as amended.

<sup>6</sup> A list of these bodies is available from the Board.

<sup>7</sup> Where cost recovery applies fees are offset against costs incurred.

<sup>8</sup> Fees under section 66 of the Water Services Act 2007 will only apply when that section is commenced after the 5<sup>th</sup> September, 2011.

<sup>9</sup> After 5<sup>th</sup> September, 2011 the reduced appeal fee applies to appeals made by any person entitled to appeal other than the applicant for a licence, the person causing, making or permitting the discharge or the occupier of the premises from which the discharge is made (in effect all third party appeals including those by certain specified bodies).

<sup>10</sup> The Board's power to set fees does not cover fees relating to appeals under section 20 of the 1977 Act and these fees remain as set by Ministerial Regulation. In these cases the reduced fee applies to certain prescribed bodies.

<sup>11</sup> The Board has no power to amend existing fees under the Air Pollution Act and these fees remain as heretofore as set by Ministerial Regulation.