



An
Bord
Pleanála

Board Direction
ABP-304751-19

The submissions on this file and the Inspector's report were considered at a Board meeting held on 21/10/2019.

The Board decided, as set out in the following Order, that

WHEREAS a question has arisen as to whether the change of a telecommunications mast structure at Eir Exchange, Gorticmeelra, Donamon, County Roscommon from the provision of emergency services telecommunications services, to the provision of commercial telecommunications services, is or is not development, or is or is not exempted development:

AND WHEREAS Michael Hussey requested a declaration on this question from Roscommon County Council on the 11th day of June, 2019:

AND WHEREAS Roscommon County Council requested a declaration on this question from An Bord Pleanála on the 25th day of June, 2019:

AND WHEREAS An Bord Pleanála, in considering this referral, had regard particularly to –

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

- (b) article 5 (1) of the Planning and Development Regulations 2001-2019,
- (c) the planning history of the site, and
- (d) the report of the Planning Inspector:

AND WHEREAS An Bord Pleanála has concluded that:

- (a) the change of the telecommunications mast structure from the provision of emergency services telecommunications services, to the provision of commercial telecommunications services would not comprise a change of use of the land or structures thereon;

NOW THEREFORE An Bord Pleanála, in exercise of the powers conferred on it by section 5(4) of the Planning and Development Act, 2000, as amended, hereby decides that the change of the telecommunications mast from the provision of emergency services telecommunications services to the provision of commercial telecommunications services, is not development.

Board Member:

Date: 21/10/2019

Terry Ó Niadh