

An
Bord
Pleanála

**Board Direction
ABP-315420-22**

The submissions on this file and the Inspector's report were considered at a Board meeting held on 07/03/2024.

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

Board Order as follows:-

WHEREAS a question has arisen as to whether the telecommunications monopole with dish attached, and ancillary cabinet at Ballyclare, Ballyleague, County Roscommon is or is not development or is or is not exempted development:

AND WHEREAS Pat Vesey care of Collins Boyd Engineers and Architects of Galway Road, Roscommon, County Roscommon requested a declaration on this issue from Roscommon County Council on the 25th day of November 2022:

AND WHEREAS the said question was referred to An Bord Pleanála by Roscommon County Council on the 22nd day of December, 2022:

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

- (a) Sections 2(1), 3(1) and 4(4) of the Planning and Development Act, 2000, as amended,
- (b) Section 177U (9) of the Planning and Development Act, 2000, as amended, and
- (c) Section 254 (7) and (8) of the Planning and Development Act, 2000, as amended:

AND WHEREAS An Bord Pleanála has concluded that -

- (a) the referral concerns a telecommunications monopole with dish attached, and ancillary cabinet, and therefore comes within the scope of the definition of development as set out at Section 3 of the Planning and Development Act, 2000, as amended;

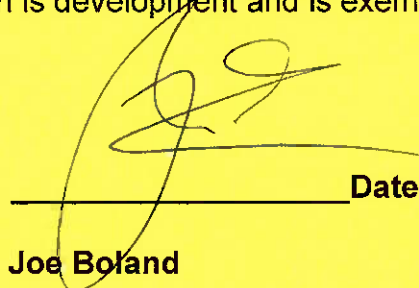
- (b) the development was carried out under a licence granted in accordance with Section 254 of the Planning and Development Act, 2000, as amended (planning authority reference LC/19/15 refers) and therefore Section 254 (7) of that Act;

- (c) the works which are the subject of this referral are not likely to have significant effects on any European sites, and

- (d) the works which are the subject of this referral do not fall within a class of development set out in Part 1 or Part 2 of Schedule 5 of the Planning and Development Regulations, 2001, as amended, and therefore are not subject to Environmental Impact Assessment requirements.

NOW THEREFORE An Bord Pleanála, in exercise of the powers conferred on it by section 5 (4) of the 2000 Act, hereby decides that the telecommunications monopole with dish attached, and ancillary cabinet at Ballyclare, Ballyleague, County Roscommon is development and is exempted development.

Board Member:



Joe Boland

Date: 07/03/2024