



An
Bord
Pleanála

Board Direction
BD-016221-24
ABP-318971-24

At a meeting held on 02/05/2024, the Board considered the report of the Inspector, the documents submitted as part of the pre-application consultation under section 37CD of the Planning and Development Act 2000, as amended on design flexibility.

In accordance with the Act, the Board determined that due to the specific circumstances of the development, it is satisfied that the proposed application can be made and decided before certain details of the application are confirmed.

In this regard an opinion on design flexibility shall issue to the prospective applicant as set out below:

1) Opinion of the Board under section 37CD of the Planning and Development Act 2000, as amended and the Planning and Development Regulations 2001, as amended.	
Information	Details/ Circumstances
a) The details, or groups of details, of the proposed development that may be confirmed after the proposed application has been made and decided.	<p>1. Model of turbines, and by extension the following dimensions:</p> <ul style="list-style-type: none">a) Hub heightb) Rotor diameterc) Blade lengthd) Hardstanding area at the base of each turbine <p>In deciding not to accept the request for flexibility for export capacity the Board considered that this element of the project relates is consequent oo turbine design</p>

	and is not a physical attribute on which it is possible to measure or assess impact. It is accepted that there may be a variation in export capacity arising as a result of differing turbine models.
b) The circumstances relating to the proposed development that indicate that it is appropriate that the proposed application be made and decided before the prospective applicant has confirmed the details referred to in paragraph (a) above.	<ul style="list-style-type: none"> i. To avail of ongoing advances in technology; ii. To facilitate the procurement process; iii. To ensure against the potential obsolescence of existing technology.

For each detail, or groups of details, referred to in paragraph 4(a) above, the proposed application shall, in addition to any other requirement imposed by or under the Planning and Development Act 2000, as amended, be accompanied by the information referred to in the undertaking submitted with the flexibility meeting request under section, 37CC(2)(f) of the Planning and Development Act 2000, as amended.

The proposed application must be consistent with the opinion provided in accordance with section 37CD of the Act.

Board Member 
 Peter Mullan

Date: 03/05/2024