



An
Coimisiún
Pleanála

Direction
CD-021190-25
ACP-323173-25

The submissions on this file and the Inspector's report were considered at a meeting held on 05/11/2025.

The Commission decided to treat this case under section 139 of the Planning and Development Act, 2000. The Commission also decided, based on the Reasons and Considerations set out below that the planning authority be directed to remove condition number 8.

Planning

Commissioner:

Patricia Calleary
Patricia Calleary

Date: 06/11/2025

DRAFT WORDING FOR ORDER

Reasons and Considerations

Having regard to:

- (a) The nature, scale and location of the telecommunications structure.
- (b) The Telecommunications Antennae and Support Structures -Guidelines for Planning Authorities, issued by the Department of Environment and Local Government in 1996.

- (c) The Telecommunications Antennae and Support Structures and Department and Environment, Community and Local Government Circular Letter PL07/12.
- (d) DMS16.183 (Development Management Standards-Telecommunications) of the Longford County Development Plan 2021-2027,

it is considered that the confirmation that a bond in respect of a previous development has been lodged to the planning authority or that the lodgement of a cash deposit or bond from an insurance company insurance bond to secure the restoration of the site to its original condition as required by condition number 8 attached to the planning authority's decision are contrary to the national and local policy that apply in respect of the specific development type proposed.

Note:

The Commission agreed with the inspector's recommendation to omit, in effect, the condition (Condition 8) as attached by the planning authority requiring a bond, cash deposit or other security in respect of the removal of structures/restoration of the site. In relation to the inspector's recommendation to otherwise amend the condition requiring the physical removal of the structures when they are no longer required and reinstatement of the site thereafter, while the Commission agreed with the inspector in respect of this requirement, the Commission was satisfied that the requirement is adequately addressed in another condition, Condition 2, attached to the planning authority's decision. In this regard, Condition number 2 requires confirmation of the anticipated operational life of the mast and ancillary structures and the reinstatement of the site upon their removal, together with the submission of a reinstatement plan to, and agreement with the planning authority. Accordingly, the commission decided to omit condition 8 rather than amend it.