



Planning and Development Acts 2000 to 2018

Planning Authority: Galway County Council

Planning Register Reference Number: ED 17/43

WHEREAS a question has arisen as to whether an agricultural structure for the housing of two horses (59.3 square metres) at Thornabrucky, Bushy Park, Galway is or is not development or is or is not exempted development:

AND WHEREAS Ciaran and Aline Morrison of Thornabrucky, Bushy Park, Galway requested a declaration on the question from Galway County Council and the Council issued a declaration on the 5th day of April, 2018 stating that the matter is development and is not exempted development:

AND WHEREAS Ciaran and Aline Morrison referred the declaration for review to An Bord Pleanála on the 23rd day of April, 2018:

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

- (a) section 2(1), 3(1), and 4(1)(a) of the Planning and Development Act, 2000, as amended,
- (b) articles 6(1) and 9(1) of the Planning and Development Regulations, 2001, as amended,
- (c) Part 3 of Schedule 2 to those Regulations, and
- (d) the planning history of the site:

AND WHEREAS An Bord Pleanála has concluded that -

- (a) the erection of the structure is development,
- (b) the structure will be used for agricultural use,
- (c) the structure will not significantly affect the integrity of the European Sites Lough Corrib Special Area of Conservation (Site Code:000297) and Lough Corrib Special Protection Area (Site Code:004042) or any other European sites, and
- (d) the structure will not significantly affect the integrity of the Moycullen Bogs Natural Heritage Area (Site Code:002364) or any other Natural Heritage Area,

and furthermore that:

- (e) by virtue of the nature, size and location of the development, it would not be likely to have significant effects on the environment or to require an environmental impact assessment:

NOW THEREFORE An Bord Pleanála, in exercise of the powers conferred on it by section 5 (3) (a) of the 2000 Act, hereby decides that an agricultural structure for the housing of two horses (59.3 square metres) at Thornabrucky, Bushy Park, Galway is development and is exempted development.

Matters Considered

In making its decision, the Board had regard to those matters to which, by virtue of the Planning and Development Acts and Regulations made thereunder, it was required to have regard. Such matters included any submissions and observations received by it in accordance with statutory provisions.

Terry Ó Niadh

**Member of An Bord Pleanála
duly authorised to authenticate
the seal of the Board.**

Dated this day of 2019.