



An
Bord
Pleanála

Board Order ABP-304437-19

Planning and Development Acts, 2000 to 2018

Planning Authority: Cork County Council

(Associated application reference number: 04.PA0035)

REQUEST received by An Bord Pleanála on the 14th day of May, 2019 from the Port of Cork Company care of McCutcheon Halley Planning Consultants of 6 Joyce House, Barrack Square, Ballincollig, County Cork under section 146B of the Planning and Development Act, 2000, as amended, to alter the terms of a strategic infrastructure development described as the re-development of existing port facilities at Ringaskiddy, County Cork.

WHEREAS the Board made a decision to grant permission, subject to conditions, for the above-mentioned development by order dated the 28th day of May, 2015,

AND WHEREAS the Board has received a request to alter the terms of the development, the subject of the permission,

AND WHEREAS the proposed alterations are described as follows:

- The doubling of the size of the previously permitted customs building from the permitted 324 square metres to 648 square metres. This is to be achieved by the effective mirroring of the previously permitted floorplan to the west with the addition of a further three inspection bays. Access to the bays in the customs building would be from both the east and west.

- The relocation of the building such that it is located approximately seven metres further to the south than the previously permitted location.
- The alteration of floor levels of the inspection bays with bays 1 and 4 located on the northern side of the building proposed to have approximately the same level as the surrounding yard area and the smaller bays 2, 3, 5 and 6 having a floor level that is approximately 1.2 metres higher. At grade access to these bays and to the ancillary accommodation to be provided via an external walkway on the southern side of the building.

AND WHEREAS the Board decided, in accordance with section 146B(2)(b) of the Planning and Development Act 2000, as amended, not to invite submissions or observations from the public in relation to whether the proposed alterations would constitute the making of a material alteration to the terms of the development concerned,

AND WHEREAS the Board decided, in accordance with section 146B(2)(a) of the Planning and Development Act 2000, as amended, that the proposed alterations would not result in a material alteration to the terms of the development, the subject of the permission,

AND WHEREAS having considered all of the documents on file and the Inspector's report, the Board considered that the making of the proposed alterations would not be likely to have significant effects on the environment or on any European Site,

NOW THEREFORE in accordance with section 146B(3)(a) of the Planning and Development Act, 2000, as amended, the Board hereby alters the above-mentioned decision so that the permitted development shall be altered in accordance with the plans and particulars received by An Bord Pleanála on the 14th day of May, 2019 for the reasons and considerations set out below.

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.

REASONS AND CONSIDERATIONS

Having regard to:

- (i) the nature and scale of the development permitted under An Bord Pleanála Reference Number 04.PA0035 for this site,
- (ii) the examination of the environmental impact, including in relation to Natura 2000 sites, carried out in the course of that application,
- (iii) the nature and location of the alterations now proposed,
- (iv) the limited scale of the proposed alterations, when considered in relation to the overall scale of the port facility,
- (v) the absence of any significant new or additional environmental concerns (including in relation to Natura 2000 sites) arising as a result of the proposed alterations, and
- (vi) the report of the Inspector, which the Board adopted,

it is considered that the proposed alterations would not be material. In accordance with section 146B(3)(a) of the Planning & Development Act, the Board hereby makes the said alterations.

Dave Walsh

Member of An Bord Pleanála

duly authorised to authenticate

the seal of the Board.

Dated this day of 2019.