



Planning and Development Acts 2000 to 2019

Planning Authority: Sligo County Council

Planning Register Reference Number: PL 19/152

Appeal by ESB Telecoms Limited of 43 Merrion Square East, Dublin against the decision made on the 30th day of May, 2019 by Sligo County Council to grant subject to conditions a permission in accordance with plans and particulars lodged with the said Council.

Proposed Development: Construction of a 20-metre high free-standing monopole communication structure and its associated antennae, communication dishes and ground equipment, with associated ground-mounted equipment cabinets within a 2.4-metre high palisade fence compound at Electricity Supply Board's Collooney 38kV Substation, R290, Townland of Rathrippon, County Sligo.

Decision

Having regard to the nature of the condition the subject of the appeal, the Board is satisfied that the determination by the Board of the relevant application as if it had been made to it in the first instance would not be warranted and, based on the reasons and considerations set out below, directs the said Council under subsection (1) of section 139 of the Planning and Development Act, 2000 to REMOVE condition number 2 and the reason therefor.

Reasons and Considerations

Having regard to:

- (a) the planning history relating to the site and the established use of the site for electricity infrastructure,
- (b) the Telecommunications Antennae and Support Structures Guidelines for Planning Authorities issued by the Department of the Environment and Local Government in July, 1996 and Circular Letter PL 07/12 issued by the Department of the Environment, Community and Local Government in October, 2012,
- (c) the provisions of the Sligo County Development Plan 2017-2023 which encourages co-sharing of masts, and

- (d) the provisions of the Planning and Development Regulations, 2001, as amended, in respect of exempted development for telecommunications infrastructure and the Conditions and Limitations contained therein,

it is considered that condition number 2 is not necessary or justified in this case.

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.

John Connolly

Member of An Bord Pleanála

**duly authorised to authenticate
the seal of the Board.**

Dated this day of 2019.