



Planning and Development Acts 2000 to 2019

Planning Authority: Mayo County Council

Planning Register Reference Number: P19/354

APPEAL by Cignal Infrastructure Limited care of 4Site of 4Site House, Raheen Business Park, Limerick against the decision made on the 8th day of July, 2019 by Mayo County Council to refuse permission to the said Cignal Infrastructure Limited.

Proposed Development: Construction of a 24 metres high multi user lattice telecommunications structure, carrying antenna and dishes enclosed within a 2.4 metres high palisade fence compound, including new access track together with associated ground equipment cabinets and associated site works, all at Cregduff Townland, Galway Road, Kilmaine, County Mayo.

Decision

REFUSE permission for the above proposed development in accordance with 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. Such matters included any submissions and observations received by it in accordance with statutory provisions.

Reasons and Considerations

It is considered that, on the basis of the documentation submitted with the application and appeal, the applicant has not provided evidence for the need for the proposed telecommunications structure at this location, and that possible opportunities for co-location do not exist in the surrounding area. Accordingly, the proposed development would lead to an unnecessary proliferation of telecommunications structures, which would be contrary to the Guidelines for Planning Authorities relating to Telecommunications Antennae and Support Structures, issued by the Department of the Environment and Local Government in July 1996. The proposed development would, therefore, be contrary to the proper planning and sustainable development of the area.

In deciding not to accept the Inspector's recommendation to grant permission, the Board was not satisfied that the applicant had provided a robust justification for the provision of the proposed telecommunications structure, had adequately demonstrated that opportunities for co-location on existing structures were not possible, and that there was an actual need for increased telecommunications coverage at this location, and accordingly did not comply with the provisions of the Ministerial Guidelines, to which the Board is statutorily obliged to have regard. In making its decision, the Board noted the submissions made at planning authority stage and also the observation submitted with the appeal in relation to this aspect.

Philip Jones

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

Dated this day of 2020.