



---

**Planning and Development Acts 2000 to 2019**

**Planning Authority: Louth County Council**

**Planning Register Reference Number: S5 2019/37**

**WHEREAS** a question has arisen as to whether the (1) use of building 1 as office/meeting room, (2) use of building 2 as office, (3) use of building 3 for the repair and storage of machinery, (4) use of building 4 for the storage of dry goods, (5) use of building 5 for repair and storage of machinery, and (6) use of building 6 for storage of dry goods, at Collenbeg, Collon, County Louth, is or is not development or is or is not exempted development:

**AND WHEREAS** Barry Davis care of Stephen Ward Town Planning and Development Consultants Limited of Jocelyn House, Jocelyn Street, Dundalk, County Louth requested a declaration on the question from Louth County Council and the Council issued a declaration on the 19<sup>th</sup> day of September, 2019 stating that the said matter is development and is not exempted development:

**AND WHEREAS** Barry Davis care of Stephen Ward Town Planning and Development Consultants Limited referred the declaration for review to An Bord Pleanála on the 4<sup>th</sup> day of October, 2019:

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

- (a) sections 3 and 4 of the Planning and Development Act, 2000, as amended,
- (b) articles 6, 9 and 10 of the Planning and Development Regulations, 2001, as amended,
- (c) Class 5 of Part 4 of Schedule 2 to the Planning and Development Regulations, 2001, as amended,
- (d) the planning history of the site, and
- (e) the pattern of development in the area.

**AND WHEREAS** An Bord Pleanála has concluded that –

- (a) the stated uses of the site comprise a material change of use from the permitted use of the site and are, therefore, development, and
- (b) the stated uses do not benefit from the provisions of article 10 as they do not fall within Class 5 of Part 4 of Schedule 2 to the Planning and Development Regulations, 2001, as amended, and are inconsistent with the limitations set out in article 10 of the Regulations.

**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 the

- (1) use of building 1 as office/meeting room,

- (2) use of building 2 as office,
- (3) use of building 3 for the repair and storage of machinery,
- (4) use of building 4 for the storage of dry goods,
- (5) use of building 5 for repair and storage of machinery, and
- (6) use of building 6 for storage of dry goods,

at Collenbeg, Collon, County Louth, is development and is not 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.

---

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

**Dated this            day of            2020.**