



An
Bord
Pleanála

Board Order
ABP-312136-21

Planning and Development Acts 2000 to 2022

Planning Authority: Cork County Council

Planning Register Reference Number: D/44/21

WHEREAS a question has arisen as to whether the proposed alterations and extension to the permitted tank farms at West Cork Distillers, Fastnet Industrial Estate, Marsh Road, Skibbereen, Cork by the installation of additional items of plant or machinery and structures of the nature of plant or machinery, is or is not development or is or is not exempted development:

AND WHEREAS the said question was referred to An Bord Pleanála by Cork County Council on the 3rd day of December, 2021:

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

- (a) Sections 2, 3 and 4 of the Planning and Development Act, 2000, as amended,

- (b) Articles 5(1) and 6(1) of the Planning and Development Regulations, 2001, as amended,
- (c) Class 21 of Part 1, Schedule 2 of those Regulations,
- (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 alterations and extension to the permitted tank farms by the installation of plant or machinery and structures of the nature of plant or machinery is development which comes within the scope of section 3(1) of the Planning and Development Act, 2000, as amended,
- (b) the alterations and extension to the permitted tank farms by the installation of plant or machinery and structures of the nature of plant or machinery are not exempted development as they do not fall within the scope of Section 4(1)(h) of the Planning and Development Act 2000, as amended, and
- (c) the alterations and extension to the permitted tank farms by the installation of plant or machinery and structures of the nature of plant or machinery does not comply with Condition and Limitation No. 1 provided in Column 2 of Class 21(a)(iii) of the Planning and Development Regulations, 2001, as amended, as the development does materially alter the external appearance of the premises of the undertaking:

NOW THEREFORE An Bord Pleanála, in exercise of the powers conferred on it by section 5 (4) of the 2000 Act, hereby decides that the proposed alterations and extension to the permitted tank farms at West Cork Distillers, Fastnet Industrial Estate, Marsh Road, Skibbereen, Cork by the installation of additional items of plant or machinery and structures of the nature of plant or machinery, is development and is not exempted development.

A handwritten signature in blue ink, which appears to read 'Tom Rabbette', is written over a circular embossed seal. The seal contains the text 'AN BORD PLEANÁLA' around the perimeter and a stylized logo in the center.

Tom Rabbette

Member of An Bord Pleanála

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

Dated this 20th day of Dec. 2023.