



An
Bord
Pleanála

Board Order
ABP-316438-23

Planning and Development Acts 2000 to 2022

Planning Authority: Limerick City and County Council

Planning Register Reference Number: EC16/23

WHEREAS a question has arisen as to whether the erection of three number tented structures within Thomond Park Stadium grounds, Old Cratloe Road, Limerick, as shown on the attached map and marked:

- (1) Location 1, East of Stadium Grounds;
- (2) Location 2, Near Shannon Rugby Grounds; and,
- (3) Location 3, Behind South Terrace,

for the sale of alcohol in association with match events, is or is not development or is or is not exempted development

AND WHEREAS Pat Downes requested a declaration on this question from Limerick City and County Council and the Council issued a declaration on the 29th day of March, 2023 stating that the tented structure at Location (1), 'East of Stadium Grounds' does not come within the scope of exempted development as defined by Class 37 of Part 1 of Schedule 2 of the Planning and Development Regulations (2001) as amended and is development and is not exempt development, and that the tented structures at Locations (2), 'Near Shannon Rugby Grounds' and (3), 'Behind South Terrace', come within

the scope of exempted development as defined by Class 37 of Part 1 of Schedule 2 of the Planning and Development Regulations (20)01 as amended and is development and is exempt development,

AND WHEREAS Pat Downes referred this declaration for review to An Bord Pleanála on the 24th day of April, 2023:

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

- (a) Sections 2(1), 3(1) and 4(1) of the Planning and Development Act, 2000, as amended,
- (b) Article 6(1) and Article 9(1) of the Planning and Development Regulations, 2001, as amended,
- (c) Class 37 of Part 1, Schedule 2 to the Planning and Development Regulations, 2001, as amended,
- (d) the planning history of the site,
- (e) the report of the Planning Inspector,

AND WHEREAS An Bord Pleanála has concluded that -

- (a) The erection of three number tented structures within Thomond Park Stadium grounds, Old Cratloe Road, Limerick, as shown on the attached map and marked Location 1, East of Stadium Grounds; Location 2, Near Shannon Rugby Grounds; and, Location 3, Behind South Terrace, for the sale of alcohol in association with match events, is works, and therefore constitutes development;



- (b) Such development does not fall within the scope of the exemption set out at Class 37 of Part 1, Schedule 2 of the Planning and Development Regulations 2001, as amended. The use of Thomond Park as a sporting venue is an authorised use. In this case, the placing of tents or temporary structures for the sale of alcohol is not, of itself, a development for amenity or recreational purposes that can avail of Class 37 of Part 1, Schedule 2 of the Planning and Development Regulations 2001, as amended, exemption.

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 erection of three number tented structures within Thomond Park Stadium grounds, Old Cratloe Road, Limerick, as shown on the attached map and marked Location 1, East of Stadium Grounds; Location 2, Near Shannon Rugby Grounds; and, Location 3, Behind South Terrace, for the sale of alcohol in association with match events is development and is not exempted development.



Mick Long

Member of An Bord Pleanála

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

Dated this 27th day of January 2025.

