



An
Coimisiún
Pleanála

Commission Order
ABP-321229-24

Planning and Development Act 2000, as amended

Planning Authority: Cork County Council

Planning Register Reference Number: 22618

Appeal by Eircom Limited (trading as Eir) against the decision made on the 24th day of November 2022, by Cork County Council to refuse permission for the proposed development.

Proposed Development: The development will consist of replacing a 10-metre-high timber pole with a 15-metre-high monopole telecommunications structure, together with antennas, dishes and associated telecommunications equipment, including two number ground cabinets at Eir Exchange, Inches, Eyeries, County Cork.

Decision

GRANT permission for the above proposed development in accordance with the said plans and particulars based on the reasons and considerations under and subject to the conditions set out below.

Reasons and Considerations

Having regard to national, regional and local policy objectives, as set out in the Cork County Development Plan 2022-2028, to support the development of a sustainable telecommunications network, to the Department of Environment, Heritage and Local Government Section 28 Statutory Guidelines, Telecommunications Antennae and Support Structures: Guidelines for Planning Authorities 1996, as updated by circular letter PL 07/12 in 2012, to the nature and scale of the development, to the established use of the site for telecommunications, to the development not terminating a view on a designated scenic route (S115), with protected views including the sea and Slieve Miskish, to the development being proximate to, but not overbearing on, adjacent dwellings, to the current importance of the development site in the overall emergency services network and to the letter of support from Tetra Ireland providing a compelling justification for the development supporting emergency responders and emergency service users, it is considered that, subject to compliance with the conditions set out below, the proposed development would not seriously injure the residential or visual amenities of the area or of property in the vicinity. The proposed development would, therefore, be in accordance with the proper planning and sustainable development of the area.

The Commission considered that the development is a project for the purposes of the Environmental Impact Assessment Directive. However, the Commission concluded that the proposed development does not fall within a class of development set out in Part 1 or Part 2 of Schedule 5 to the Planning and Development Regulations 2001, as amended, and, therefore, no preliminary examination, screening for Environmental Impact Assessment, or Environmental Impact Assessment is required.

Conditions

1. The development shall be carried out and completed in accordance with the plans and particulars lodged with the application, except as may be otherwise required by the in order to comply with the following conditions. Where such conditions require details to be agreed with the planning authority, the developer shall agree such details in writing with the planning authority prior to commencement of development and the development shall be carried out and completed in accordance with the agreed particulars.

Reason: In the interest of clarity.

2. (a) In the event of the proposed structure becoming obsolete and being decommissioned, the developers shall, at their own expense, remove the mast, antenna and ancillary structures and equipment.

(b) The site shall be reinstated on removal of the telecommunications structure and ancillary structures. Details relating to the removal and reinstatement shall be submitted to, and agreed in writing with, the planning authority at least one month before the removal of the telecommunications structure and ancillary structures and the work shall be completed within three months of the planning authority's approval in writing of these details.

Reason: In the interest of orderly development.

3. Surface water drainage arrangements for the proposed development shall comply with the requirements of the planning authority.

Reason: In the interest of public health.

4. Details of a colour scheme for the mast and any ancillary structures hereby permitted shall be submitted to, and agreed in writing with, the planning authority, prior to the commencement of development, and the agreed colour scheme shall be applied to the mast and any ancillary structures upon erection.

Reason: In the interest of the visual amenities of the area.

5. The construction of development shall be managed in accordance with a Construction Management Plan, which shall be submitted to, and agreed in writing with, the planning authority prior to commencement of development. The plan shall provide details of intended construction practice for the development, including a detailed traffic management plan, and noise management measures.

Reason: In the interests of public safety and residential amenity.

6. The developer shall provide and make available at reasonable terms the proposed support structure for the provision of mobile telecommunications antenna of third-party licenced telecommunications operators.

Reason: To avoid a multiplicity of telecommunications structures in the area, in the interests of visual amenity and proper planning and sustainable development.

7. Site development and building works shall be carried out only between the hours of 0700 to 1900 Mondays to Fridays inclusive, between 0800 to 1400 on Saturdays and not at all on Sundays and public holidays. Deviation from these times shall only be allowed in exceptional circumstances where prior written agreement has been received from the planning authority.

Reason: To safeguard the amenity of property in the vicinity.



Eamonn James Kelly

Eamonn James Kelly

Planning Commissioner of An Coimisiún

Pleanála duly authorised to authenticate

the seal of the Commission.

Dated this *1st* day of *April*, 2026.