An Coimisiún Pleanála

Commission Order ACP-323881-25

Planning and Development Act 2000, as amended

Planning Authority: Fingal County Council

Planning Register Reference Number: S254W/01/24

Appeal by Clonee Action Group against the decision made on the 14th day of May, 2024 by Fingal County Council to grant, subject to conditions, a licence to Emerald Tower Limited.

Licence Application: Streetworks solution to address identified mobile and wireless broadband coverage blackspots on a public footpath at Littlepace Shopping Centre, Clonee, Dublin.

Decision

In exercise of the powers conferred on it under section 254 of the Planning and Development Act, 2000, as amended, An Coimisiún Pleanála, directs the planning authority to GRANT a licence, based on the reasons and considerations under and subject to the conditions set out below.

Reasons and Considerations

Having regard to the provisions of the Section 254 of the Planning & Development Act, 2000 (as amended), the Fingal County Development Plan 2023-2029, particularly Objectives IU048, IU053, DMS0222; and the 'Telecommunications Antennae and Support Structures Guidelines for Planning Authorities (1996) (as updated by Circular Letters PL 07/12 and PL11/2020, respectively); it is considered that, subject to compliance with the conditions set out below, the development would not seriously injure the amenities of the area or result in a significant negative residential or visual impact on the surrounding vicinity. The proposed development would, therefore, be in accordance with the proper planning and sustainable development of the area.

Conditions

1. The development shall comply with the licence application S254W/01/24 and conditions therein, except as may otherwise be required in order to comply with the following conditions.

   Reason: In the interest of clarity.

2. (a) The licence S254W/01/24 shall apply for a period of five years from the date of issue 31st January 2024. The telecommunications structure and related ancillary structures shall then be removed unless, prior to the end of the period, an extension has been granted for a further period.

   (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 date of expiry of this licence.

Reason: To enable the impact of the development to be re-assessed, having regard to changes in technology and design during the specified period.

3. The developer shall provide and make available at reasonable terms the proposed support structure for the provisos of telecommunications infrastructure of third part licensed telecommunications providers.

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

Mick Long
Planning Commissioner of An Coimisiún Pleanála duly authorised to authenticate the seal of the Commission.

Dated this 22nd day of October 2026.