

An
Coimisiún
Pleanála

**Commission Order
ACP-324073-26**

Planning and Development Act 2000, as amended

Planning Authority: Fingal County Council

Planning Register Reference Number: S254/03/25

Appeal by Shared Access Limited against the decision made on the-14th day of- January, 2026 by Fingal County Council to refuse a licence to Shared Access Limited.

Licence Application: Section 254 license for erection of a telecommunications pole on Lands at Yellow Walls Shopping Centre, Ard Na Mara, Malahide, County Dublin.

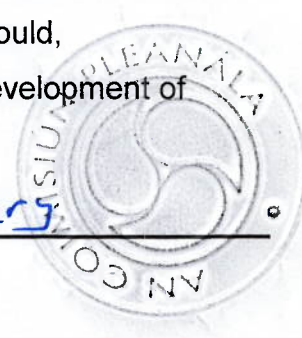
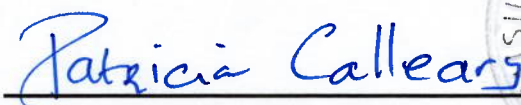
Decision

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 REFUSE TO GRANT a licence based on the reasons and considerations under.

P.C.

Reasons and Considerations

Having regard to the location of the proposed telecommunications pole structure on an open and exposed site, the predominately residential character of the area in the immediate surrounds of the subject site, within an area of public pavement, the height and design of the telecommunications pole structure, the provisions of section 254 of the Planning and Development Act, 2000, as amended, the Telecommunications Antennae and Support Structures Guidelines for Planning Authorities, issued by the Department of the Environment and Local Government in July 1996, as updated by Circular Letter PL 07/12, Section 11.8.4 of the Fingal County Development Plan 2023 – 2029, and based on the submissions made in connection with the application and the appeal, it is considered that a satisfactory justification has not been provided for erection of the proposed telecommunications pole structure at this prominent location. It is also considered that the proposed development, within close proximity to a second similar structure located to the north, would contribute towards a proliferation of street works within this streetscape and would be contrary to objective IU954 (encourage sharing and co-location of digital connectivity infrastructure and Development Management Standard DMSO222 (require co-location), as set out in the Fingal County Development Plan 2023 - 2029. Based on the submissions made, the Commission is not satisfied that co-location options have been robustly identified and assessed. The proposed development would, therefore, be contrary to the proper planning and sustainable development of the area



Patricia Calleary
Planning Commissioner of An Coimisiún
Pleanála duly authorised to authenticate
the seal of the Commission.

Dated this 06 day of October 2026.