



An  
Bord  
Pleanála

**Board Order**  
**06D.RL.3550**

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**Planning and Development Acts 2000 to 2018**

**Planning Authority: Dun Laoghaire-Rathdown County Council**

**Planning Register Reference Number: 13116**

**WHEREAS** a question has arisen as to whether the erection of a motorized backlit sign, measuring 3.45 metres by 3.2 metres, and two illuminated static signs in a shelter, measuring 1.35 metres by 1.95 metres high, at Seapoint Dart Station, Blackrock, County Dublin is or is not development or is or is not exempted development:

**AND WHEREAS** Dominic Sheehan of 4 Ardenza Terrace, Seapoint Avenue, Blackrock, County Dublin requested a declaration on the said question from Dun Laoghaire-Rathdown County Council and the said Council issued a declaration on the 25<sup>th</sup> day of January, 2017 stating that the said matter is development and is exempted development:

**AND WHEREAS** Dominic Sheehan referred the declaration for review to An Bord Pleanála on the 20<sup>th</sup> day of February, 2017:

**AND WHEREAS** An Bord Pleanála, in considering this referral, had regard

particularly to -

- (a) Sections 2, 3 and 4 of the Local Government (Planning and Development) Act, 1963;
- (b) Articles 9 and 10 of the Local Government (Planning and Development) Regulations, 1994;
- (c) Class 8 of Part II of the Second Schedule to the said Regulations and the conditions and limitations to this Class;
- (d) Sections 2, 3 and 4 of the Planning and Development Act, 2000, as amended;
- (e) Articles 6 and 9 of the Planning and Development Regulations, 2001, as amended;
- (f) Class 23 of Part 1 of Schedule 2 to the said Regulations and the conditions and limitations to this Class, and
- (g) Class 8 of Part 2 of Schedule 2 to the said Regulations and the conditions and limitations to this Class.

**AND WHEREAS** An Bord Pleanála has concluded that -

- (a) The advertising motorized sign and static signs constitute replacement advertisement structures;
- (b) The replacement of the original signage by the advertising motorized sign and static signs constituted works which would come within the scope of Section 3(1) of the Planning and Development Act, 2000, as amended;
- (c) The advertisements are exhibited within Seapoint Railway Station; and

- (d) The advertisement structures were not readily visible from outside the premises at the time of their replacement and would come within the scope of the exemption provided in Class 8 of Part 2 of Schedule 2 of the Planning and Development Regulations, 2001, as amended.

**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 said motorized backlit sign, measuring 3.45 metres by 3.2 metres, and two illuminated static signs in a shelter, measuring 1.35 metres by 1.95 metres high, at Seapoint Dart Station, Blackrock, County Dublin, is development and is exempted development.

## **Matters Considered**

In making its decision, the Board had regard to those matters to which, by virtue of the Planning and Development Acts and Regulations made thereunder, it was required to have regard. Such matters included any submissions and observations received by it in accordance with statutory provisions.

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**Member of An Bord Pleanála  
duly authorised to authenticate  
the seal of the Board.**

**Dated this        day of  
2018**