



An  
Bord  
Pleanála

## Board Order 18.RL.3811

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### Planning and Development Acts 2000 to 2017

#### Planning Authority: Monaghan County Council

**WHEREAS** a question has arisen as to whether the pillar box which was constructed on the right of way at Drumquill, Castleblaney, County Monaghan is or is not development or is or is not exempted development:

**AND WHEREAS** Martin Molloy of Drumquill, Castleblaney, County Monaghan requested a declaration on the question from Monaghan County Council and no declaration issued by the planning authority:

**AND WHEREAS** Martin Molloy of Drumquill, Castleblaney, County Monaghan referred the question for decision to An Bord Pleanála on the 29<sup>th</sup> day of September, 2017:

**AND WHEREAS** An Bord Pleanála, in the light of the documentation on the file, has reformulated the question as follows:

whether the construction of a pillar structure to house an electricity meter on the edge of a laneway at Drumquill, Castleblaney, County Monaghan is or is not development or is or is not exempted development:

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

- (a) Sections 2, 3 and 4 of the Planning and Development Act 2000, as amended,
- (b) Articles 6(1) and Article 9(1) of the Planning and Development Regulations, 2001, as amended,
- (c) Class 26 of Part 1 of Schedule 2 of the Planning and Development Regulations, 2001, as amended,
- (d) the pattern of development in the area, and
- (e) the submissions on file and the report of the Inspector:

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

- (a) the construction of a pillar structure to house an electricity meter on the edge of a laneway constitutes works, which in turn constitutes development within the meaning of Section 3 of the Planning and Development Act 2000, as amended,
- (b) the development of the structure that has taken place does not come within the scope of any provisions afforded exempted development status under Section 4(1)(g) of the Planning and Development Act 2000, as amended, and
- (c) the development of the structure does not come within the scope of any Class afforded exempted development status for the purposes of the Planning and Development Act 2000, as amended:

**NOW THEREFORE** An Bord Pleanála, in exercise of the powers conferred on it by section 5 (3) (b) of the 2000 Act, as amended, hereby decides that the construction of a pillar structure to house an electricity meter on the edge of a laneway at Drumquill, Castleblaney, County Monaghan is development and is not exempted development.

