

An  
Bord  
Pleanála

# Application Form for Permission / Approval in respect of a Strategic Infrastructure Development

1.

Please specify the statutory provision under which your application is being made:	The application is being made pursuant to the provisions of Section 37 of the Transport (Railway Infrastructure) Act 2001 (as amended and substituted).
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2. Applicant:

Name of Applicant:	Córas Iompair Éireann (CIÉ)
Address:	Head Office Heuston Station, St John's Rd W, Dublin 8, D08 E2CV, Ireland
Telephone No:	Main Reception: (01)7032889
Email Address (if any):	

**3. Where Applicant is a company (registered under the Companies Acts):**

Name(s) of company director(s):	Ms. Fiona Ross Mr. Tommy Wynne Mr. Tom O'Connor Mr. Stephen Hannan Mr. Ultan Courtney Mr. Aidam Murphy Mr. Frank Allen Ms. Denise Guinan Mr. Liam O'Rourke Mr. Brian Fitzpatrick	Ms. Fiona Sweeney Ms. Niamh O'Regan
Registered Address (of company)	Head Office Heuston Station, St John's Rd W, Dublin 8, D08 E2CV, Ireland	
Company Registration No.	No. 119571 VAT No. IE 4812851 O	
Telephone No.	Main Reception: (01)7032889	
Email Address (if any)		

**4. Person / Agent acting on behalf of the Applicant (if any):**

Name:	Rory McDonnell - Jacobs Engineering
Address:	Artola House, 3 <sup>rd</sup> & 4 <sup>th</sup> Floors, 91 Victoria Street, Belfast, Northern Ireland, BT1 4PB
Telephone No.	44 (0) 28 9592 7123
Mobile No. (if any)	
Email address (if any)	rory.mcdonnell@jacobs.com

**Should all correspondence be sent to the above address? (Please tick appropriate box)**

(Please note that if the answer is “No”, all correspondence will be sent to the Applicant’s address)

Yes: [] No:[  ]

Contact Name and Contact Details (Phone number) for arranging entry on site if required / appropriate:

James Kenny  
+353 872061823  
[james.kenny@irishrail.ie](mailto:james.kenny@irishrail.ie)

**5. Person responsible for preparation of Drawings and Plans:**

Name:	John Rocks
Firm / Company:	Jacobs Engineering
Address:	Artola House, 3 <sup>rd</sup> & 4 <sup>th</sup> Floors, 91 Victoria Street, Belfast, Northern Ireland BT1 4PB
Telephone No:	44 (0) 28 9592 7123
Mobile No:	
Email Address (if any):	john.rocks@jacobs.com
Details all plans / drawings submitted – title of drawings / plans, scale and no. of copies submitted. This can be submitted as a separate schedule with the application form. See Appendix 1B - Overall List of Figures	



**6. Site:**

<p>Site Address / Location of the Proposed Development (as may best identify the land or structure in question)</p>	<p>The Proposed Development is located within a 24km section of the Dublin-Cork Railway line between Limerick Junction and Mallow straddling the Cork/Limerick county boundary.  Level crossings XC187 Fantstown and XC201 Thomastown are in County Limerick, lying directly south of Limerick City close to the Cork-Limerick border, while the remaining sites are located in County Cork, directly north of Mallow.  Urban areas in close proximity to the sites are Kilmallock, which lies between existing crossings XC187 Fantstown and XC201 Thomastown; Charleville, which lies to the south-west of XC201 Thomastown and north of crossing XC209 Ballyhay; and Buttevant which is directly south-east of crossing XC219 Buttevant.  See attached Appendix 1A for further details.</p>
<p>Ordnance Survey Map Ref No. (and the Grid Reference where available)</p>	<p>See attached Appendix 1A.</p>
<p>Where available, please provide the application site boundary, as shown in the submitted plans / drawings, as an ESRI shapefile in the Irish Transverse Mercator (ITM IRENET95) co-ordinate reference system. Alternatively, a CAD file in .dwg format, with all geometry referenced to ITM, may be provided.</p>	
<p>Area of site to which the application relates in hectares</p>	<p>XC187 Fantstown: approximately 0.01ha  XC201 Thomastown: approximately 2.07ha  XC209: Ballyhay: approximately 0.098ha  XC211 Newtown: approximately 2.101ha  XC212 Ballycoskery: approximately 2.462ha  XC215 Shinanagh: approximately 5.716ha  XC219 Buttevant: approximately 2.572ha</p>
<p>Site zoning in current Development Plan for the area:</p>	<p>See Appendix 1A for details.</p>
<p>Existing use of the site &amp; proposed use of the site:</p>	<p>See Appendix 1A for details.</p>
<p>Name of the Planning Authority(s) in whose functional area the site is situated:</p>	<p>Cork County Council and Limerick City and County Council</p>

**7. Legal Interest of Applicant in respect of the site the subject of the application:**

Please tick appropriate box to show applicant's legal interest in the land or structure:	Owner	Occupier
	Other <input checked="" type="checkbox"/>	
Where legal interest is "Other", please expand further on your interest in the land or structure.		
<p>The applicant generally owns the lands that contain the Dublin – Cork Railway Line and the level crossings on same as denoted by the blue line boundary in the site location plans accompanying the application. However, those lands outside the applicant's ownership that are included within the red line of the application sites are subject to the proposed Railway Order application and compulsory purchase. The Transport (Railway Infrastructure) Act, 2001 (as amended and substituted) states at Section 45 (1) "<i>Upon the commencement of a railway order, the Agency of CIE shall thereupon be authorised to acquire compulsorily any land or rights in, under or over land or any substratum of land specified in the order and, for that purpose, the railway order shall have effect as if it were a compulsory purchase order referred to in section 10(1) of the Local Government (No.2) Act, 1960 (inserted by section 86 of the Housing Act, 1966.</i>"</p>		
<p><b>If you are not the legal owner</b>, please state the name and address of the owner and supply a letter from the owner of consent to make the application as listed in the accompanying documentation.</p>		
<p>The names and addresses of those who own the lands subject to the proposed Railway Order are included in the Book of Reference which forms part of the suite of application documents.</p>		
Does the applicant own or have a beneficial interest in adjoining, abutting or adjacent lands? If so, identify the lands and state the interest.		
The applicant generally owns the lands that contain the Dublin - Cork Railway Line.		

**8. Site History:**

<b>Details regarding site history (if known):</b>
<p>Has the site in question ever, to your knowledge, been flooded?</p> <p>Yes: [ ] No: <input checked="" type="checkbox"/></p> <p>If yes, please give details e.g. year, extent:</p> <p>Are you aware of previous uses of the site e.g. dumping or quarrying?</p> <p>Yes: [ ] No: <input checked="" type="checkbox"/></p> <p>If yes, please give details:</p>

**Are you aware of any valid planning applications previously made in respect of this land / structure?**

Yes: [] No: []

If yes, please state planning register reference number(s) of same if known and details of applications

Reg. Ref. No:	Nature of Proposed Development	Nature of Final Decision of Application Grant of Refusal by Planning Authority / An Bord Pleanála
March 2011 Part 8 Application	Application at XC212 Ballycoskery and XC211 Newtown for removal of level crossings and construction of new road bridge over the Dublin - Cork Railway Line.	Application withdrawn May 2011

If a valid planning application has been made in respect of this land or structure in the 6 months prior to the submission of this application, then any required site notice must be on a yellow background in accordance with Article 19(4) of the Planning and Development regulations 2001 as amended.

**Is the site of the proposal subject to a current appeal to An Bord Pleanála in respect of a similar development?**

Yes: [] No:[]

If yes please specify

An Bord Pleanála Reference No.: \_\_\_\_\_

## 9. Description of the Proposed Development:

<p><b>Brief description of nature and extent of development</b></p>	<p>Dublin to Cork Railway Line (Elimination and Upgrade of Level Crossings between Limerick Junction and Mallow) Order 2021.</p> <p>The Railway Order, if granted, will authorise Córas Iompair Éireann to carry out railway works and all works necessary to enable CIÉ to eliminate and, where necessary, upgrade seven numbered level crossings and carry out all associated and ancillary works along a 24 kilometre section of the Dublin to Cork Railway Line as follows:</p> <ul style="list-style-type: none"> <li>• XC187 – Fantstown – Closure of existing level crossing: Divert traffic along existing roads to existing overbridge approximately 3 kilometres to the north east;</li> <li>• XC 201 – Thomastown – Closure of existing level crossing. New road-over-rail bridge. Tie into existing local road to south and new junction on Regional Road R515 to north;</li> <li>• XC209 – Ballyhay – Upgrade existing level crossing to a 4-barrier CCTV controlled level crossing;</li> <li>• XC211 – Newtown – Closure of existing level crossing. New access road immediately east of the existing road-over-rail bridge to the north of XC211 Newtown, tie in to existing local road to the east of XC211 Newtown;</li> <li>• XC212 – Ballycoskery (Ballyhea Village) – Closure of existing level crossing. New road-over-rail bridge to tie into existing local road to east and west of level crossing, new car park to existing school. Tie into Beechwood Estate and Ballyhea National School to north and existing local road to south;</li> <li>• XC215 – Shinanagh – Closure of existing level crossing. New access road to tie into existing road-over-rail bridge approximately 1km to the north; and</li> <li>• XC219 – Buttevant – Closure of existing level crossing. Construction of a new road-over-rail bridge and tie in to existing regional road to east and west.</li> </ul>
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## 10. In the case of mixed development (e.g. residential, commercial, industrial, etc), please provide breakdown of the different classes of development and a breakdown of the gross floor area of each class of development:

Class of Development:	Gross Floor Area in m <sup>2</sup>
N/A	

**11. Where the application relates to a building or buildings:**

Gross floor space of any existing buildings(s) in m <sup>2</sup>	Gate Keepers Building at XC212 Ballycoskery: circa 73m <sup>2</sup>
Gross floor space of proposed works in m <sup>2</sup>	Relocatable Equipment Building (REB) at XC209 Ballyhay: circa 27m <sup>2</sup>
Gross floor space of work to be retained in m <sup>2</sup> (if appropriate)	N/A
Gross floor space of any demolition in m <sup>2</sup> (if appropriate)	Gate Keepers Building at XC212 Ballycoskery: circa 73m <sup>2</sup>

**12. In the case of residential development please provide breakdown of residential mix:**

Number of	Studio	1 Bed	2 Bed	3 Bed	4 Bed	4+ Bed	Total
Houses	-	-	-	-	-	-	-
Apartment	-	-	-	-	-	-	-
Number of car parking spaces to be provided		Existing:	Proposed:		Total:		

**13. Social Housing:**

Please tick appropriate box:	Yes	No
<i>Is the application an application for permission for development to which Part V of the Planning and Development Act 2000 applies?</i>	-	-
<p>If the answer to the above question is “yes” and the development is not exempt (see below), you must provide, as part of your application, details as to how you propose to comply with section 96 of Part V of the Act.</p> <p>If the answer to the above question is “yes” but you consider the development to be exempt by virtue of section 97 of the Planning and Development Act 2000, a copy of the Certificate of Exemption under section 97 must be submitted (or, where an application for a certificate of exemption has been made but has not yet been decided, a copy of the application should be submitted).</p> <p>If the answer to the above question is “no” by virtue of section 96 (13) of the Planning and Development Act 2000, details indicating the basis on which section 96 (13) is considered to apply to the development should be submitted.</p>		



**14. ~~Where the application refers to a material change of use of any land or structure or the retention of such a material change of use:-~~**

<del>Existing use (or previous use where retention permission is sought)-</del> -
-
<del>Proposed use (or use it is proposed to retain)-</del> -
-
<del>Nature and extent of any such proposed use (or use it is proposed to retain)-</del> -
-

**15. Development Details:**

Please tick appropriate box:	If answer is yes please give details	YES	NO
Does the proposed development involve the demolition of a Protected Structure(s), in whole or in part?			✓
Does the proposed development consist of work to a protected structure and / or its curtilage or proposed protected structure and / or its curtilage?			✓
Does the proposed development consist of work to the exterior of a structure which is located within an architectural conservation area (ACA)?			✓
Does the application relate to development which affects or is close to a monument or place recorded under section 12 of the National Monuments (Amendment) Act, 1994.		✓	
Does the application relate to work within or close to a European Site or a Natural Heritage Area?		✓	
Does the development require the preparation of a Natura Impact Statement?		✓	
Does the proposed development require the preparation of an Environmental Impact Assessment Report?		✓	
Do you consider that the proposed development is likely to have significant effects on the environment in a transboundary state?			✓
Does the application relate to a development which comprises or is for the purpose of an activity requiring an integrated pollution prevention and control license			✓
Does the application relate to a development which comprises or is for the purpose of an activity requiring a waste license?			✓
Do the Major Accident Regulations apply to the proposed development?			✓
Does the application relate to a development in a Strategic Development Zone?			✓
Does the proposed development involve the demolition of any habitable house?			✓

**16. Services:**

<b>Proposed Source of Water Supply:</b>
Existing connection: <input type="checkbox"/> New Connection: <input type="checkbox"/>
Public Mains: <input type="checkbox"/> Group Water Scheme: <input type="checkbox"/> Private Well: <input type="checkbox"/>
Other (please specify): ✓
<u>No water supply is required during operation. During construction, water will be supplied by bowser.</u>
Name of Group Water Scheme (where applicable):
<u>N/A</u>
<b>Proposed Wastewater Management / Treatment:</b>
Existing: <input checked="" type="checkbox"/> New: <input type="checkbox"/>
Public Sewer: <input type="checkbox"/> Conventional septic tank system: <input type="checkbox"/>
Other on site treatment system: <input type="checkbox"/> Please Specify:
<u> </u>
<b>Proposed Surface Water Disposal:</b>
Public Sewer / Drain: <input type="checkbox"/> Soakpit: <input type="checkbox"/>
Watercourse: <input type="checkbox"/> Other: <input checked="" type="checkbox"/> Please specify:
Surface water will be discharged for the most part via swales to local drainage systems. The swales have been designed to treat the surface water & ensure there is no net increase in runoff rates. Where this is not possible, surface water will be discharged to local discharge systems via an interceptor. Further details are in the FRA (Appendix 9A of the EIAR)

## 17. Notices:

Details of public newspaper notice – paper(s) and date of publication
Copy of page(s) of relevant newspaper enclosed Yes: <input checked="" type="checkbox"/> No: <input type="checkbox"/> Refer to Appendix 1A
Details of site notice, if any, - location and date of erection
Copy of site notice enclosed Yes: <input type="checkbox"/> No: <input checked="" type="checkbox"/> Not Applicable
Details of other forms of public notification, if appropriate e.g. website
See attached Appendix <a href="#">1A</a> .

## 18. Pre-application Consultation:

<b>Date(s) of statutory pre-application consultations with An Bord Pleanála</b>
<b>Schedule of any other pre application consultations –name of person / body and date of consultation to be provided as appropriate and also details of any general public consultations i.e. methods, dates, venues etc. This can be submitted as a separate schedule with the application form.</b>
Enclosed:
Yes: <input checked="" type="checkbox"/> No: <input type="checkbox"/> Refer to Appendix 1A
Schedule of prescribed bodies to whom notification of the making of the application has been sent and a sample copy of such notification.
Enclosed:
Yes: <input checked="" type="checkbox"/> No: <input type="checkbox"/> Refer to Appendix 1A


**19. Confirmation Notice:**

<b>Copy of Confirmation Notice</b>
Attach a copy of the confirmation notice in relation to the EIA Portal where an EIAR accompanies the application. See Appendix 1C: Portal ID: 2021088

**20. Application Fee:**

Fee Payable	100,000 EURO (ABP Category SA1*) Receipt Confirmed by ABP 13/4/21
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**I hereby declare that, to the best of my knowledge and belief, the information given in this form is correct and accurate and that the application documents being deposited at the planning authority offices, and any other location specified by the Board in pre application consultations, including a website (if any) will be identical to the application documents being deposited with the Board.**

Signed: (Applicant or Agent as appropriate)	
Date:	19/5/21

**General Guidance Note:**

The range and format of material required to be compiled / submitted with any application in respect of a proposed strategic infrastructure development shall generally accord with the requirements for a planning application as set out in the Planning and Development Regulations, 2001 to 2018 and those Regulations should therefore be consulted prior to submission of any application.

September 2018