

08th September 2026

Jennings O'Donovan and Partners Limited,
Finisklin Business Park,
Sligo, Ireland, F91 RHH9.

Our reference: 7353/400/403/401/412/BC

Registered in Ireland Number: 149104
VAT Reg: IE6546504D

An Coimisiún Pleanála,
64 Marlborough Street,
Dublin 1,
D01 V902.

Tel: +353 (0)71-91 61416
www.jodireland.com

RE: Proposed Strategic Infrastructure Development (SID) Application for a Proposed 220kV Air Insulated Substation (AIS) and Loop-in Grid Connection at Greenhills Solar Farm in the townlands of Ballyneague, Ballydaniel, Knocknagappagh, County Cork.

Dear Sirs/Madam

On behalf of our Client, Perigus Energy Ireland Midco Ltd., in accordance with Section 182A of the Planning and Development Act 2000, as amended, we hereby give notice of our intention to make an application to An Coimisiún Pleanála (ACP) for permission for a period of 10 years, for development comprising the construction of a 220kV Air Insulated Substation, loop in Grid Connection and related works, in the townlands of Ballyneague, Ballydaniel, Knocknagappagh, County Cork.

The proposed development will consist of the following:

- Construction of a new 220kV Air Insulated Electricity Substation comprising 2.2 hectares, including an EirGrid compound, and will comprise a single storey 220kV control building and all associated 220kV electrical infrastructure.
- Construction of new Independent Power Producer (IPP) compound which will comprise of a single storey customer IPP building incorporating a control room, switch gear room, battery room, battery control room and all associated electrical infrastructure.
- The temporary construction of 2 no high conductor attachment height gantries (total height 20m) to remove 1 no. existing steel lattice tower.
- The provision of 2 no single circuit steel lattice strain towers with accompanying shield wire, 2 no additional overhead line, 2 no. oil-filled step-down power transformers within bunded enclosures, 2 no. gantries, and all associated 220kV electrical infrastructure to connect to the Knockraha-Cullenagh 220kV overhead line.
- The provision of 2 no. 220kV transformers, associated internal cabling, neutral earthing resistor, busbars and circuit breakers.

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Directors

Christian Afonso Benitez (Spanish)
Nigel Board (British)
Lara Duro Perez (Spanish)
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Associates

Breana Coyle
Dermot Guilfoyle
Lindsey McCormack
Sarah Moore
Cáit O'Reilly

- The erection of a 37.5m high lattice support structure carrying antennas and dishes together with associated ground-based equipment all enclosed in security fencing.
- Temporary construction compound housing a canteen, toilet facilities, office modules, parking facilities and material laydown area.
- Surface water drainage and wastewater drainage services.
- Site reprofiling including cut and fill works.
- Site restoration and landscaping.
- The provision of all associated ancillary site development works including security fencing, external parking, 18m tall lightning protection monopoles, CCTV, security lighting, provision of new internal site access road with a site entrance off the R634, 4 no. storage containers and a diesel generator with fuel tank.

This application is seeking a ten-year permission for the purposes of construction of the proposed development as outlined above.

This application is seeking a ten-year permission for the purposes of construction of the proposed development as outlined above.

A permanent planning permission is being sought for the loop-in grid connection to the existing Knockraha-Cullenagh 220kV overhead line and 220kV Air Insulated Substation as these are to remain in place upon decommissioning of the solar farm. The 220kV Air Insulated Substation will become an asset of the national grid under the management of EirGrid.

A separate planning application has been submitted to Cork County Council for the proposed Greenhills Renewable Energy Park in the townlands of Knocknagappagh, Barnaviddane, Ballyneague, Ballydaniel, Youghalpark, Ballydaheen and Cornaveigh, Co. Cork.

Accordingly, we enclose the following documents and drawings for your consideration. Please note that the enclosed Planning and Environmental Report (Including EIA Screening) and accompanying appendices analyses both the Proposed Greenhills Renewable Energy Park submitted to Cork County Council and Case Number ABP-322687-25 for the proposed 220kV Substation and Ancillary Development.

- 1) *Completed Planning Application Form.*
- 2) *Landowner Letters of Consent.*
- 3) *Newspaper Notice published in The Irish Examiner and The Cork Echo*
- 4) *Site Notice*
- 5) *Drawing schedule and planning application drawings prepared in accordance with the Planning and Development Regulations 2001 (As Amended).*

- 6) *Copies of Notification Letters sent to the bodies prescribed by An Coimisiún Pleanála.*
- 7) *Copy of SID Determination from An Coimisiún Pleanála.*
- 8) *Planning and Environmental Report (Including EIA Screening) accompanied by the following appendices:*
 - Appendix A: Summary of Public Consultation and Community Newsletters
 - Appendix B: Drainage Plan
 - Appendix C: Site Investigation Report
 - Appendix D: Biodiversity Enhancement Plan
 - Appendix E: Landscape Mitigation Plan
 - Appendix F: Construction and Environmental Management Plan
 - Appendix G: Outline Construction Methodology for Proposed Battery Energy Storage System
 - Appendix H: Outline Construction Methodology for Proposed 220kV AIS Substation
 - Appendix I: Outline Construction Methodology for Proposed 33kV Underground Cabling
 - Appendix J: Decommissioning and Restoration Plan
 - Appendix K: Ecological Impact Assessment
 - Appendix L: Invasive Species Report
 - Appendix M: Traffic Impact Assessment
 - Appendix N: Land, Soils, Geology, Hydrology and Hydrogeology Impact Assessment
 - Appendix O: Landscape and Visual Impact Assessment
 - Appendix P: Photomontages
 - Appendix Q: Glint and Glare Impact Assessment
 - Appendix R: Archaeology and Cultural Heritage Impact Assessment
 - Appendix S: Noise and Vibration Impact Assessment
 - Appendix T: Electromagnetic Field and Electromagnetic Compatibility Impact Assessment
 - Appendix U: Resource Waste Management Plan
- 9) *AA Screening and Natura Impact Statement (in accordance with Article 6 of EU Habitats Directive 92/43/EEC).*
- 10) *The requisite fee made payable to ACP paid by EFT.*

This planning application submission also includes 2 No. hard copies and 8 No. electronic copies as requested by An Coimisiún Pleanála.

Change of Applicant Name

In the intervening period since the pre-application consultation process with ACP, the applicant company has changed its name from 'Orsted Onshore Ireland Midco Limited' to 'Perigus Energy Ireland Midco Limited'. This change is a change in corporate name only and does not involve any change to the legal entity or interest in the Proposed Development. The applicant company that engaged in the pre-application consultation process (322687-25) is the same legal entity that is now making this resubmission planning application.

Legal advice obtained in respect of this matter from Mason Hayes & Curran LLP confirms that the change of name does not affect the validity of the pre planning application or ACP's jurisdiction to determine it. Relevant case law, including 'Cork Harbour Alliance for a Safe Environment v An Bord Pleanála & Ors [2021] IEHC 203, Pembroke Road Association v An Bord Pleanála [2021] IEHC 403, and Massey v An Bord Pleanála & Ors [2025] IEHC 206', establishes that continuity must exist between the prospective applicant engaged in pre-application consultation and the applicant that subsequently lodges the planning application. That requirement is satisfied in this instance as the entity that participated in the pre-application consultation process and lodgement of this Planning Application remains the same legal entity that is making the resubmission planning application. The change from 'Orsted Onshore Ireland Midco Limited' to 'Perigus Energy Ireland Midco Limited' is a change of registered corporate name only and does not involve any change to the entity itself or its interest in the Proposed Development.

Accordingly, all references to the applicant company within this planning application should be understood as referring to 'Perigus Energy Ireland Midco Limited', being the same legal entity that previously traded as 'Orsted Onshore Ireland Midco Limited'.

Please see **Appendix A: Certificate of Incorporation on Change of Name** from Companies Registration Office (CRO) confirming the status of 'Perigus Energy Ireland Midco Limited (formerly known as Orsted Onshore Ireland Midco Limited)'.

Planning History Relating to the Site and Background to the Planning Application

A mandatory pre-application meeting was held with An Coimisiún Pleanála on Monday 8th December 2025 under Section 182E of the Planning and Development Act 2000 which requires a prospective applicant to open mandatory pre-application consultations with ACP in respect of a proposed development covered by section 182A of The Planning and Development Act 2000 (As Amended).

A copy of the pre-application determination relating to case reference 322687-25 is enclosed with the planning application (see **Appendix B: Letter from An Coimisiún Pleanála**). In determining that the proposed development constitutes Strategic Infrastructure, the Applicant was instructed to furnish copies of the planning application to each of the prescribed bodies in advance of lodging the planning application with An Coimisiún Pleanála. A list of those prescribed bodies is enclosed with the planning application documentation and listed in **Table 1** hereunder.

Table 1: List of Prescribed Bodies

	Prescribed Consultees
1	Minister for Housing, Local Government and Heritage
2	Minister for Climate, Energy and the Environment.
3	Cork County Council
4	Southern Regional Assembly
5	Commission for the Regulation of Utilities
6	EirGrid
7	ESB
8	Transport Infrastructure Ireland (TII)
9	Inland Fisheries Ireland (IFI)
10	The Heritage Council
11	An Taisce
12	Failte Ireland
13	Health and Safety Authority (HSA)
14	Health Services Executive (HSE)

A separate planning application was submitted to Cork County Council under Section 34 of The Planning and Development Act 2000 (As Amended), for the Proposed Greenhills Renewable Energy Park in the townlands of Knocknagappagh, Barnaviddane, Ballyneague, Ballydaniel, Youghalpark, Ballydaheen and Cornaveigh, Co. Cork. The proposed development will facilitate the connection of Greenhills Renewable Energy Park to the national electricity grid. Government policy recognises that solar PV technologies will continue to be the major contributor to Ireland's renewable electricity generation to 2030 and the generation of electricity.

Please note that payment of the application fee of €100,000 has been made by Electronic Fund Transfer on the 25th August 2026.

We look forward to receiving your formal acknowledgment of this Planning Application in due course. In the meantime, do not hesitate to contact Ms Breena Coyle should you require any further clarification or information on the Planning Application.

Yours faithfully,



Breena Coyle
Jennings O'Donovan & Partners Limited
Encl.

APPENDIX A:
Certificate of Incorporation on Change of Name

Perigus Energy
5th Floor, One Albert Quay
Cork
Ireland
T12 X8N6

5 August 2026

Our ref: 45119.30

MHC-40872357-2

Matter: Advice Regarding a Change of Planning Applicant Name

Our Client: Perigus Energy

Introduction

We understand that Orsted Onshore Ireland Midco Limited (“**Orsted**”) has changed its name to Perigus Energy Ireland Midco Limited (“**Perigus**”). For reference, the Certificate of Incorporation of Change of Name dated 14 May 2026 is appended to this letter.

We have considered whether there are any legal implications arising as a result of this name change from a planning perspective. In particular, we have considered the scenario where pre-application consultations with An Coimisiún Pleanála (the “**Commission**”) in respect of an application for Strategic Infrastructure Development (“**SID**”) were entered into under the name Orsted, with the change of name taking effect prior to submission of the SID application such that the application will ultimately be submitted under the name Perigus.

In summary, on the basis that the entity itself is unchanged and it is only the name that has changed, we consider that there are no legal implications whatsoever for any planning applications that commenced with pre-application consultations under the name of Orsted being submitted under the name of Perigus. There is no legal impediment to Perigus submitting the application and there is no requirement to re-open the pre-application consultations under this name. The Commission should be informed of the name change, but it does not affect the validity of the application or the Commission’s jurisdiction to determine same.

This view is based on our analysis of the legislative and caselaw requirements, which is set out in detail in the following section.

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New York

San Francisco

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Partners - Declan Black (*Managing*) | Christine O'Donovan (*Chair*) | Mark Adair | Jenny Ahern | Catherine Allen | Liam Brazil | Sonya Bruen | Susan Bryson | Nicola Byrne | Vanessa Byrne | Niamh Caffrey | Niamh Callaghan | Neil Campbell | William Carmody | Rachel Carney | Eoin Cassidy | Gemma Coady | Tanya Colbert | Niall Collins | Ger Connolly | Keelin Cowhey | Melanie Crowley | Tom Davy | Muireann Dennehy | Robert Dickson | William Dillon-Leetch | Shane Dolan | Michael Doran | Conor Durkin | John Farrell | James Fenelon | Helen Ferguson | Oliver Fitzgerald | Rowena Fitzgerald | Jamie Fitzmaurice | Frank Flanagan | Conor Fottrell | Karol Fox | Conall Geraghty | Stephen Gillick | Ailóhe Gilvarry | Edward Gleeson | Micheál Grace | Liam Guidera | Edel Hartog | Wendy Hederman | Michaela Herron | Brian Harkan | Margaret Hughes | Brian Johnston | Peter Johnston | Lisa Joyce | Rachel Kavanagh | Martin Kelleher | Gerard Kelly | Tara Kelly | Marcus Kennedy | Niamh Keogh | Rory Korrane SC | Claire Lord | Michael Madden | David Mangan | Robert McDonagh | Brian McElligott | Justin McKenna | Peter McLay | Niall Michel | Colin Monaghan | Deirdre Munnely | Alice Murphy | Deirdre Nagle | Jevan Neilan | Philip Nolan | Ronald Neville | David Ormsby | David O'Donnell | Frank O'Flynn | Ian O'Herlihy | Nicholas Metcalfe | Sara O'Reilly | Daragh O'Shea | Maurice Phelan | Kevin Power | Sinéad Power | Elizabeth Quinn | Shane Reynolds | Judith Riordan | Liam Riordan | Paul Rochford | Elizabeth Ryan | Oisín Tobin | Barry Walsh | **Of Counsel** - Una Burke | Paul Egan SC

v28

Mason Hayes & Curran LLP is an Irish partnership authorised by the Legal Services Regulatory Authority in Ireland to operate as a limited liability partnership under the Legal Services Regulation Act 2015.

MHC-40872357-2

Legislative and caselaw requirements

Under section 37B(1) & (2) of the Planning and Development Act 2000, as amended (the “**PDA 2000**”)¹, a person who enters into pre-application consultations is termed the “*prospective applicant*”. Caselaw confirms that the entity that submits the SID application should be the same entity as the “*prospective applicant*” that entered into pre-application consultations.

This was established in the case of *Cork Harbour Alliance for a Safe Environment v An Bord Pleanála & Ors* [2021] IEHC 203, where the Court commented that “*the SID provisions require that the applicant for permission under s. 37E should be the same person as the “prospective applicant” who engaged in the pre-application consultation procedure provided for under those provisions.*”² The High Court in the recent case of *Massey v An Bord Pleanála & Ors* [2025] IEHC 206 accepted this position.

In Perigus’s circumstances where it is only the name of the entity that has changed, this requirement is clearly met.

However, both the *Cork Harbour* and *Massey* cases involved a situation where the entity that underwent pre-application consultations differed from the applicant entity. In both cases the consultation entity and the applicant entity were related companies, but were not the same entity.

Despite this important distinction between the facts of these cases and Perigus’s circumstances, it is useful to consider the commentary of the Court in *Cork Harbour* and *Massey*. These cases provide guidance on the reasoning behind the requirement that the “*prospective applicant*” remains the same entity throughout the application process, and the relevance of this requirement in the planning authority’s validation process and exercise of jurisdiction. The key points can be summarised as follows:

- (i) **The requirement does not affect the jurisdiction of the planning authority:** In *Massey* the Court concluded this was not a jurisdictional issue, i.e. it did not affect the Commission’s ability to determine the permission application. This was in agreement with the Court in *Pembroke Road Association v. An Bord Pleanála* [2021] IEHC 403 where the Court noted that “*I would consider it to be within the discretion of the Board to treat an application for permission as valid where it is clear that there is sufficient continuity of interest in pursuing the application between a “prospective applicant” and the applicant.*”³
- (ii) **The purpose of the requirement is to ensure that the applicant entity has the benefit of the pre-application consultations, and it has little bearing on the application itself:** In *Cork Harbour*, the Court noted that the purpose of the requirement is “*to ensure that the person who ultimately applies for permission in respect of the development has had the benefit of the consultations and advice given by the Board.*”⁴ In *Massey*, the Court stated that “*whether an application is made by a subsidiary or a parent company, a majority owner or the company so owned, or when the corporate structures were put in place, or who the directors are and whether they overlap, is all indoor management stuff that makes no difference to anybody as far as the planning application is concerned.*”⁵

¹ The Planning and Development Act 2000, as amended is currently applicable to this question as the relevant provisions of the Planning and Development Act 2024 have not yet been commenced as of the date of this Letter.

² See [2021] IEHC 203, paragraph 243.

³ See [2021] IEHC 403, paragraph 24.

⁴ See [2021] IEHC 203, paragraph 245.

⁵ See [2025] IEHC 206, paragraph 47.

It is also relevant to note that in both the *Cork Harbour* and *Massey* cases, the Court refused to quash the planning permissions in question and instead only granted a declaration acknowledging the procedural error in changing the applicant entity. This demonstrates that the Courts do not consider this matter as being relevant to the validity of a permission, even in circumstances where the requirement for the entity to remain unchanged has not been complied with.

Summary of advices

Applying the above legal position to Perigus's circumstances, we would summarise our advice as follows:

- (i) There is a legal requirement that the "*prospective applicant*" remains the same entity throughout the application process. This requirement is clearly satisfied in Perigus's circumstances given that the entity itself is unchanged, and it is only the name that has changed.
- (ii) The purpose of the requirement that the "*prospective applicant*" remains the same entity throughout the application process is to ensure that the applicant entity has the benefit of the Commission's advice given to the consultation entity. This purpose is not in any way affected by a change in Perigus's name. Perigus, being the same entity that entered into the pre-application consultations with the Commission, clearly benefits from the Commission's advice given during this process.
- (iii) There is no legal impediment to changing the name of the entity between the pre-application consultation stage and the application stage. The change of name to Perigus has no effect on any live planning applications. Even if this view were incorrect, the Commission's jurisdiction to determine the application is not affected by a procedural error in this regard. The Commission is entitled to treat the application as valid where it is clear that there is sufficient continuity of interest in pursuing the application between a "*prospective applicant*" and the applicant. There is clearly sufficient continuity of interest in Perigus's circumstances where it is only the name of the applicant that has changed.

Yours faithfully

MASON HAYES & CURRAN LLP

Appendix - Certificate of Incorporation of Change of Name

Certificate of Incorporation on Change Of name

Number: 137889

I hereby certify that

ORSTED ONSHORE IRELAND MIDCO LIMITED

having, by a Special Resolution of the Company,
and with the approval of the Registrar of Companies,
changed its name, is now a
LTD - Private Company Limited by Shares

under the name

PERIGUS ENERGY IRELAND MIDCO LIMITED

and I have entered such name on the Register accordingly.

Given under my hand at Dublin, this

Thursday, the 14th day of May, 2026

Maureen O'Sullivan

For Registrar of Companies

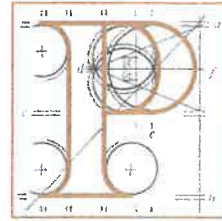
Signed By: On Behalf of The Registrar
Signing Date: Thu, 14 May 2026 05:46:37 GMT +01:00
Reason: I certify this document
Location: Dublin, Ireland
Contact Info: digital.certs@cro.ie



APPENDIX B:
Letter from An Coimisiún Pleanála

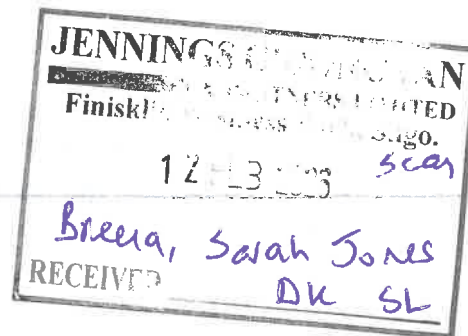
Our Case Number: ABP-322687-25

Your Reference: Orsted Onshore Midco Ltd



An
Coimisiún
Pleanála

Breena Coyle
Jennings O'Donovan and Partners
Finisklin Business Park
Co. Sligo
F91 RHH9



Date: 11 February 2026

Re: Proposed 220kV substation and ancillary development
located within the townland of Ballyneague, County Cork.

Dear Sir / Madam,

Please be advised that following consultations under section 182E of the Planning and Development Act 2000, as amended, the Commission hereby serves notice that it is of the opinion that the proposed development falls within the scope of section 182A of the Planning and Development Act 2000, as amended. Accordingly, the Commission has decided that the proposed development would be strategic infrastructure within the meaning of section 182A of the Planning and Development Act 2000, as amended. Any application for approval for the proposed development must therefore be made directly to An Coimisiún Pleanála under section 182A(1) of the Act.

Please also be informed that the Commission considers that the pre-application consultation process in respect of this proposed development is now closed.

The following is a list of prescribed bodies to be notified of the application for the proposed development.

- Minister for Housing, Local Government and Heritage.
- Minister for Climate, Energy and the Environment.
- Cork County Council
- Southern Regional Assembly
- Commission for the Regulation of Utilities
- EirGrid
- ESB
- Transport Infrastructure Ireland (TII)
- Inland Fisheries Ireland (IFI)
- The Heritage Council
- An Taisce
- Failte Ireland
- Health and Safety Authority (HSA)
- Health Services Executive (HSE)

Further notifications should also be made where deemed appropriate.

Tel	Tel	(01) 858 8100
Glao Áitiúil	LoCall	1800 275 175
Facs	Fax	(01) 872 2684
Láithreán Gréasáin	Website	www.pleanala.ie
Ríomhphost	Email	communications@pleanala.ie

64 Sráid Maoilbhríde
Baile Átha Cliath 1
D01 V902

64 Marlborough Street
Dublin 1
D01 V902

In accordance with section 146(5) of the Planning and Development Act 2000, as amended, the Commission will make available for inspection and purchase at its offices the documents relating to the decision within 3 working days following its decision. This information is normally made available on the list of decided cases on the website on the Wednesday following the week in which the decision is made.

In accordance with the fees payable to the Commission and where not more than one pre-application meeting is held in the determination of a case, a refund of €3,500 is payable to the person who submitted the pre-application consultation fee. As only one meeting was required in this case, a refund of €3,500 will be sent to you in due course.

The following contains information in relation to challenges to the validity of a decision of An Coimisiún Pleanála under the provisions of the Planning and Development Act, 2000, as amended.

Judicial review of An Coimisiún Pleanála decisions under the provisions of the Planning and Development Acts (as amended).

A person wishing to challenge the validity of a Commission decision may do so by way of judicial review only. Sections 50, 50A and 50B of the Planning and Development Act 2000 (as substituted by section 13 of the Planning and Development (Strategic Infrastructure) Act 2006, as amended/substituted by sections 32 and 33 of the Planning and Development (Amendment) Act 2010 and as amended by sections 20 and 21 of the Environment (Miscellaneous Provisions) Act 2011) contain provisions in relation to challenges to the validity of a decision of the Commission.

The validity of a decision taken by the Commission may only be questioned by making an application for judicial review under Order 84 of The Rules of the Superior Courts (S.I. No. 15 of 1986). Sub-section 50(7) of the Planning and Development Act 2000 requires that subject to any extension to the time period which may be allowed by the High Court in accordance with subsection 50(8), any application for judicial review must be made within 8 weeks of the decision of the Commission. It should be noted that any challenge taken under section 50 may question only the validity of the decision and the Courts do not adjudicate on the merits of the development from the perspectives of the proper planning and sustainable development of the area and/or effects on the environment. Section 50A states that leave for judicial review shall not be granted unless the Court is satisfied that there are substantial grounds for contending that the decision is invalid or ought to be quashed and that the applicant has a sufficient interest in the matter which is the subject of the application or in cases involving environmental impact assessment is a body complying with specified criteria.

Section 50B contains provisions in relation to the cost of judicial review proceedings in the High Court relating to specified types of development (including proceedings relating to decisions or actions pursuant to a law of the state that gives effect to the public participation and access to justice provisions of Council Directive 85/337/EEC i.e. the EIA Directive and to the provisions of Directive 2001/12/EC i.e. Directive on the assessment of the effects on the environment of certain plans and programmes). The general provision contained in section 50B is that in such cases each party shall bear its own costs. The Court however may award costs against any party in specified circumstances. There is also provision for the Court to award the costs of proceedings or a portion of such costs to an applicant against a respondent or notice party where relief is obtained to the extent that the action or omission of the respondent or notice party contributed to the relief being obtained.

General information on judicial review procedures is contained on the following website, www.citizensinformation.ie.

Disclaimer: The above is intended for information purposes. It does not purport to be a legally binding interpretation of the relevant provisions and it would be advisable for persons contemplating legal action to seek legal advice.

If you have any queries in the meantime, please contact the undersigned officer of the Commission or email sids@pleanala.ie quoting the above mentioned An Coimisiún Pleanála reference number in any correspondence with the Commission.

Tel	Tel	(01) 858 8100
Glao Áitiúil	LoCall	1800 275 175
Facs	Fax	(01) 872 2684
Láithreán Gréasáin	Website	www.pleanala.ie
Ríomhphost	Email	communications@pleanala.ie

64 Sráid Maoilbhríde Baile Átha Cliath 1 D01 V902	64 Marlborough Street Dublin 1 D01 V902
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Yours faithfully,



Niamh Hickey
Executive Officer
Direct Line: 01-8737145

VC11A

Teil
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Láithreán Gréasáin
Ríomhphost

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