



An
Coimisiún
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:

Section 37E of the Planning and Development Act 2000 (as amended).

2. **Applicant:**

Name of Applicant:	Slievegrine Ltd
Address:	Lissarda Business Park, Lissarda, County Cork. P14 YN56
Telephone No:	021 7336034
Email Address (if any):	info@enercoenergy.ie

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

Name(s) of company director(s):	Michael Murnane, David Murnane,
Registered Address (of company)	Lissarda Business Park, Lissarda, County Cork. P14 YN56
Company Registration No.	783103
Telephone No.	021 7336034
Email Address (if any)	info@enercoenergy.ie

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

Name:	Alan Clancy of MKO (AGENT)
Address:	Tuam Road, Galway, H91 VW84.
Telephone No.	091-735611
Mobile No. (if any)	N/A
Email address (if any)	aclancy@mkoireland.ie

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:

Alan Clancy of MKO, Tel – 091-735611

5. Person responsible for preparation of Drawings and Plans:

Name:	1. Joseph O'Brien 2. Thomas Foster
Firm / Company:	1. MKO 2. SYSTRA
Address:	1. Tuam Road, Galway, H91 VW84 (MKO) 2. 2nd Floor, Riverview House, 21-23 City Quay Dublin, D02 AY91 (SYSTRA)
Telephone No:	1. 091 735 611 2. +353 1 566 2028
Mobile No:	N/A
Email Address (if any):	1. info@mkofireland.ie 2. hello@systra.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. A full schedule of drawings is included with the drawing pack submitted with this application. A total of 1 no. hard copies and 9 no. electronic copies of drawings have been provided.	

6. Site:

Site Address / Location of the Proposed Development (as may best identify the land or structure in question)	Located at the townlands of Ballycullane, Ballyguiry, Carronadavderg, Carronahyla, Carronbeg, Clashbrack, Cloghraun, Drumslog, Garrynagree, Glen Beg, Glen More, Graigue, Knockatoor, Knocknahoola, Lackamore, Lackensillagh, Lisgriffin, Lyre, Monacullee, Monageela, Mountstuart, Moyng, Pulla, Reamanagh East, Reamanagh West, Reanaviddoge, Toor South and Toor North, Co. Waterford.
Ordnance Survey Map Ref No. (and the Grid Reference where available)	<u>OS Map References:</u> OS2008, OS2208 <u>OS Sheet References:</u> 6068, 6069, 6070, 6113, 6114, 6115, 6159, 6160, 6161, 6206, 6207, 6208 <u>Grid Reference (ITM):</u> X 619462 Y 587562
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.	
Area of site to which the application relates in hectares	725Ha
Site zoning in current Development Plan for the area:	The Proposed Project is located in an area designated as 'preferred Areas' in Waterford Renewable energy strategy 2016-2030.
Existing use of the site & proposed use of the site:	<u>Existing</u> Agriculture, Forestry, areas under Coillte management, public road. <u>Proposed</u> Comprising 23 wind turbines, a 110kV substation & 220kV substation, a 110kV underground connection to the existing Knockraha–Cullenagh 220kV

	overhead line and all associated works.
Name of the Planning Authority(s) in whose functional area the site is situated:	Waterford City & County Council

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 ☒	
Where legal interest is "Other", please expand further on your interest in the land or structure.		
The Applicant has obtained consent from the relevant landowners – enclosed separately with this application.		
If you are not the legal owner, 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.		
1. Donal Fraher - Kilbrien Cross, Ballinamult, Co. Waterford 2. Francis Murphy- Glenmore, Dungarvan, Co. Waterford 3. James & Honor Donnelly - Glenmore, Dungarvan, Co. Waterford 4. James Flavin - Carrigeen, Dungarvan, Co. Waterford 5. Jamie Moroney - Ballycullane, Dungarvan, Co. Waterford 6. John Curran - Killosera, Dungarvan, Co. Waterford 7. Kathleen Connery - Ballycullane Beg, Dungarvan, Co. Waterford 8. Kieran Mansfield - Lickeybeg, Ballycullane, Clashmore, Co. Waterford 9. Michael Coyne - Moyng, Grange, Co. Waterford 10. Nicholas O'Connell – Glenlickey, Grange, Co. Waterford 11. Patrick Curran - Windgap, Dungarvan, Co. Waterford 12. Patrick Flynn - 9 Ailsbury Court, Cloonlough, Mitchelstown, Co. Cork 13. Robert Walsh - Drumslogh, Grange, Youghal, Co. Waterford 14. Seamus Mac Craith – Móta, An Rinn, Dúngarbhán, Co. Phort Láirge		

15. SLM Silva General Parter Limited - 1st Floor, 118 Lower Baggot Street, Dublin 2 16. Thomas Broderick - Mountstuart, Aglish, Cappoquin, Co. Waterford 17. Thomas Curran - Ballinacourty, Ring, Dungarvan, Co. Waterford 18. Oliver Buckley - Graigue, Aglish, Cappoquin, Co. Waterford 19. John Scanlan - Claddagh, Clashmore, Co. Waterford 20. Jacinta Kiely - Knockatoor, Clashmore, Co. Waterford 21. George & Philomena Horsom - Quay Street, Dungarvan, Co. Waterford 22. James Walsh - Reamanagh, Dunagarvan, Co. Waterford 23. James Whelan - Ballyguiry, Dungarvan, Co. Waterford 24. Michael Hickey - Mountstuart, Aglish, Co. Waterford 25. Oliver Broderick - Carronadavderg, Clashmore, Co. Waterford 26. Patsy Fleming - Creggs, Clashmore, Co. Waterford 27. Enerco Energy Ltd - Lissarda Business Park, Lissarda, Co. Cork 28. Ashleigh Farms (Waterford) Ltd - Ashleigh House, Ballinameela, Cappagh, Co. Waterford 29. Coillte - Dublin Road, Newtownmountkenedy, Co. Wicklow
Does the applicant own or have a beneficial interest in adjoining, abutting or adjacent lands? If so, identify the lands and state the interest.
Yes – please refer to MKO drawing 240740-02 with landowner boundaries shown in blue.

8. Site History:

Details regarding site history (if known):
Has the site in question ever, to your knowledge, been flooded? Yes: ☒] No: ☐ If yes, please give details e.g. year, extent: Partial flooding has taken place within the site boundary. Please refer to the Flood Risk Assessment which has been prepared for the Proposed Project and is included in Appendix 9-5. Are you aware of previous uses of the site e.g. dumping or quarrying?

Yes: [☒] No: [☐]

If yes, please give details:

A small quarry is located on the site. Further detail on this is provided in chapter 14 of the EIAR.

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 Coimisiún Pleanála
041056	to construct two dwellings, new site entrances, borehole water supplies, septic tanks and percolation areas and ancillary development.	Granted by WCCC on 21/09/2004
071877	to construct a detached garage for domestic use	Granted by WCCC on 29/04/2008
21705	construction of milking parlour complex including decommissioning of existing open tank	Granted by WCCC on 21/10/2021
17220	to construct a slatted cubicle shed, silage slab, all ancillary site works	Granted by WCCC on 30/06/2017

21819	Section 254 Licence Application - The erection of overground electronic communications infrastructure and any associated physical infrastructure along public roads including:- 1. The erection of new overground fibre optic cables on existing timber poles 2. The erection of new poles and associated fibre optic cables (2021WD0329)	Granted by WCCC on 02/09/2021
2228	PERMISSION is sought for (a) change of use of Mountstuart Schoolhouse and detached Outbuilding to Dwelling, (b) to construct single-storey extension linking Schoolhouse and Outbuilding, (c) to use existing vehicular access to serve dwelling and install Wastewater treatment system & Ancillary Works	Granted by WCCC on 22/04/2022
22407/PL93.314219	Junction & Bend Widening Works comprising road widening at the junction of the L2024 with the L2022 in Carronahyla townland; widening of the junction of the L2022 with the L6077 and widening of two bends along the L6077 in Knocknaglogh Upper townland; and ancillary works. The proposed development will facilitate the delivery of wind turbine blades along the roads from Pulla crossroads on the N25, to Knocknamona Windfarm Site Entrance, at Knocknaglogh Lower on the L6077. This application is accompanied by an Environmental Impact Assessment screening report and an Appropriate Assessment Report (Natura Impact Statement)	Granted by WCCC on 05/07/2022 and upheld by ACP on 07/12/2022
2360289	the construction of a new storey and a half dwelling house and detached garage, along with septic tank and percolation area, entrance driveway and all ancillary works	Granted by WCCC on 10/10/2023

2660517	Construct a new single storey dwelling together with new entrance, bore well, septic tank, percolation area and ancillary site works	Granted by WCCC on 01/09/2026
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 Coimisiún Pleanála in respect of a similar development?		
Yes: [] No: [✓] If yes please specify An Coimisiún Pleanála Reference No.: N/A		

9. Description of the Proposed Development:

Brief description of nature and extent of development	The proposed development will consist of the provision of the following: i. 23 no. wind turbines of varying dimensions, a meteorological mast and a telecommunications relay mast as follows: a. 6 no. wind turbines with an overall turbine tip height of 185 metres, a rotor blade diameter of 162 metres, and turbine hub height of 104 metres; b. 15 no. wind turbines with an overall turbine tip height of 175 metres, a rotor blade diameter of 150 metres, and turbine hub height of 100 metres; c. 2 no. wind turbines with an overall turbine tip height of 170 metres, a rotor blade diameter of 150 metres, and turbine hub height of 95 metres; d. A meteorological mast with a height of 80 metres and a telecommunications relay mast with a height of 30m; ii. Associated wind turbines, meteorological mast and telecommunications relay mast foundations and hardstanding areas; iii. A 220kV loop-in substation compound (Including control buildings (with a combined floor area of 644Sq.m) with welfare facilities, all associated electrical plant and apparatus, security fencing, underground cabling, lightning protection poles and underground wastewater holding tank), with 220kV underground cabling connecting to 2 no. lattice-type end masts with a height of 21.5 metres to facilitate a 'Loop-in' connection to the existing 220kV Knockraha-Cullenagh overhead electricity transmission line, establishment of screening planting, all within the townland of Ballycullane;
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	iv. A 110kV substation compound (Including control buildings (with a combined floor area of 644Sq.m) with welfare facilities, all associated electrical plant and apparatus, security fencing, underground cabling, lightning protection poles and underground wastewater holding tank) in the townland of Clashbrack; v. 110kV underground cabling connection from the proposed 110kV substation in the townland of Clashbrack to the proposed 220kV loop-in substation in the townland of Ballycullane, primarily located within the public road corridor (including joint bays, communication chambers, earth sheath links, and ancillary works along the cabling route); vi. The re-routing underground of a section of the existing Dungarvan-Foxhole 38kV overhead line with 2 no. lattice-type end masts (15m height) and 38kV underground cabling (including joint bay) in the townlands of Cloghraun and Carronbeg; vii. Underground electrical (33kV) and communications cabling connecting the wind turbines and meteorological mast to the proposed 110kV substation; viii. 6 no. construction compounds (including temporary site offices and welfare facilities (with a combined floor area of 607.5 Sq.m)); ix. 4 no. security compounds (including temporary security cabins with a combined floor area of 72 Sq.m); x. Junction accommodation works to facilitate access to the site, including the provision of new and upgrade of existing entrances and junctions off the L2024, L2021, L2023, L99997 and L6082 local roads, including new permanent gated site entrances; xi. Upgrade of existing site tracks/roads and provision of new site access roads, junctions and hardstand areas (including upgrade of a short section of the L99997 local road); xii. 5 no. borrow pits; xiii. Spoil Management; xiv. Biodiversity Management and Enhancement Plan measures (including establishment of a riparian planting, broadleaf woodland planting and hedgerow planting/enhancement); xv. Tree felling and vegetation removal; xvi. Site Drainage; xvii. Operational stage site signage; and xviii. All ancillary site development works and apparatus. The applicant is seeking a ten-year permission and an operational period of thirty-five-years for the wind turbines, meteorological mast, telecommunications relay mast and site signage from the date of full commissioning of the wind turbines. Permanent planning permission is being sought for all other works. An Environmental Impact Assessment Report (EIAR) and Natura Impact Statement (NIS) have been prepared in
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	respect of the proposed development and accompany this planning application. The EIAR and NIS include assessment of temporary accommodation works to facilitate the delivery of turbine components from Belview Port (Port of Waterford), Co. Waterford to the site entrances via the National Road network (N29, N25) and the Local Road network (L2024).
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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 m²
N/A	N/A
N/A	N/A
N/A	N/A
N/A	N/A

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

Gross floor space of any existing buildings(s) in m ²	N/A
Gross floor space of proposed works in m ²	1967.5m² 110kV Substation Control Buildings = 644m² 220kV Substation Control Buildings = 644m² Site Offices 15 No. x 40.5m² = 607.5m² Security Cabins 4 No. x 18m² = 72m²
Gross floor space of work to be retained in m ² (if appropriate)	N/A
Gross floor space of any demolition in m ² (if appropriate)	N/A

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	N/A	N/A	N/A	N/A	N/A	N/A	N/A
Apartments	N/A	N/A	N/A	N/A	N/A	N/A	N/A
Number of car-parking spaces to be provided		Existing: N/A	Proposed: N/A			Total: N/A	

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>		✓

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.

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).

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.

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:

Existing use (or previous use where retention permission is sought)
Agriculture, Forestry, areas under Coillte management, public road.
Proposed use (or use it is proposed to retain)
Wind Farm Development including 23 no. wind turbines, a 110kV substation, a 220kV substation, a 110kV underground connection to the existing Knockraha–Cullenagh 220kV overhead line and associated works.
Nature and extent of any such proposed use (or use it is proposed to retain).
Wind Farm Development including 23 no. wind turbines, a 110kV substation, a 110kV underground connection to the existing Knockraha–Cullenagh 220kV overhead line and associated works, as described in Section 9 of this Form.

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:

Proposed Source of Water Supply:
Existing connection: [] New Connection: []
Public Mains: [] Group Water Scheme: [] Private Well:[]
Other (please specify): [✓]
In relation to water supply, it is proposed to either harvest rainwater from the roofs of the buildings or, alternatively, install a groundwater well adjacent to the Substations

Please refer to Chapter 4 of the EIAR for further detail.

Name of Group Water Scheme (where applicable):

N/A

Proposed Wastewater Management / Treatment:

Existing: ☐ New: ☐

Public Sewer: ☐ Conventional septic tank system: ☐

Other on site treatment system: ☒ Please Specify:

During the construction phase, a self-contained port-a-loo with an integrated waste holding tank will be used at each of the site compounds, maintained by the providing contractor, and removed from site on completion of the construction works;

Wastewater effluent will be collected in an underground concrete holding tank and periodically emptied by a licenced contractor for the operational phase of the Proposed Development.

Please refer to Chapter 4 of the EIAR for further detail.

Proposed Surface Water Disposal:

Public Sewer / Drain: ☐ Soakpit: ☐

Watercourse: ☐ Other: ☒ Please specify:

A controlled drainage system will be used. Refer to Chapter 4 and its associated appendices of the EIAR for more detail.

17. Notices:

Details of public newspaper notice – paper(s) and date of publication

Copy of page(s) of relevant newspaper enclosed Yes: ☒ No: ☐

National Paper: Irish Examiner, Published 09/10/2026, dated 09/10/2026.

Local Paper: Dungarvan leader, Published 06/10/2026, dated 09/10/2026.

Details of site notice, if any, - location and date of erection

Copy of site notice enclosed Yes: [☒] No:[☐]

Site notices have been erected on site on the 9th October 2026.(Site Notices erected in yellow due to planning ref: 2660517)

Site notice locations are shown on MKO Drawing ref: 240740 – 02, 240740 - 02.1, 240740 - 02.2, 240740 - 02.3, 240740 - 02.4, 240740 - 02.5, 240740 - 02.6, 240740 - 02.7, 240740 - 02.8, 240740 - 02.9, 240740 - 02.10, 240740 - 02.11, 240740 - 02.12, 240740 - 02.13, 240740 - 02.14.

Details of other forms of public notification, if appropriate e.g. website

Project website: www.slievegrineplanning.com

18. Pre-application Consultation:

Date(s) of statutory pre-application consultations with An Coimisiún Pleanála

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.

Enclosed:

Full details of Pre Application Consultation are included at Section 4.5 of the accompanying Planning Report. A copy of the SID Determination is included at Appendix 1 of this Application Form.

Yes: [☒] No:[☐]

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: [✓] No: []

Refer to Appendix 1 of this planning application form.

19. Confirmation Notice:

Copy of Confirmation Notice

The EIA Portal Confirmation ID is 2026151, a copy of the confirmation email is enclosed separately with this application.

20. Application Fee:

Fee Payable	€100,000 (Paid via EFT on the 09/10/2026, see cover letter for further details)
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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 Commission in pre application consultations, including a website (if any) will be identical to the application documents being deposited with the Commission.

Signed: (Applicant or Agent as appropriate)	Alan Clancy, MKO Planning (AGENT), Tuam Road, Galway
Date:	12/10/2026

General Guidance Note:

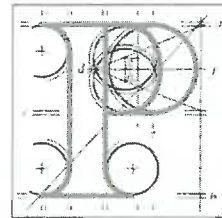
The range and format of material required to be compiled / submitted with any application in respect of a proposed strategic infrastructure development shall generally accord with the requirements for a planning application as set out in the Planning and Development Regulations, 2001 to 2018 and those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

September 2018

Appendix 1 – SID Determination

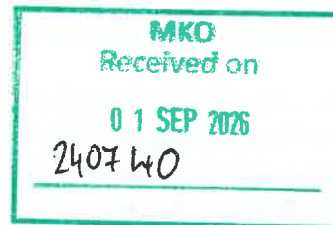
Our Case Number: ACP-323038-25

Your Reference: Slievegrine Ltd.



An
Coimisiún
Pleanála

MKO
Planning & Environmental Consultants
Tuam Road
Galway
Co. Galway
H91 VW84



Date: 31 August 2026

Re: Proposed Development of 24 no. wind turbines, associated hardstands, electrical cabling, site development works, and an onsite 110kV substation and grid connection located in the townlands of Ballyguiry, Carronadavderg, Carronahyla, Carronbeg and others in County Waterford

Dear Sir / Madam,

Please be advised that following consultations under section 37B of the Planning and Development Act, 2000 as amended, the Commission hereby serves notice under section 37B(4)(a) that it is of the opinion that the proposed development falls within the scope of paragraphs 37A(2)(a) and (b) of the Act. Accordingly, the Commission has decided that the proposed development would be strategic infrastructure within the meaning of section 37A of the Planning and Development Act 2000, as amended. Any application for permission for the proposed development must therefore be made directly to An Coimisiún Pleanála under section 37E 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.

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

1. Department of Housing, Local Government and Heritage
2. Department of Climate, Energy and the Environment
3. Department of Transport
4. Department of Tourism, Culture, Arts, Gaeltacht, Sports and Media
5. Department of Agriculture, Food & Marine
6. Waterford City and County Council
7. Southern Regional Assembly
8. Transport Infrastructure Ireland
9. An Chomhairle Ealaíon (Arts Council)
10. The Heritage Council
11. Fáilte Ireland
12. An Taisce
13. Irish Water

Tell
Glao Áitiúil
Láithreán Gréasáin
Ríomhphost

Tel
LoCall
Website
Email

(01) 858 8100
1800 275 175
www.pleanala.ie
communications@pleanala.ie

64 Sráid Maoilbhríde
Baile Átha Cliath 1
D01 V902

64 Marlborough Street
Dublin 1
D01 V902

14. Inland Fisheries Ireland
15. Irish Aviation Authority
16. Air Nav Ireland
17. EPA
18. Health Service Executive (National Business Service Unit, National Environmental Health Service, HSE, 2nd Floor Oak House, Millennium Park, Naas, Co Kildare, W91 KDC2)
19. Health and Safety Authority
20. The Commission for Regulation of Utilities
21. ESB
22. EirGrid

Further notifications should also be made where deemed appropriate.

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.

The following information relates 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.

Teil	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

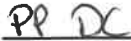
64 Sráid Maoilbhríde	64 Marlborough Street
Baile Átha Cliath 1	Dublin 1
D01 V902	D01 V902

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.

Yours faithfully,

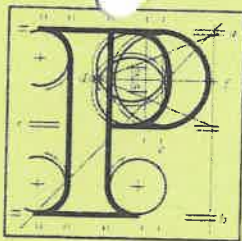


Sinead White
Executive Officer
Direct Line: 01-8737202

PC09

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	64 Marlborough Street
Baile Átha Cliath 1	Dublin 1
D01 V902	D01 V902



An
Coimisiún
Pleanála

Direction
CD-022422-26
ACP-323038-25

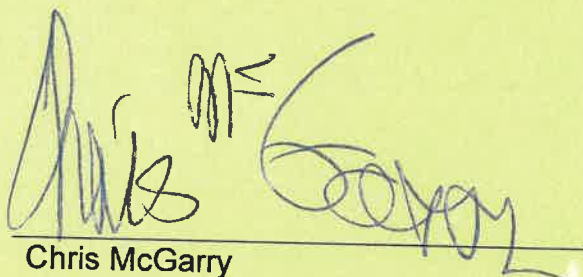
The submissions on file and the inspector's report were considered at a Meeting held on 27/08/2026.

The Commission determined generally in accordance with the recommendation of the inspector, that the proposed development constitutes development that falls within the relevant definition of energy infrastructure in the Seventh Schedule of the Planning & Development Act, 2000 (as amended), thereby satisfying the requirements set out in section 37A(1) of the Act. Furthermore, it is determined that the development is of strategic importance by reference to the requirements of Section 37A(2)(a) and Section 37A(2)(b) of the Act.

An application for permission for the proposed development must, therefore, be made directly to An Coimisiún Pleanála under Section 37E of the Act.

ATTACH APPENDICES 1 and 2 as set out in the report of the inspector.

**Planning
Commissioner:**


Chris McGarry

Date: 28/08/2026