

*Application to An Bord Pleanála for substitute consent*

**APPLICATION TO AN BORD PLEANÁLA FOR SUBSTITUTE CONSENT**

**BEFORE FILLING OUT THIS FORM PLEASE NOTE THE FOLLOWING**

Failure to complete this form or attach the necessary documentation, or the submission of incorrect information or omission of required information will lead to the invalidation of your application. Therefore please ensure that each section of this application form is fully completed and signed, entering n/a (not applicable) where appropriate, and that all necessary documentation is attached to the application form.

**ADDITIONAL INFORMATION**

It should be noted that each planning authority has its own development plan, which sets out local development policies and objectives for its own area. The authority may therefore need supplementary information (i.e. other than that required in this form) in order to determine whether the application conforms with the development plan and may request this on a supplementary application form.

Failure to supply the supplementary information will not invalidate your planning application but may delay the decision-making process or lead to a refusal of permission. Therefore applicants should contact the relevant planning authority to determine what local policies and objectives would apply to the development proposed and whether additional information is required.

**OTHER STATUTORY CODES**

An applicant will not be entitled solely by reason of a planning permission to carry out the development. The applicant may need other consents, depending on the type of development. For example, all new buildings, extensions and alterations to, and certain changes of use of existing buildings must comply with building regulations, which set out basic design and construction requirements. Also any works causing the deterioration or destruction of the breeding and resting places of bats, otters, natterjack toads, Kerry slugs and certain marine animals constitute a criminal offence unless covered by a derogation licence issued by the Minister for Culture, Heritage and the Gaeltacht (pursuant to Article 16 of the Habitats Directive).

## DATA PROTECTION

It is the responsibility of persons or entities wishing to use any personal data on a planning application form for direct marketing purposes to be satisfied that they may do so legitimately under the requirements of the Data Protection Acts 1988 to 2018. The Office of the Data Protection Commissioner states that the sending of marketing material to individuals without consent may result in action by the Data Protection Commissioner against the sender including prosecution.

## APPLICATION FORM

### 1. NAME OF RELEVANT PLANNING AUTHORITY:

Galway County Council

### 2. LOCATION OF DEVELOPMENT:

*Postal Address or Townland or Location (as may best identify the land or structure in question)*

Cartron Quarry, Belclare,  
Tuam, Co Galway.

*Ordnance Survey Map Ref No (and the Grid Reference where available)<sup>1</sup>*

Map Series	Map Sheets	ITM Centre Co-ordinates
1:5000	2880	537086, 748576
1:2500	2880-A	

### 3. APPLICANT<sup>2</sup>:

*Name(s)*

McTigue Quarries Ltd

Address to be supplied at the end of this form  
(Question 19)

### 4. WHERE APPLICANT IS A COMPANY (REGISTERED UNDER THE COMPANIES ACTS):

<i>Name(s) of company director(s)</i>	Gary and Caroline McTigue
<i>Registered Address (of company)</i>	Belclare, Tuam, County Galway
<i>Company Registration number</i>	342506

<b>5. PERSON/AGENT ACTING ON BEHALF OF THE APPLICANT (IF ANY):</b>	
<i>Name</i>	Chris Tinsley MRTPI- Quarryplan Ltd
	Address to be supplied at the end of this form (Question 20)

<b>6. PERSON RESPONSIBLE FOR PREPARATION OF DRAWINGS AND PLANS<sup>3</sup>:</b>	
<i>Name</i>	Chris Tinsley MRTPI
<i>Firm/Company</i>	Quarryplan Ltd

<b>7. DESCRIPTION OF DEVELOPMENT:</b>	
<i>Brief description of nature and extent of development<sup>4</sup></i>	See description of development in sheet attached overleaf.

<b>8. LEGAL INTEREST OF APPLICANT IN THE LAND OR STRUCTURE:</b>		
<b>Please tick appropriate box</b>	<i>A. Owner</i> <input checked="" type="checkbox"/>	<i>B. Occupier</i>
	<i>C. Other</i>	
<i>Where legal interest is 'Other', please expand further on your interest in the land or structure</i>		

#### Question 7- Description of Development

Development consisting of the unauthorised continuation of quarrying operations and associated ancillary development over an area of c. 8.46ha to include the extraction of mineral (limestone), the carrying out of mineral processing activities, the loading of materials and the transportation of the minerals from the quarry and all related ancillary works in the period since the previous granting of Substitute Consent on 5th January 2015 (Ref 07.SU.0036). In addition, the unauthorised continued use and/or operation of buildings, structures, plant and machinery to include 2 no. oil tanks, extension to garage workshop approved under Galway Co. Co. Planning Ref 06/3299, additional workshop/storage unit, canteen, pumphouse and water tank at Cartron Quarry, Tuam, Co. Galway.

<b>9. SITE AREA:</b>	
<i>Area of site to which the application relates in hectares</i>	8.46 .....ha

<b>10. WHERE THE APPLICATION RELATES TO A BUILDING OR BUILDINGS:</b>	
<i>Gross floor space<sup>5</sup> of existing building(s) in square metres</i>	1286 sqm
<i>Gross floor space of any demolition in square metres (if appropriate)</i>	0

<b>11. IN THE CASE OF MIXED DEVELOPMENT (E.G. RESIDENTIAL, COMMERCIAL, INDUSTRIAL, ETC), PLEASE PROVIDE BREAKDOWN OF THE DIFFERENT CLASSES OF DEVELOPMENT AND BREAKDOWN OF THE GROSS FLOOR AREA OF EACH CLASS OF DEVELOPMENT:</b>	
Class of Development	Gross floor area in square metres
See attached schedule for breakdown.	

<b>12. IN THE CASE OF RESIDENTIAL DEVELOPMENT PLEASE PROVIDE BREAKDOWN OF RESIDENTIAL MIX:</b>							
<i>Number of</i>	Studio	1 Bed	2Bed	3 Bed	4 Bed	4+ Bed	Total
<i>Houses</i>						N/A	

## Cartron Quarry

## Substitute Consent Planning Application 2021- Planning Application Fee Calculation

Drawing Reference	Description	Fee Category	Fee	Floorspace/ Site Area	Fee Payable
Dwg No. 003	The use of land for the winning and working of minerals.	6 (a)	€500, or €50 for each 0.1 hectare of site area, whichever is the greater.	8.46ha	€4250
Dwg No. 005	Extension to Garage/ Workshop Building approved under planning ref no. 06/3299 (Building A)	4	€80 for each building, or €3.60 for each square metre of gross floor space to be provided, whichever is the greater.	339 sqm	€1220.40
Dwg No. 006	Workshop/ storage unit (Building B)	4	€80 for each building, or €3.60 for each square metre of gross floor space to be provided, whichever is the greater.	595 sqm	€2142
Dwg No. 007	Canteen	4	€80 for each building, or €3.60 for each square metre of gross floor space to be provided, whichever is the greater.	25 sqm	€90
Dwg No. 007	Pump House	4	€80 for each building, or €3.60 for each square metre of gross floor space to be provided, whichever is the greater.	7 sqm	€80
Dwg No. 007	Water Tank	8	€200, or €50 for each 0.1 hectare of site area, whichever is the greater.	23 sqm	€200
Dwg No. 008	Oil Storage Tanks	8	€200, or €50 for each 0.1 hectare of site area, whichever is the greater.	326 sqm	€200
				<b>TOTAL</b>	<b>€8,182.40</b>

<i>Apartments</i>							
<i>Number of car-parking spaces to be provided</i>							Total:

<b>13. DEVELOPMENT DETAILS:</b>		
<i>Please tick appropriate box</i>	<b>Yes</b>	<b>No</b>
Does the development consist of work to a protected structure and/or its curtilage or proposed protected structure and/or its curtilage?		<input checked="" type="checkbox"/>
Does the development consist of work to the exterior of a structure which is located within an architectural conservation area (ACA)?		<input checked="" type="checkbox"/>
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) Ac, 1994 <sup>6</sup> ?		<input checked="" type="checkbox"/>
Does the application relate to work within or close to a European Site or a Natural Heritage Area?		<input checked="" type="checkbox"/>
Does the development require the preparation of a remedial Environmental Impact Assessment Report?	<input checked="" type="checkbox"/>	
Does the development require the preparation of a remedial Natura impact statement?		<input checked="" type="checkbox"/>
Does the application relate to a development which comprises or is for the purposes of an activity requiring an integrated pollution prevention and control licence?		<input checked="" type="checkbox"/>
Does the application relate to a development which comprises or is for		

the purposes of an activity requiring a waste licence?		<input checked="" type="checkbox"/>
Do the Major Accident Regulations apply to the development?		<input checked="" type="checkbox"/>
Does the application relate to a development in a Strategic Development Zone?		<input checked="" type="checkbox"/>
Does the development involve the demolition of any structure?		<input checked="" type="checkbox"/>

**14. 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.  
 Are you aware of previous uses of the site e.g. dumping or quarrying? Yes  No [ ]  
 If yes, please give details. See attached schedule of Consents.

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

Yes  No [ ]  
 If yes, please state planning reference number(s) and the date(s) of receipt of the planning application(s) by the planning authority if known:  
 Reference No.: 07.SU.0036 Date: 07th May 2013

**15. SERVICES:**



Cartron Quarry  
 Substitute Consent Planning Application 2021- Relevant Planning Application Schedule

<b>Application Ref</b>	<b>Description</b>	<b>Status</b>
06/3299	Application for the retention of (a) garage/workshop, (b) wheelbase washing unit and c) a weighbridge.	Permission granted 21 July 2007
09/1518	Application for retention of oil storage tanks, office, retention of garage/workshop granted under 06/3299 and retention of and additional garage/workshop	Withdrawn 30 September 2009
10/629	Application for retention of oil storage tanks, office, retention of garage/workshop granted under 06/3299 and retention of and additional garage/workshop.	Withdrawn 13 October 2010
Quarry Registration P.A. Ref QY 71	The site was registered under Section 261 with 14 conditions, which are standard in nature on the 27 April 2007	Quarry registered under S261 in April 2007.
EN09/098	An enforcement notice was served by the planning authority in relation to unauthorised oil storage tanks, unauthorised office, unauthorised extension to existing garage/workshop approved under planning Ref. No. 06/3299 and unauthorised additional workshop/storage unit.	Structures included within REIS for 07.SU0036 however unable to be authorised due to administrative error at the point of submission.  Application submitted to Galway Co. Co. (Ref 20/1547) in October 2020 for retention of unauthorised structures. Application deemed invalid by Galway Co. Co. and returned in December 2020.  Structures included within current SC Application.
07.SU0036	Substitute consent was applied for in May 2013 and granted in January 2015.	Granted January 2015.
15/869	Application for permission for extension on lands to the west of the existing quarry with a new extension area of 3.3 ha. The application was submitted in July 2015.	Withdrawn in March 2016
16/953	An application for permission for an extension to an existing limestone quarry on lands to the west of the existing quarry to encompass an area of 3.3 hectares was submitted in July 2016. The application was accompanied by an EIS and a NIS.	Withdrawn in September 2017.
20/1547	Retention and continued use of buildings, structures, plant and machinery to include 1 no. oil tank, extension to garage workshop approved under Planning Ref No. 06/3299, additional workshop/storage unit, canteen, pumphouse, lime crushing enclosure and water tank associated with the quarrying of limestone.	Deemed Invalid in December 2020.
20/2013	Further quarrying of mineral (limestone) at lands to the west of lands authorised under Substitute Consent Ref 07.SU.0036 (Carton Quarry).	Deemed invalid in February 2021.

<b>Source of Water Supply</b>	
Public Mains [ ] Group Water Scheme [ ] Private Well <input checked="" type="checkbox"/>	
Other (please specify): .....	
Name of Group Water Scheme (where applicable): .....	
<b>Wastewater Management/Treatment</b>	
Public Sewer [ ] Conventional septic tank system [ ]	
Other on-site treatment system <input checked="" type="checkbox"/> Please specify..... Chemical Toilet	
<b>Surface Water Disposal</b>	
Public Sewer/Drain [ ] Soakpit [ ]	
Watercourse [ ] Other <input checked="" type="checkbox"/> Please specify..... Quarry Sump	

<b>16. DETAILS OF PUBLIC NOTICE:</b>	
<i>Approved newspaper<sup>7</sup> in which notice was published</i>	Connacht Tribune
<i>Date of publication</i>	Friday 28th May
<i>Date on which site notice was erected</i>	Friday 28th May

<b>17. APPLICATION FEE:</b>	
Fee Payable	€8,182.40
Basis of Calculation	See attached Schedule

**18. DECLARATION:**

*I hereby declare that, to the best of my knowledge and belief, the information given in this form is correct and accurate and fully compliant with the Planning & Development Act 2000, as amended, and the Regulations made thereunder.*

Signed

*(Applicant or Agent as appropriate)*

A handwritten signature in black ink, appearing to be 'C. T. King', written in a cursive style.

*Date*

31st May 2021

**CONTACT DETAILS — NOT TO BE PUBLISHED**

<b>19. APPLICANT ADDRESS/CONTACT DETAILS:</b>	
<i>Address</i>	McTigue Quarries Ltd Belclare, Tuam Co. Galway
<i>Email address</i>	sales@mctiguequarries.com
<i>Telephone number (optional)</i>	093 55011

<b>20. AGENT'S (IF ANY) ADDRESS/CONTACT DETAILS:</b>	
<i>Address</i>	Quarryplan Ltd 10 Saintfield Road Crossgar, Northern Ireland BT30 9HY
<i>Email address</i>	chris@quarryplan.co.uk
<i>Telephone number (optional)</i>	0044 28 44 832904
Should all correspondence be sent to the agent's address? Please tick appropriate box. (Please note that if the answer is 'No', all correspondence will be sent to the applicant's address)	
Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	

**A contact address must be given, whether that of the applicant or that of the agent.**

***This form should be accompanied by the following documentation:***

Please note that if the appropriate documentation is not included, your application will be deemed invalid.

**ALL Applications:**

- ✓ The relevant page of newspaper that contains notice of your application
- ✓ A copy of the site notice
- ✓ 6 copies of site location map<sup>8</sup>
- ✓ 6 copies of site or layout plan as appropriate<sup>8</sup>
- ✓ 6 copies of plans and other particulars required to describe the works to which the development relates (include detailed drawings of floor plans, elevations and sections) as appropriate<sup>8</sup>
- ✓ The appropriate Fee

**Where the disposal of wastewater for the development is other than to a public sewer:**

- ✓ Information on the on-site treatment system and evidence as to the suitability of the site for the system.

**Where the application refers to a protected structure/ proposed protected structure/ or the exterior of a structure which is located within an architectural conservation area (ACA):**

N/A Photographs, plans and other particulars necessary to show how the development affects the character of the structure.

**Where an application requires an Environmental Impact Statement or a Natura Impact Statement:**

- ✓ An Environmental Impact Assessment Report, and
- ✓ A copy of the confirmation notice received from the EIA portal in accordance with article 97B(2) of the permission regulations

N/A A Natura Impact Statement

**Directions for completing this form**

1. Grid reference in terms of the Irish Transverse Mercator.
2. “The applicant” means the person seeking the consent, not an agent acting on his or her behalf.
3. Where the plans have been drawn up by a firm/company the name of the person primarily responsible for the preparation of the drawings and plans, on behalf of that firm/company, should be given.
4. A brief description of the nature and extent of the development, including reference to the number and height of buildings, protected structures, etc.
5. Gross floor space means the area ascertained by the internal measurement of the floor space on each floor of a building, that is, floor areas must be measured from inside the external wall.
6. The Record of Monuments and Places, under section 12 of the National Monuments Amendment Act 1994, is available, for each county, in the local authorities and public libraries in that county. Please note also that if the proposed development affects or is close to a national monument which, under the National Monuments Acts 1930 to 2004, is in the ownership or guardianship of the Minister for Culture, Heritage and the Gaeltacht or a local authority, or is the subject of a preservation order or a temporary preservation order, a separate statutory consent is required, under the National Monuments Acts, from the Minister for Culture, Heritage and the Gaeltacht. For information on whether national monuments are in the ownership or guardianship of the Minister for Culture, Heritage and the Gaeltacht or a local authority or are the subject of preservation orders, contact the National Monuments Section, Department of Culture, Heritage and the Gaeltacht.
7. A list of approved newspapers, for the purpose of giving notice of intention to make a planning application, is available from the planning authority.
8. All plans, drawings and maps submitted to the planning authority should be in accordance with the requirements of the Planning and Development Regulations 2001-2018.