

## **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

<b>1. NAME OF RELEVANT PLANNING AUTHORITY:</b>
Clare County Council

<b>2. LOCATION OF DEVELOPMENT:</b>	
<i>Postal Address or Townland or Location (as may best identify the land or structure in question)</i>	Tulla Road, Knockanoura, Ennis, Co. Clare
<i>Ordnance Survey Map Ref No (and the Grid Reference where available) <sup>1</sup></i>	X,Y = 534722.0,678556.0

<b>3. APPLICANT<sup>2</sup>:</b>	
<i>Name(s)</i>	Valley Healthcare Fund- Infrastructure investment Fund ICAV
	Address to be supplied at the end of this form (Question 19)

<b>4. WHERE APPLICANT IS A COMPANY (REGISTERED UNDER THE COMPANIES ACTS):</b>
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<i>Name(s) of company director(s)</i>	David Conway, Peter Haran, Philip Doyle, Ahmed Memon, David Rees
<i>Registered Address (of company)</i>	2nd Floor, Block E, Iveagh Court, Harcourt Road, Dublin
<i>Company Registration number</i>	C166626

<b>5. PERSON/AGENT ACTING ON BEHALF OF THE APPLICANT (IF ANY):</b>	
<i>Name</i>	HRA PLANNING Chartered Town Planning Consultants
	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>	Paul O'Brien
<i>Firm/Company</i>	Reddy Architecture + Urbanism

<b>7. DESCRIPTION OF DEVELOPMENT:</b>	
<i>Brief description of nature and extent of development<sup>4</sup></i>	The application is seeking substitute consent for the filling of land and raising of ground levels to provide a level hardcore surface, intended to facilitate future development, at Tulla Road, Knockanourra, Ennis, Co. Clare

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

<b>9. SITE AREA:</b>	
<i>Area of site to which the application relates in hectares</i>	0.32 .....ha

<b>10. WHERE THE APPLICATION RELATES TO A BUILDING OR BUILDINGS:</b>	
<i>Gross floor space<sup>3</sup> of existing building(s) in square metres</i>	N/A
<i>Gross floor space of any demolition in square metres (if appropriate)</i>	N/A

<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>	
<b>Class of Development</b>	<b>Gross floor area in square metres</b>
N/A	

<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						

<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?		X
Does the development consist of work to the exterior of a structure which is located within an architectural conservation area (ACA)?		X
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> ?		X
Does the application relate to work within or close to a European Site or a Natural Heritage Area?	X	
Does the development require the preparation of a remedial Environmental Impact Assessment Report?		X
Does the development require the preparation of a remedial Natura impact statement?	X	
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?		X

Does the application relate to a development which comprises or is for the purposes of an activity requiring a waste licence?		X
Do the Major Accident Regulations apply to the development?		X
Does the application relate to a development in a Strategic Development Zone?		X
Does the development involve the demolition of any structure?		X


<b>14. SITE HISTORY:</b>
<i>Details regarding site history (if known)</i>
<p>Has the site in question ever, to your knowledge, been flooded?</p> <p>Yes [ ] No [X]</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? Yes [ ] No [X]</p> <p>If yes, please give details.</p>
<i>Are you aware of any valid planning applications previously made in respect of this land/structure?</i>
<p>Yes [X] No [ ]</p> <p>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:</p> <p>Reference No.: 97/61 (97/21061) Date: April 1997</p>

<b>15. SERVICES:</b>	
<b>Source of Water Supply</b>	
Public Mains [ ] Group Water Scheme [ ] Private Well [ ]	
N/A	
Other (please specify): .....	
Name of Group Water Scheme (where applicable): .....	
<b>Wastewater Management/Treatment</b>	
Public Sewer [ ] Conventional septic tank system [ ]	
N/A	
Other on-site treatment system [ ] Please specify.....	
<b>Surface Water Disposal</b>	
Public Sewer/Drain [ ] Soakpit [ ]	
N/A	
Watercourse [ ] Other [ ] Please specify.....	

<b>16. DETAILS OF PUBLIC NOTICE:</b>	
<i>Approved newspaper<sup>7</sup> in which notice was published</i>	The Clare Champion
<i>Date of publication</i>	05.03.2021
<i>Date on which site notice was erected</i>	08.03.2021

<b>17. APPLICATION FEE:</b>	
Fee Payable	€80

Basis of Calculation	Class 13 - site is 0.32ha - €80
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<b>18. DECLARATION:</b>	
<i>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 &amp; Development Act 2000, as amended, and the Regulations made thereunder.</i>	
Signed  <i>(Applicant or Agent as appropriate)</i>	 Catherine Fyfe (HRA Planning on behalf of applicant)
Date	04.03.2022