



An
Bord
Pleanála

Planning Appeal Form

Your details

1. Appellant's details (person making the appeal)

Your full details:

(a) Name

Kenneth McCarthy

(b) Address

Shallon, The Ward, Co. Dublin

AN BORD PLEANÁLA
LDG- 047035-22
ABP- _____
06 JAN 2022 o.k.
Fee: € 660 Type: PMS
14.50 By: hand

Agent's details

2. Agent's details (if applicable)

If an agent is acting for you, please also provide their details below. If you are not using an agent, please write "Not applicable" below.

(a) Agent's name

N/A

(b) Agent's address

N/A

AN BORD PLEANÁLA
LDG- _____
ABP- _____
06 JAN 2022
Fee: € _____ Type: _____
Time: _____ By: _____

Planning Appeal Form

An Bord Pleanála



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Your details

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Your full details:

(a) Name
 Kenneth McCarthy

(b) Address
 Shallon, The Ward, Co. Dublin

Agent's details

2. Agent's details (if applicable)

If an agent is acting for you, please also provide their details below. If you are not using an agent, please write "Not applicable" below.

(a) Agent's name
 N/A

(b) Agent's address
 N/A

Postal address for letters

3. During the appeal we will post information and items to you or to your agent. For this appeal, who should we write to? (Please tick ✓ one box only.)

You (the appellant) at the address in Part 1

The agent at the address in Part 2

Details about the proposed development

4. Please provide details about the planning authority decision you wish to appeal. If you want, you can include a copy of the planning authority's decision as the appeal details.

(a) **Planning authority**

(for example: Ballytown City Council)

Fingal County Council

(b) **Planning authority register reference number**

(for example: 18/0123)

FS5/063/21

(c) **Location of proposed development**

(for example: 1 Main Street, Baile Fearainn, Co Ballytown)

Shallon Lane, The Ward, Co. Dublin

Postal address for letters

3. During the appeal we will post information and items to you or to your agent. For this appeal, who should we write to? (Please tick one box only)

<input type="checkbox"/>	The agent at the address in	<input checked="" type="checkbox"/>	You (the appellant) at the
	Part 2		address in Part 1

Details about the proposed development

4. Please provide details about the planning authority decision you wish to appeal. If you want, you can include a copy of the planning authority's decision as the appeal details.

(a) Planning authority
(for example: Ballytown City Council)

Fingal County Council

(b) Planning authority register reference number
(for example: 18\0123)

F55\063\21

(c) Location of proposed development
(for example: 1 Main Street, Baile Fearainn, Co Ballytown)

Shallon Lane, The Ward, Co. Dublin

Appeal details

5. Please describe the grounds of your appeal (planning reasons and arguments). You can type or write them in the space below or you can attach them separately.

I wish to appeal the decision by Fingal County Council on the following grounds:

- 1 – The structure is used for agricultural purposes
- 2 – It is part of the farmyard complex of 200 acres

I would ask that the case is reconsidered on these grounds and would welcome an inspection from an officer.

Appeal details

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I wish to appeal the decision by Fingal County Council on the following grounds:

- 1 – The structure is used for agricultural purposes
- 2 – It is part of the farmyard complex of 200 acres

I would ask that the case is reconsidered on these grounds and would welcome an inspection from an officer.

Supporting material

6. If you wish you can include supporting materials with your appeal.

Supporting materials include:

- photographs,
- plans,
- surveys,
- drawings,
- digital videos or DVDs,
- technical guidance, or
- other supporting materials.

Acknowledgement from planning authority (third party appeals)

7. If you are making a third party appeal, you **must** include the acknowledgment document that the planning authority gave to you to confirm you made a submission to it.

Fee

8. You **must** make sure that the correct fee is included with your appeal. You can find out the correct fee to include in our Fees and Charges Guide on our website.

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Fees

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Oral hearing request

9. If you wish to request the Board to hold an oral hearing on your appeal, please tick the “yes, I wish to request an oral hearing” box below.

Please note you will have to pay an **additional non-refundable fee** of €50. You can find information on how to make this request on our website or by contacting us.

If you do not wish to request an oral hearing, please tick the “No, I do not wish to request an oral hearing” box.

Yes, I wish to request an oral hearing

No, I do not wish to request an oral hearing

NALA has awarded this document its Plain English Mark

Last updated: April 2019.



Oral hearing request

9. If you wish to request the Board to hold an oral hearing on your appeal, please tick the "Yes, I wish to request an oral hearing" box below.

Please note you will have to pay an **additional non-refundable fee of €50**. You can find information on how to make this request on our [website](#) or by contacting us.

If you do not wish to request an oral hearing, please tick the "No, I do not wish to request an oral hearing" box.

Yes, I wish to request an oral hearing

No, I do not wish to request an oral hearing



Kenneth McCarthy
Shallon
The Ward
Co Dublin

NOTIFICATION OF DECLARATION UNDER SECTION 5 OF THE
PLANNING & DEVELOPMENT ACT 2000, AS AMENDED

Decision Order No. PF/2529/21	Decision Date: 01-Dec-2021
Ref: FS5/063/21	Registered: 05-Nov-2021

Area: Swords

Applicant: Kenneth McCarthy

Development: Dry Store/Barn

Location: Shallon Lane, The Ward, Co Dublin

Application Type: Request for Declaration Under Section 5

Dear Sir/ Madam

With reference to your request for a **DECLARATION** under Section 5 (1) received on 05-Nov-2021 in connection with the above, I wish to inform you that the above proposal **IS NOT Exempted Development** under Section 5(1) of the Planning and Development Act 2000 for the following reason(s):

1. I recommend that a declaration be issued pursuant to Section 5 of the Planning and Development Acts, as amended and regulations made thereunder, informing the applicant that the development of an agricultural store/barn is Development and is not Exempted Development as the structure has been used for purposes other than agriculture and is

not located within an existing farmyard complex. The structure which is the subject of this declaration cannot therefore avail of the exemptions specified under Schedule 2, Part 3. (Exempted Development – Rural – Agricultural Structures) of the Planning and Development Regulations 2001 (as amended).

NOTE: Where a declaration is issued under section 5 (1) any person issued with a declaration under subsection (2)(a) may, on payment to the Board of such a fee as may be prescribed, refer a declaration for review by the Board within 4 weeks of the date of the issuing of the declaration.

Signed on behalf of Fingal County Council.


for Senior Executive Officer

02-Dec-2021

