Planning Referral

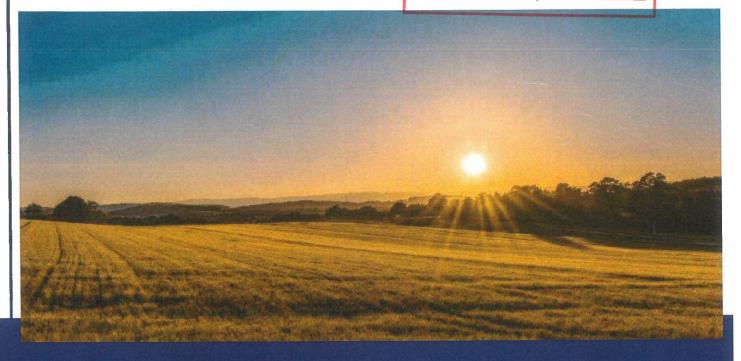
AN BORD PLEANÁLA DG 053714-12

ABP-

23 MAY 2022

Fee: € 320 Type: CHEQUE

Time: 10:00 By: Coveren



Section 5 Referral – Declaration of Exempted Development Reg. Ref. FS5/014/22

Marker Posts for East West Interconnector Underground Cables

Fingal County Council

May 2022

SUBMITTED ON BEHALF OF: Eirgrid PLC, The Oval, 160 Shelbourne Road, Ballsbridge, Dublin D04 Y2Y4



, V = 1

Table of Contents

Introduction	2
•	
	Introduction Declaration of Fingal County Council (Reg. Ref. FS5/014/22) Applicants' Grounds for Referral Background Proposed Works – Methodology and Installation Response to Fingal County Council's Declaration (Reg. Ref. FS5/014/22). Conclusion

1.0 Introduction

Hughes Planning and Development Consultants, 85 Merrion Square, Dublin 2, have been appointed by the Applicants; Eirgrid PLC, to prepare this referral against the Declaration Under Section 5, attached to Fingal County Council's Notification of Declaration under Section 5 under Reg. Ref. FS5/014/22. The declaration was in relation to proposed Marker Posts along the East-West Interconnector cable route that runs from Rush Beach to Batterstown. The question before the Planning Authority was as follows:

"Whether the installation of safety marker posts above ground, along the cable route is or is not development and whether development constitutes exempt development or does not constitute exempt development?"

Fingal County Council deemed the proposal to be NOT Exempted Development under Section 5(1) of the Planning and Development Act 2000 for the following reason:

Having examined the proposed development it is considered that the installation of concreate marker posts along the East West Interconnector cable route is development and it is not exempted development having regard to the absence of a specific class of development within the Planning and Development Act 2000 as amended or the Planning and Development Regulations 2001 as amended which is considered to provide an exemption to the development proposed.

It is submitted that the installation of 51 no. safety marker posts along the existing Interconnector cable route, constitutes exempted development pursuant to Class 26, Part 1, Schedule 2 of the Planning and Development Regulations, 2001 (as amended) which states the following:

'The carrying out by any undertaker authorised to provide an electricity service of development consisting of the laying underground of mains, pipes, cables or other apparatus for the purposes of the undertaking'.

The installation of the safety marker posts also constitutes exempted development under Section 4 (1)(g) of the Planning and Development Act 2000 (as amended) which states the following:

"development consisting of the carrying out by any local authority of statutory undertaker of any works for the purpose of inspecting, repairing, renewing, altering or removing and sewers, mains, pipes, cables or overhead wires or other apparatus, including the excavation of any street or other land for that purpose".

This referral is accompanied by the statutory referral fee of €220.

voltentuque o con evolt ja nation prompil on redicti di direction. Internation et l'abby et cafin o con content o per alla direction y di median cafi con promo con din did energeno di di l'abby et consil displati con o contenta di contenta i per cafe de la genera dell'orde di la contenta di per contenta di contenta di content o contenta di contenta processi dell'orde contenta di contenta di contenta di contenta di contenta di contenta

All from a material and from the control of the con

Fright Config 190 at the Config Property Config Con

. And the second of the second

The material distribution of the contract of the contract of the second of the contract of the

en en la companya de la co La companya de la companya del companya del companya de la companya del companya de la companya de la companya del companya de la companya de la companya de la companya de la companya del company

2.0 Declaration of Fingal County Council (Reg. Ref. FS5/014/22)

Fingal County Council declared that the proposed development is not exempted development on 26th April 2022 (Appendix B). The reason for the declaration was provided as follows:

'Having examined the proposed development it is considered that the installation of concreate marker posts along the East West Interconnector cable route is development and it is not exempted development having regard to the absence of a specific class of development within the Planning and Development Act 2000 as amended or the Planning and Development Regulations 2001 as amended which is considered to provide an exemption to the development proposed.'

We refer this Declaration to the Board, as we are of the opinion that the proposed development constitutes exempted development.

The grounds of referral against the declaration are outlined in the subsequent sections of this report. As noted from the outset, we consider that the development is exempted development and as such, we respectfully request that An Bord Pleanála deem the proposal to be **exempted development**.

3.0 Applicant's Grounds for Referral

The applicants' grounds for referral can be summarised by the following points:

- (i) Meath County Council declared that the installation of the 29 marker posts within Co. Meath constituted Exempted Development in their declaration dated 22nd April 2022 (Reg. Ref. RA S52216);
- (ii) The exact location of the marker posts is not relevant to the Declaration and;
- (iii) Basis of Exemption

We respectfully request that An Bord Pleanála declares the proposed development constitutes Exempted Development.

Markon de Roman de la habita de la Alberta

생활동에 따라 기술을 보고 하는 사람들은 모르고 바로 사고를 보고 하는 것이 되는 사람들이 보고 하는 것이 가득하다는 수 있다. 그렇게 바로 보고 있는 것이 되는 것이 되었다. 작업이 15번호를 보고 있는 모르고 있는 것이 나를 보고 하는 것들이 하는 것이 하는 것이 되었다. 그 하는 것이 하는 것이 되었다. 것이 하는 사람들은 것이 하는 것이 되었다.

e de partir de la companya de la co La companya de la companya del companya de la companya de la companya del companya de la companya del companya de la companya de la companya del companya de la companya de la companya de la companya de la companya del compa

e de flancie de la desta de la companie de la comp La companie de la co La companie de la compan

to make a more than a factor of

Mente Concept. In declar, which is not a series of the ser

paga ya wa na jaka sengan pagan da maka sa kasa na pagan da maka sa kasa sa kasa sa kasa sa kasa sa kasa sa ka Banga sa kasa s

4.0 Background

The East West Interconnector (EWIC) is a high-voltage direct current submarine and underground power cable which links the electricity transmission grids of Ireland and Great Britain. The EWIC is a fully regulated interconnector which was developed and is owned by Eirgrid Interconnector Limited, which is part of the Eirgrid Group.

The EWIC has been in commercial operation since December 2012 and allows the trading of electricity between the island of Ireland and British wholesale electricity markets. The full import and export capacity is broken up into capacity products to facilitate market participants' efficient management of their energy portfolio on a short and long-term basis.

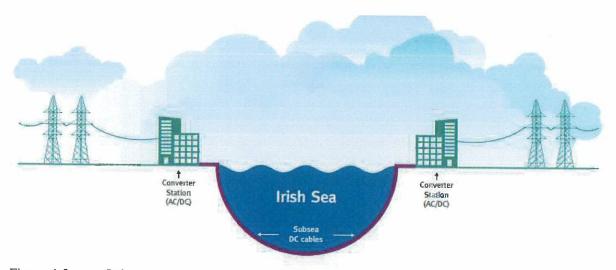


Figure 1.0 Subsea cables and converter stations – source: <u>www.eirgridgroup.com</u>

The cables measure 262km in length, 186km of which is located beneath the Irish Sea. Requiring only minimal maintenance, the advanced power electronic equipment, together with its digital control and protection system, will provide a highly reliable interconnection over a lifetime of 40 years. As a matter of public safety, Eirgrid is proposing to install 80 no. safety maker posts in total to alert members of the public to the location of the underground cables. 51 no. marker posts are located within Fingal County Council and form this subject Section 5 Declaration.

1. 30.000

and the second of the second o

5.0 Proposed Works - Methodology and Installation

The sequence of works, to install the proposed marker posts, include the following:

- Set up and secure the works area in compliance with the traffic management plan prepared for the project. This will be a static, or semi-static setup, depending on the works locations.
- APS's engineer will mark up the locations of the marker posts on the ground. Most of these will be marked up on the grass verge, with some also being on concrete footpaths.
- · A competent operative will CAT scan the area for buried services.
- The holes (approx. 450mm) will then be dug, first with the excavator and then by hand to finish.
- The post will then be set in place and quick set concrete will be poured around it to set it in place.
- Small shutters will then be put together (cut by hand saw and either screwed or nailed) and these will be set around the marker posts with the tops at ground level, and the remaining concrete will be poured flush.
- This will be left in place until the following day and the ground will then be made good around the posts.
- Where concrete is poured in footpaths, it will have steel added and will be vibrated into place.
- The breaking out of any concrete footpaths will be carried out by first cutting the path, and then breaking it up with a kango hammer and spades.
- When the works are complete the area will be cleaned up and barriers will be removed. Excess
 earth will be spread over the larger area and rubble from footpaths etc. will be disposed of to a
 licenced facility. Before leaving the area, the supervisor will ensure that it is clean and left safe.

The marker posts will measure 700mm tall and 245mm wide. Approx. 80 no. marker posts will be laid from Rush to Batterstown with 51 no. marker posts located in Fingal County Council. Specific locations of the marker posts are included at Appendix A.

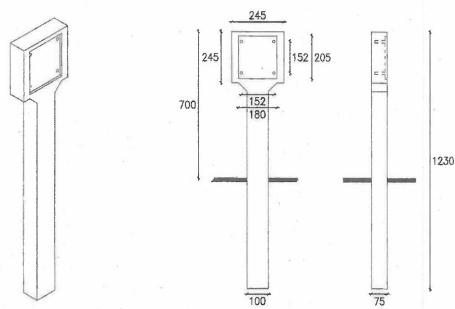


Figure 2.0 Typical safety maker post

The following images demonstrate a number of safety marker posts which are already in-situ.

Aller a regional de trains de la financia del financia de la financia de la financia del financia de la financi

gran and the substitution of the control of the con

A Secretary Communication of the second of t

사용하는 사용하는 것이 되었다. 그는 사용하는 사용하는 사용하는 것이 되었다면 하는 것이 되었다. 그는 것이 되었다는 것이 되었다는 것이 되었다는 것이 없었다. - 사용하는 사용하는 것이 되었다면 보다 하는 것이 되었다. 그런 그런 그는 것이 되었다면 하는 것이 되었다. 그런 것이 되었다면 보다 되었다면 보다 되었다. 그런 것이 되었다. 그렇게 되었다면 보다

ong organist de part og et var aller for etter folker folker fra etter er pelitikke etter i het til etter ette In Dealler om till till tilktere og tilke tolst folker folker i till etter stål, og till etter till till etter I

and the second of the second o

and the second of the second o

Maria Antonio de la maria de la composición del composición de la composición de la composición del composición de la composición de la composición de la composición del composición de la composición de la composición del composic

and on the control of the control of

7

in the second second



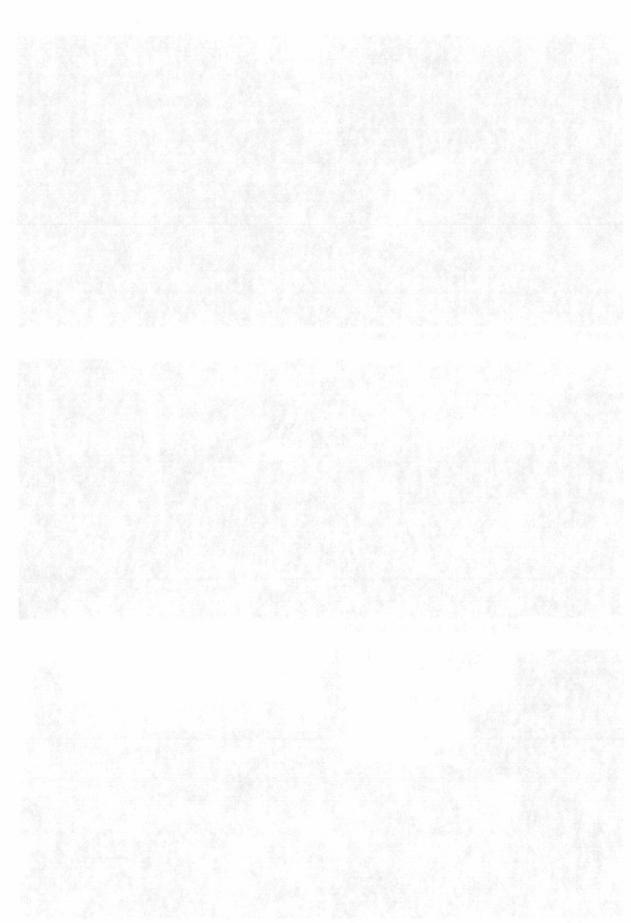
Figure 3.0 Safety maker post (circled red).



Figure 4.0 Safety maker post (circled red).



Figure 5.0 Safety maker post (circled red).



6.0 Response to Fingal County Council's Declaration (Reg. Ref. FS5/014/22)

(i) Meath County Council declared that the installation of the 29 marker posts within Co. Meath constituted Exempted Development in their declaration dated 22nd April 2022 (Reg. Ref. RA S52216).

An application for Declaration of Exempted Development was lodged to Fingal County Council in respect of 51 no. marker posts that are located along the existing underground East West Interconnector route (EWIC). A concurrent Section 5 Declaration was lodged to Meath County Council in respect of the other 29 no. marker posts that are located within their jurisdiction.

Meath County Council (Reg. Ref. RA S52216) decided their application on 22nd April 2022 and declared the proposed development to be exempted development. This Notification of Declaration is included in Appendix 3.

(ii) The exact location of the marker posts is not relevant to the Declaration.

Fingal County Council, as mentioned in their Planner's Report, outline a concern regarding the location of the proposed marker posts. Their concern is as follows;

'The proposed marker posts are at indicative locations between Rush, Co. Dublin and Portan, Co. Meath. The majority of the proposed marker posts appear to be located within the rural areas of north County Dublin. While the referrer has provided both site location maps and rural place maps identifying the exact location of the proposed 30 marker posts in Co. Meath, no such maps have been provided for the proposed 51 marker posts within the Fingal area. As detailed above, the proposed marker posts in Fingal are plotted on Google Earth aerial map, with locations appearing to be indicative only.'

Based on the information submitted, specifically the indicative nature of the proposed marker posts plotted on the submitted Google Earth aerial map and the absence of site location maps pertaining to the proposed marker posts in Fingal, it is not possible to determine the applicant land use zoning or the exact location of the structures.'

We note the above concern and acknowledge that that this was not included in Fingal's reason for their Declaration. Essentially, we agree with Fingal that the exact location of the marker posts is not relevant to the Declaration.

However, in order to address any potential concern regarding the location of the proposed marker posts, this referral presents information regarding the location of the posts (Appendix 1), for the consideration of An Bord Pleanála. It is important to note that this information is not new information, as it was submitted with the original Application for Exemption Certificate. However, the information provided is presented in a different style and can be found at Appendix 1. We trust this will address any potential concern regarding location of the posts.

(iii) Basis of Exemption

Fingal County Council declared Reg. Ref. FS5/014/22 is not exempted development for the following reason:

'Having examined the proposed development it is considered that the installation of concreate marker posts along the East West Interconnector cable route is development and it is not exempted development having regard to the absence of a specific class of development within the Planning and Development Act 2000 as amended or the Planning and Development Regulations 2001 as amended which is considered to provide an exemption to the development proposed.'

gige rub statistic general all colores con committee de la participa de la committe que la committe de la commi

 (4) Math. Southly C. Lentit destroys from the unitation of the 25 moder ports and in Co. Youth notation for Switzelle. Travels when it the good retion detect 25 from 2022 Plag. Pat. TA 8007169.

tenger in Pener d'un de l'appres d'entre de la company de la company de la company de la company que entre de l Company service de la company que la com L'ANT de la company de la compa

Alexandro de la contraction de la companya del companya del companya de la companya del companya de la companya del companya de la companya del companya

ego para de la gracia de mesto de esperancia de la composició de la compos

e et l'année de la commentant de la commen La commentant de la comme La commentant de la commen

die neu du de de la montre la mentralistique en la difficação de la partir de mainda que esta de la compositio La tradição de la compositiva della compositiva de la compositiva de la compositiva della composita

AND THE CONTROL OF THE SECOND OF THE PROPERTY OF THE PROPERTY

and the second of the second o

We are of the opinion that the proposed safety maker posts constitute development that is exempted development. The proposed development is pursuant to Section 5 of the Planning and Development Act 2000 (as amended) and is based on the development's compliance with Class 26, Part 1, Schedule 2 'Exempted Development — General' of the Planning and Development Regulations, 2001 (as amended) and Article 9 of the Planning and Development Regulations 2001 (as amended), both of which will be outlined in the following sections. Section 4(1)(g) of the Planning and Development Act 2000 (as amended) gives a clear reasoning and understanding of the purpose for the marker posts which also outlines there is no need for planning permission as they are deemed as exempted development.

Development

Under Section 2(1) of the Planning and Development Act 2000 (as amended), 'development' is assigned the meaning set out under Section 3 (1) as follows: -

"In this Act, 'development' means, except where the context otherwise requires, the carrying out of works on, in, over or under land or the making of any material change in the use of any structures or other land."

The proposed development, which includes the installation of 51 no. marker posts above the existing Interconnector cables, are considered to constitute development. Therefore, a question must be asked whether the proposed development constitutes exempted development?

Exempted Development

It is submitted that the installation of the 51 no. safety marker posts along the existing Interconnector cable route constitutes exempted development pursuant to Class 26, Part 1, Schedule 2 of the Planning and Development Regulations, 2001 (as amended) which states the following:

'The carrying out by any undertaker authorised to provide an electricity service of development consisting of the laying underground of mains, pipes, cables or other apparatus for the purposes of the undertaking'.

The existing Interconnector cables measures 262km in length, with only 186km of which is located beneath the Irish Sea and 20km of which are located underground within Fingal County Council. In order to alert the general public to the location of the cables, safety marker posts are proposed to be installed overground. This is considered an ancillary use to the existing underground cables and fall within the category of 'other apparatus'. Therefore, constituting exempted development as outlined above.

Section 4:

Section 4(1)(g) of the Planning and Development Act 2000(as amended) outlines the reasoning in which developments can be carried out under exempted development. We note that Section 4 (1)(g) states the following:

"development consisting of the carrying out by any local authority of statutory undertaker of any works for the purpose of inspecting, repairing, renewing, altering or removing any sewers, mains, pipes, cables or overhead wires, or other apparatus, including the excavation of any street or other land for that purpose".

As previously mentioned above, the Interconnector cables are located beneath the Irish Sea and also underground under areas within Fingal County Council. Therefore, the marker posts are for the statutory undertaker (Eirgrid/EWIC) to have ready identification of the cable for the purposes of repair, maintenance and inspection works. The use of safety markers above ground are required, which falls under Section 4(1)(g) as exempted development as the works consist of working being carried out by a statutory undertaker.

The marker posts are required above ground for the statutory undertaker for indicating the location of where the cables are located and where the repair, maintenance and inspection works are being carried out. The markers are indicators to help public safety also during the carrying out of works and repairs.

The state of the s

A second of the control of the contr

Base Sepale

The first transfer of the control of the second of the sec

TO PERSONAL PROGRAMMENT OF THE PROBLEM OF SECURITION OF SECURITIES OF SE

n de la companya de La granda de la companya de la comp La companya de la co

n mediaka kang mengangan diakan menjalah kemengan diakan diakan diakan penjalah diakan penjalah diakan diakan Sanggunan diakan sebesahan diakan diakan diakan sebagai sebesah diakan penjalah diakan diakan diakan diakan di Sanggunan diakan sebesahan diakan diakan

WAR ST.

nn sa bronnean y ferras (j. 111 m.) san san a ferras de sentimo de l'Alberta de l'Alberta de l'Alberta de l'Al La company de la company d La company de la company d

As previously stated, the repair works, and alterations are being carried out by a statutory undertaker which complies with Section 4(1)g of the Planning and Development Act 2000 (as amended).

Article 9

Article 9 of the Planning and Development Regulations 2001 (as amended) outlines the circumstances in which development that would be classified as exempted development under Article 6 is not exempted. Specifically, we note that Article 9 (1)(a) states the following:

- (a) if the carrying out of such development would-
 - (i) contravene a condition attached to a permission under the Act or be inconsistent with any use specified in a permission under the Act.

It is noted that the proposed development does not contravene a condition attached to a permission under the Act.

(ii) consist of or comprise the formation, laying out or material widening of a means of access to a public road the surfaced carriageway of which exceeds 4 metres in width,

No amendments are proposed of this nature.

(iii) endanger public safety by reason of a traffic hazard or obstruction of road users.

The proposed development will not in endanger public safety by reason of a traffic hazard or obstruction. The proposed works will in fact alert the public to potential danger of digging underground.

(iv) except in the case of a porch to which class 7 specified in column 1 of Part 1 of Schedule 2 applies and which complies with the conditions and limitations specified in column 2 of the said Part 1 opposite the mention of that class in the said column 1, comprise the construction, erection, extension or renewal of a building on any street so as to bring forward the building, or any part of the building, beyond the front wall of the building on either side thereof or beyond a line determined as the building line in a development plan for the area or, pending the variation of a development plan or the making of a new development plan, in the draft variation of the development plan or the draft development plan.

The proposal does not include the alteration of any building.

(v) consist of or comprise the carrying out under a public road of works other than a connection to a wired broadcast relay service, sewer, water main, gas main or electricity supply line or cable, or any works to which class 25, 26 or 31 (a) specified in column 1 of Part 1 of Schedule 2 applies,

It is submitted that the proposed development does not consist of works carried out under a public road and are ancillary to the list of 'other works' outlined above.

(vi) interfere with the character of a landscape, or a view or prospect of special amenity value or special interest, the preservation of which is an objective of a development plan for the area in which the development is proposed or, pending the variation of a development plan or the making of a new development plan, in the draft variation of the development plan or the draft development plan.

It is not considered that the proposed development will have any impact upon the character of a landscape, view or prospect of special amenity value or special interest.

- 1985년 - 198 - 1985년 - 1985

1

e blank bet fin eile en mint ûn einem ee Nordkin eeu uit in het keer meer meer en een de een een een een een e Eeu een een de gegende eine keelde en doordind ook een meeste estatioe paak beneen agelieering een een een een Eeu eeu ee Nordijkande een gemetre eek door in doorde een een totoorde.

- THE MANAGEMENT OF THE MANAGE

Literatura de la Companya de Proposition de la Cambra de L La granda de la Cambra d

property of the company of the

real que la companya de la companya La companya de la com

Description in Fig. 1. The Million of the Million of the Committee of the Million of the Millio

enter de la companya La companya de la co

17 19 19

(vii) consist of or comprise the excavation, alteration or demolition (other than peat extraction) of places, caves, sites, features or other objects of archaeological, geological, historical, scientific or ecological interest, the preservation, conservation or protection of which is an objective of a development plan or local area plan for the area in which the development is proposed or, pending the variation of a development plan or local area plan, or the making of a new development plan or local area plan, in the draft variation of the development plan or the local area plan or the draft development plan or draft local area plan,

We note that the proposal does not consist of the excavation, alteration or demolition of places, caves, sites, features or other objects of archaeological, geological, historical, scientific or ecological interest.

(viiA) consist of or comprise the excavation, alteration or demolition of any archaeological monument included in the Record of Monuments and Places, pursuant to section 12 (1) of the National Monuments (Amendment) Act 1994, save that this 30 provision shall not apply to any excavation or any works, pursuant to and in accordance with a consent granted under section 14 or a licence granted under section 26 of the National Monuments Act 1930 (No. 2 of 1930) as amended,

The proposed development will not comprise the excavation, alteration or demolition of any archaeological monument included in the Record of Monuments and Places.

(viiB) comprise development in relation to which a planning authority or An Bord Pleanála is the competent authority in relation to appropriate assessment and the development would require an appropriate assessment because it would be likely to have a significant effect on the integrity of a European site,

It is considered that the proposed use of the proposed works will not have an effect on the integrity of a European Site. This submission is accompanied by an Appropriate Assessment Screening report which has determined that no likely effects will occur to any European Site.

(viiC) consist of or comprise development which would be likely to have an adverse impact on an area designated as a natural heritage area by order made under section 18 of the Wildlife (Amendment) Act 2000.

The proposal will not have an adverse impact on an area designated as a natural heritage area.

(viii) consist of or comprise the extension, alteration, repair or renewal of an unauthorised structure or a structure the use of which is an unauthorised use.

It is considered that the proposed development will not comprise the extension, alteration, repair or renewal of an unauthorised structure or a structure the use of which is an unauthorised use.

(ix) consist of the demolition or such alteration of a building or other structure as would preclude or restrict the continuance of an existing use of a building or other structure where it is an objective of the planning authority to ensure that the building or other structure would remain available for such use and such objective has been specified in a development plan for the area or, pending the variation of a development plan or the making of a new development plan, in the draft variation of the development plan or the draft development plan,

In response to the above, it is submitted that the proposed development will not consist of the demolition of a building or structure that would restrict the continuance of an existing use of a building or other structure where it is an objective of the planning authority to ensure that the building or structure would remain available for use.

and the second of the second s

그 속도 그 것이 있었다. 그는 사람들이 있는 것 없었다면 하면 그는 점을 하셨다는 그것 같아요?

n de la composition de la proposition de la composition de la composition de la composition de la composition Notae de la composition de la composit

an grand gregorija i septembrita i projektara postava gregorija. Na jednosti i preto disebet da sa sa sa sa sa Nganggan septembrita i tripaktiji pretoj sa i tripaktiji se sa salije postava se si sa postava se sa sa se sa

(x) consist of the fencing or enclosure of any land habitually open to or used by the public during the 10 years preceding such fencing or enclosure for recreational purposes or as a means of access to any seashore, mountain, lakeshore, riverbank or other place of natural beauty or recreational utility

There is no fencing or enclosure included in this proposal.

(xi) obstruct any public right of way,

The proposal relates only to a change of use and will not obstruct any public right of way.

(xii) further to the provisions of section 82 of the Act, consist of or comprise the carrying out of works to the exterior of a structure, where the structure concerned is located within an architectural conservation area or an area specified as an architectural conservation area in a development plan for the area or, pending the variation of a development plan or the making of a new development plan, in the draft variation of the development plan or the draft development plan and the development would materially affect the character of the area,

The proposed development does not constitute works to a structure located within an ACA.

Accordingly, we consider that subject to Section 5 of the Regulations, that the proposed development is exempt from the requirement to obtain planning permission.

ANTERIOR DE LA COMPANSION DEL COMPANSION DE LA COMPANSION DEL COMPANSION DE LA COMPANSION DEL COMPANSION DE LA COMPANSION DE LA COMPANSION DEL COMPANSION DEL COMPANSION DE LA COMPANSION DE LA COMPANSION DE LA COMPANSION DEL CO

management of the beautiful and the state of the

A SECTION OF THE SECT

urigi di presenta programa di programa di Lagrano de Programa de Mandalle de La de Cara de Paris, de Prima di P

en de la composition La composition de la

7.0 Conclusion

The proposed works include the installation of 51 no. marker posts along the existing East West Interconnector (EWIC) route. The proposed works are minor in nature and are ancillary to the main cable works. It is therefore considered that the works are exempted development pursuant to Class 26, Part 1, Schedule 2 of the Planning and Development Regulations, 2001 (as amended) and Section 4 (1)(g) of the Planning and Development Act 2000 (as amended).

This referral relies on the declaration of Meath County Council (Reg. Ref. RA S52216) for the same development which they declared to be exempted development.

This referral provides further information regarding the locations of each of the proposed concrete marker posts in order to address any potential concerns the Board may have regarding their exact location. However, it is noted that Fingal County Council did not include this as a reason for their declaration.

Furthermore, we provide details as to why the proposed works are considered exempted development by analysing the Planning and Development Act 2000(as amended) and the Planning and Development Regulations 2001 (as amended).

We trust that the Board will have regard to this referral and respectfully request that the declaration of Fingal County Council to declare under Section 5 of the Planning and Development Act 2000 (as amended) to install approximately 80 concrete marker posts (51 in Fingal) along the East West Interconnector route from Portan in Co. Meath to Baleally Lane, Rogerstown, Co. Dublin is considered not to be exempted development and be overturned.

We look forward to the declaration of the Board in due course.

Yours sincerely,

Kevin Hughes MIPI MRTPI

Director for HPDC Ltd.

88, 882,5 7.7

SANGER CONTRACTOR CONTRACTOR OF SANGE O

で、これがなって、2017年(mail Tribus, 2017)、発力は、300m以上、これが知识では、2017年の表現で表現では、Mail Tribus (Jacobs a tribus (mail maile) で、1917年(mail to Laberta Mail and Jacobs (Jacobs)

an comparation of the control of the edge of the space of the control of the control of the control of the cont The first the control of the

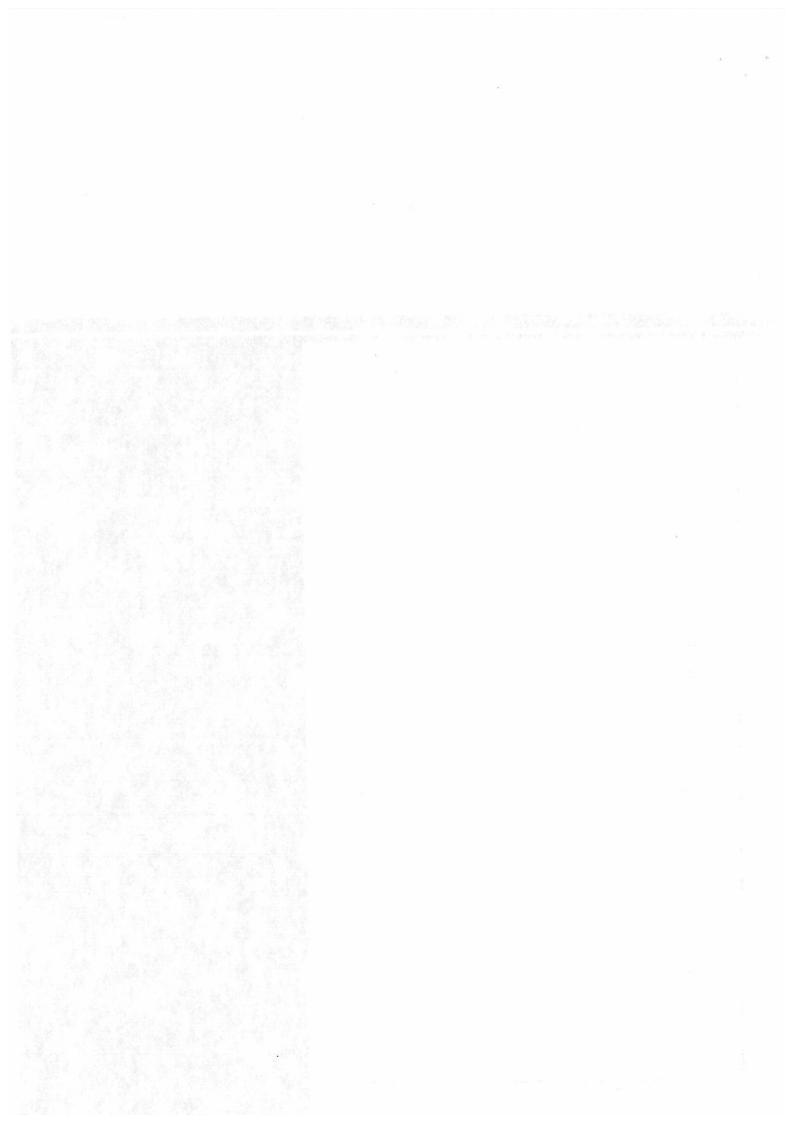
invertigación de como los estres de la suscepción de trada de la como de la como de como de la como de la como Trada de la como de la La como de la como della como d

and the comment of the state of

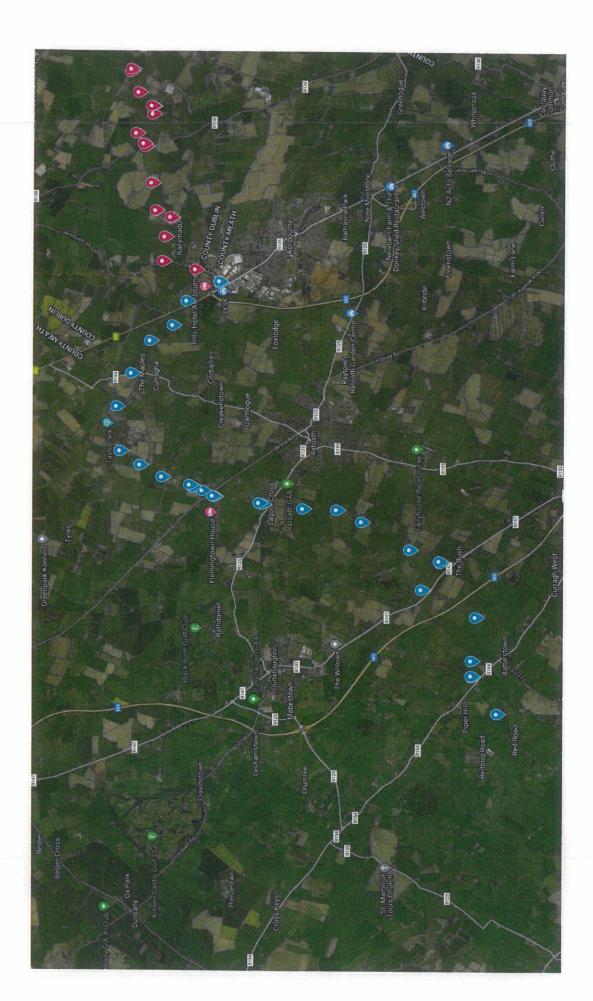
4.4

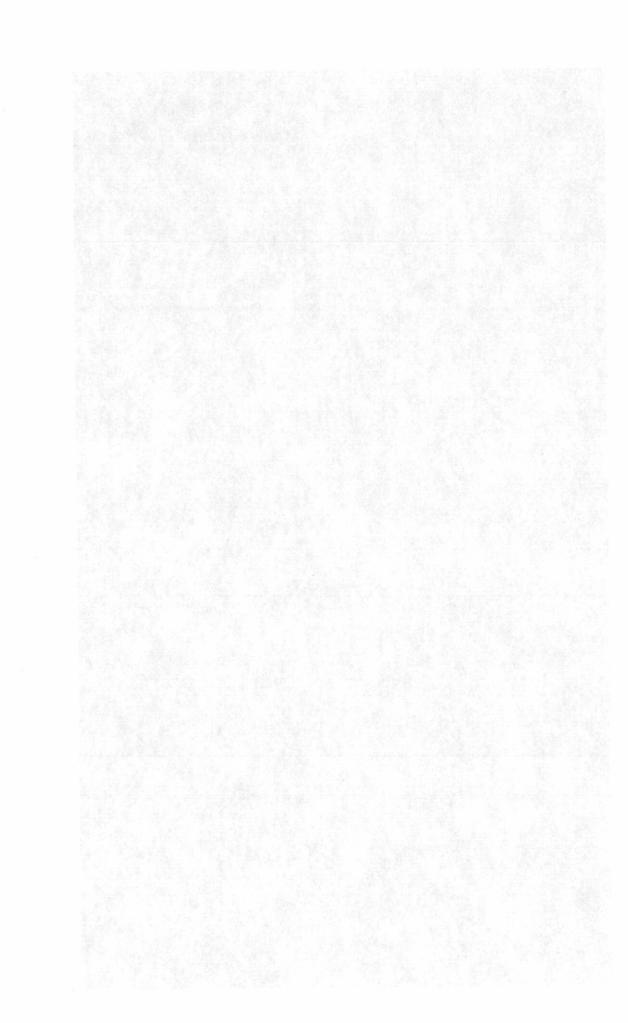
377.00

Appendix 1 – Further Details Regarding the Locations of the Proposed Marker Posts			

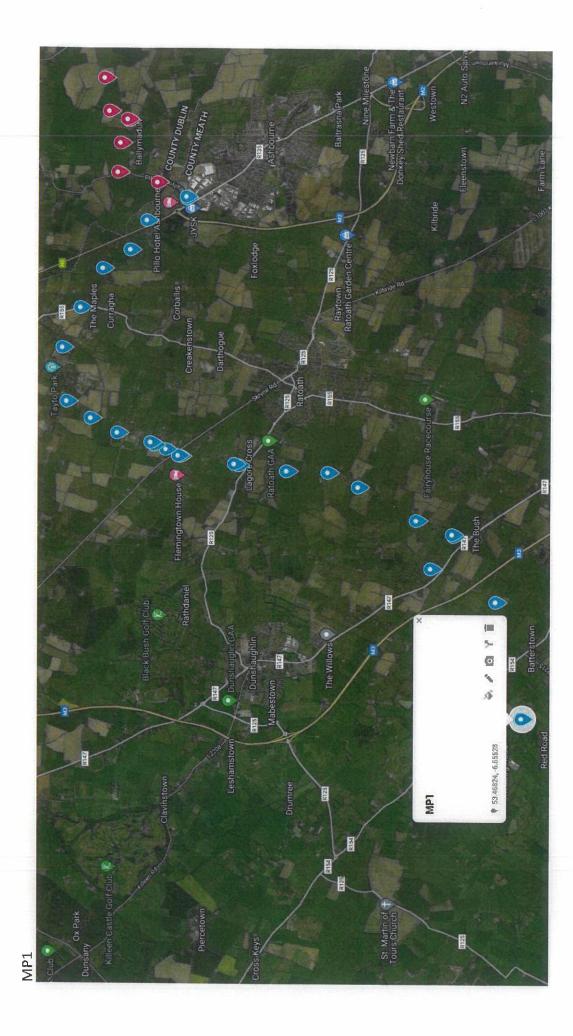


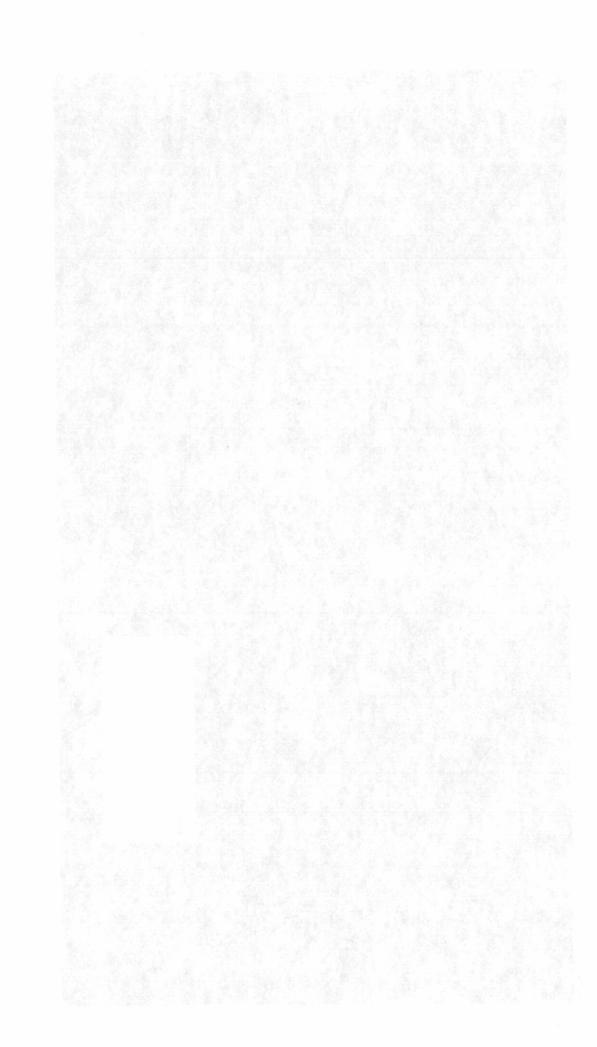
Planning Referral Report

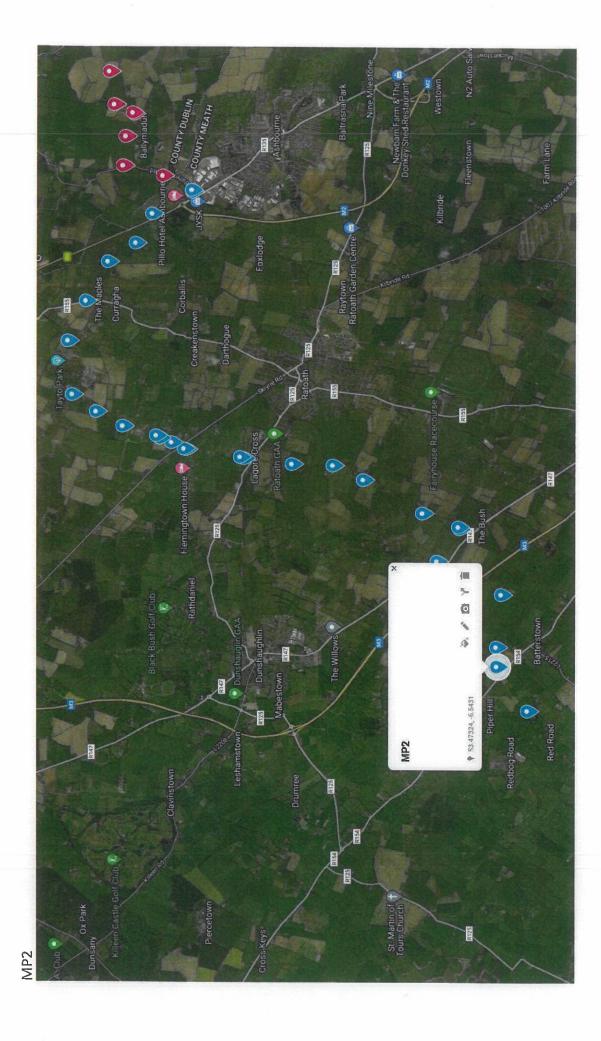


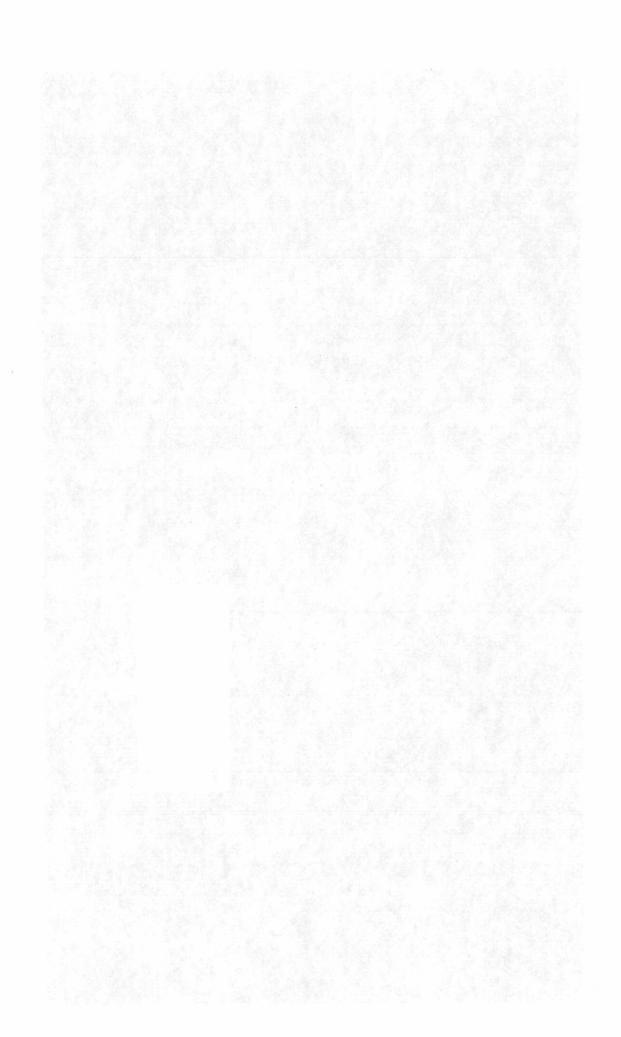


Planning Referral Report

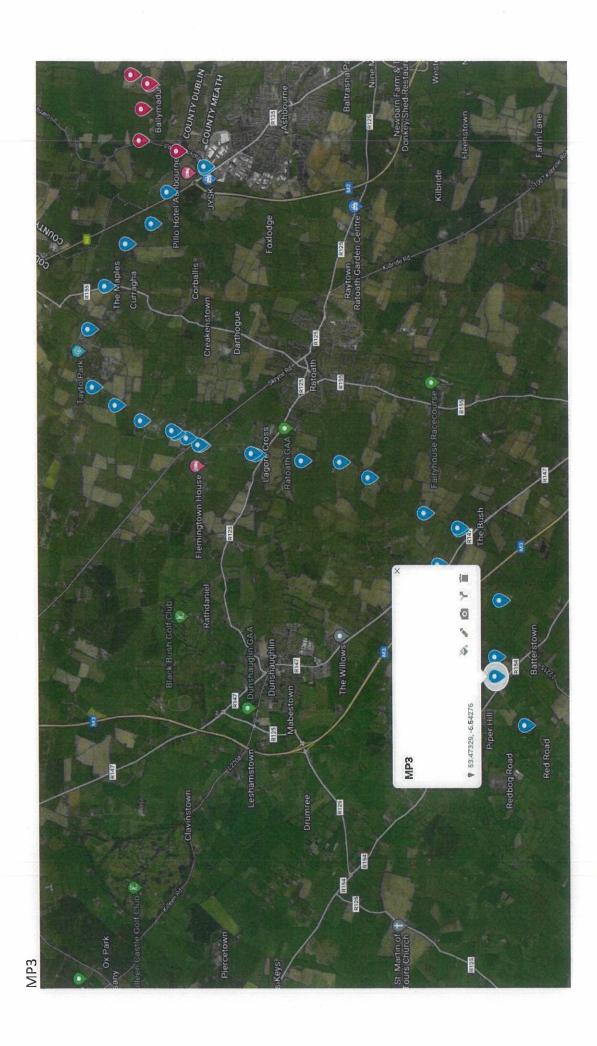


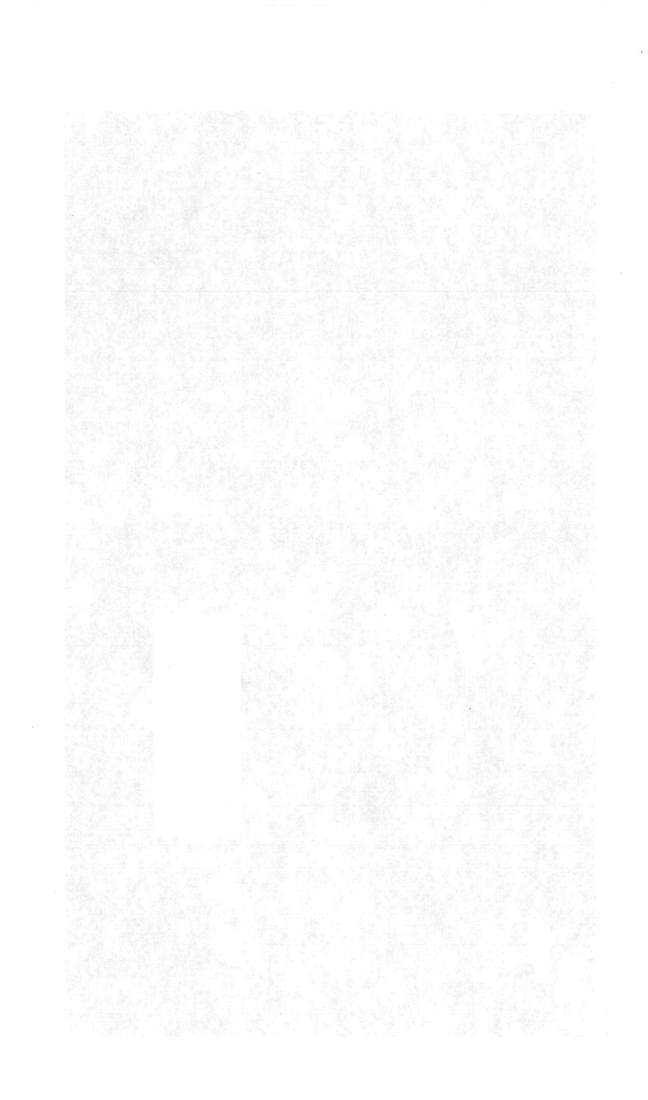


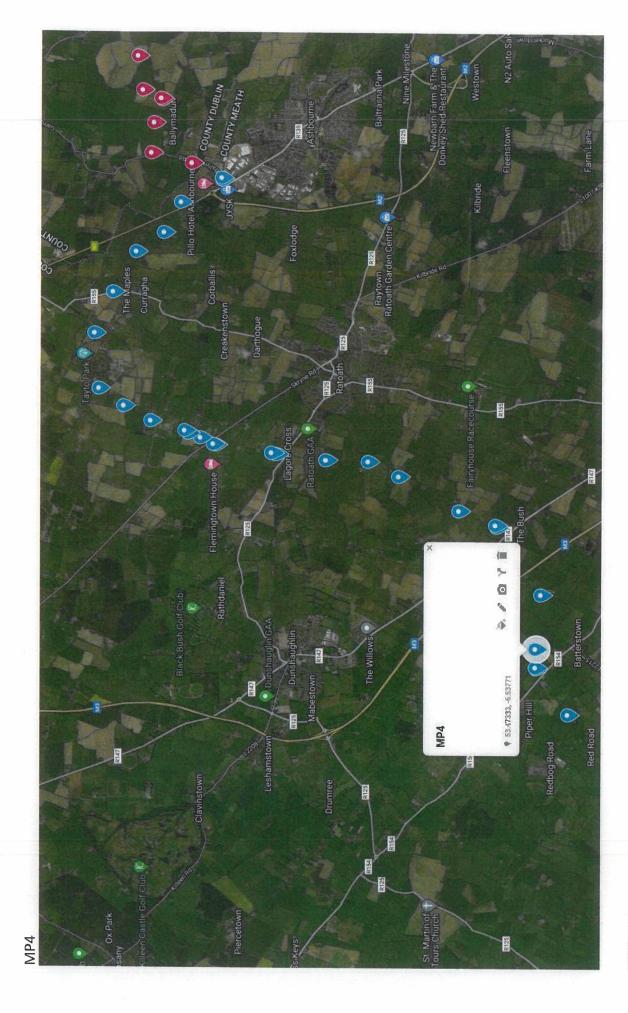




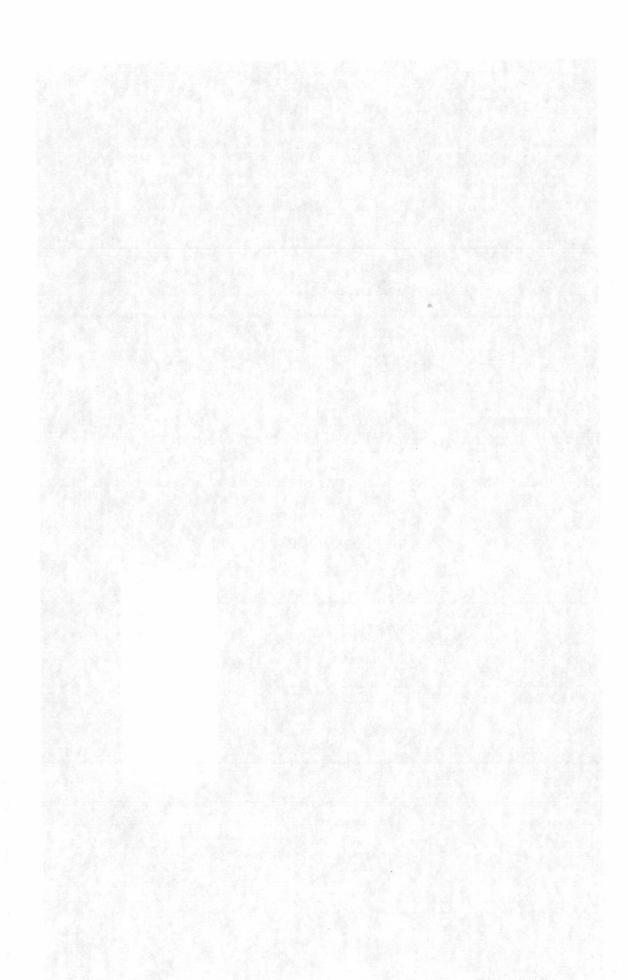
Planning Referral Report

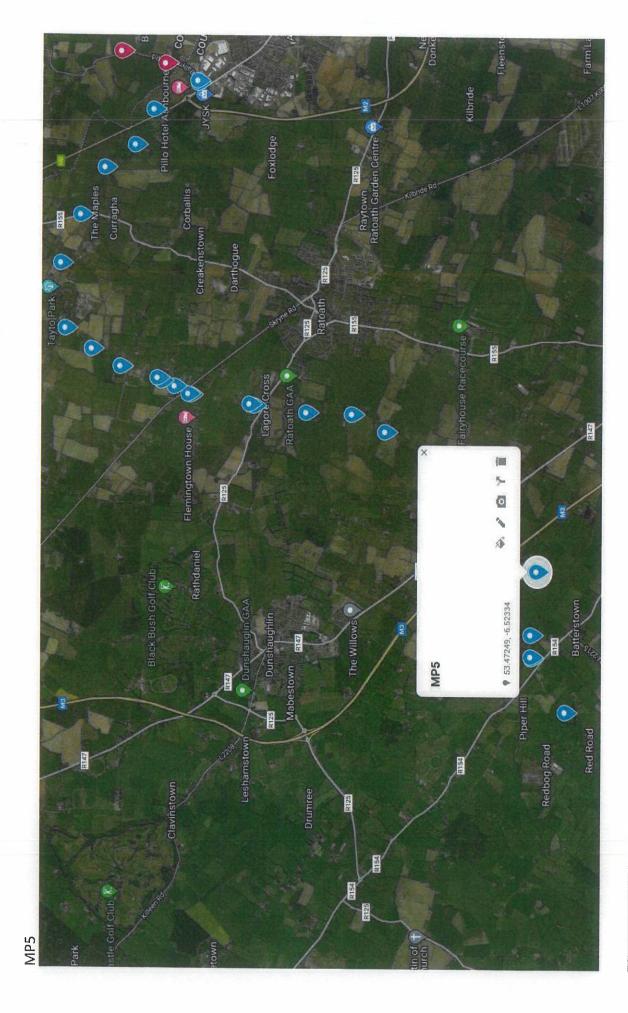




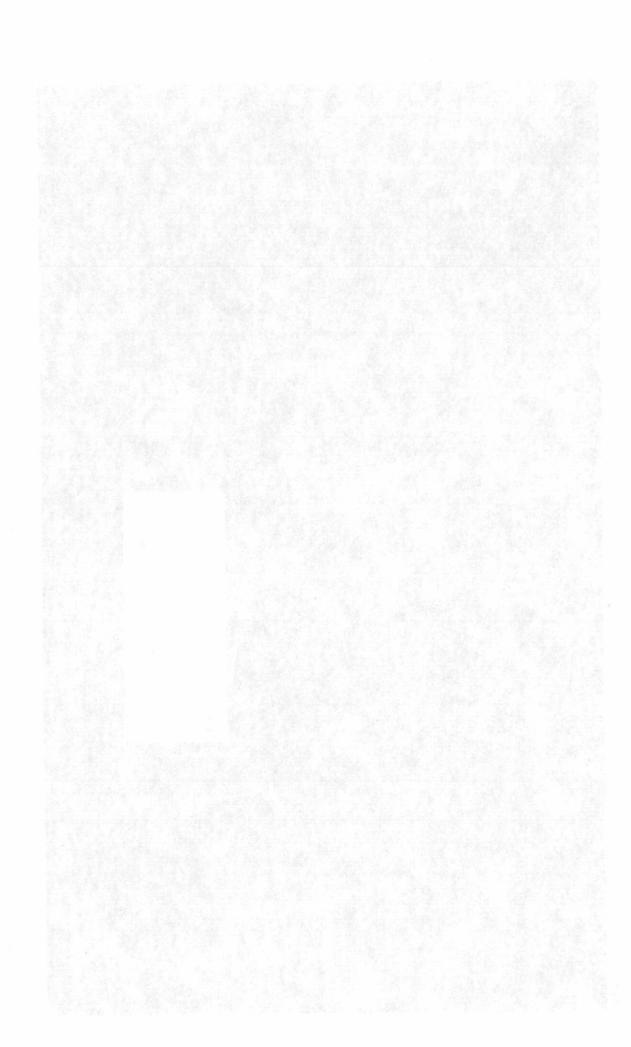


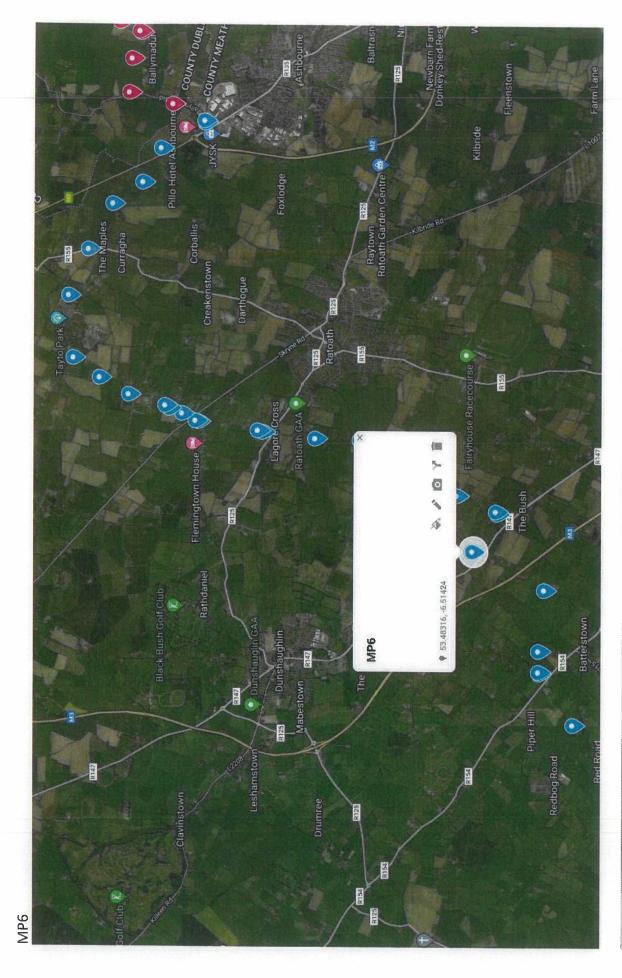
East-West Interconnector Cable route- Rush Beach to Batterstown



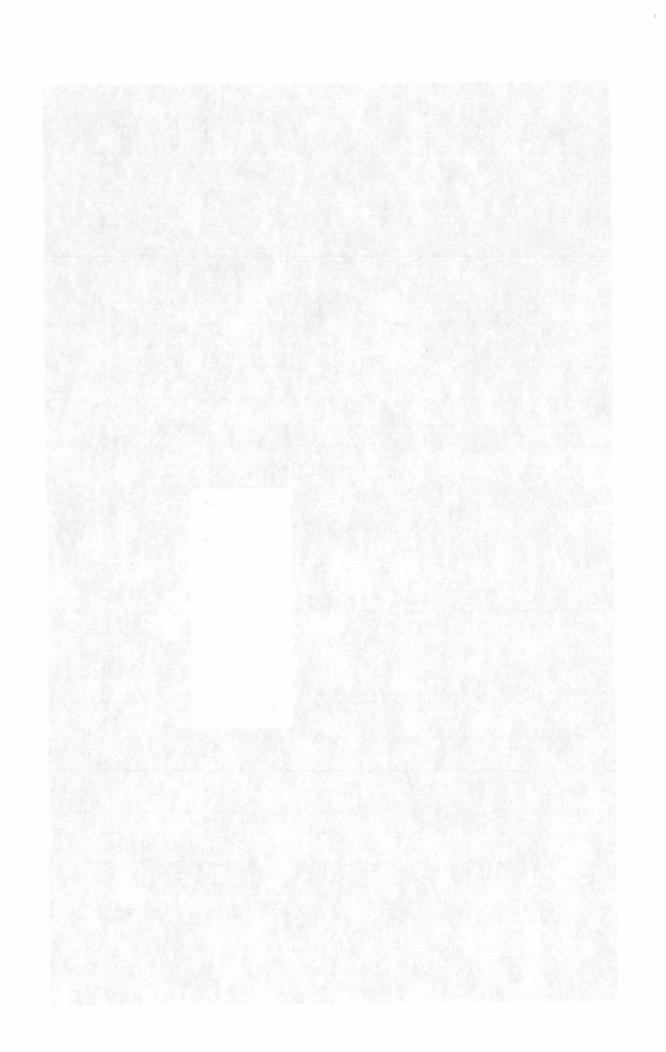


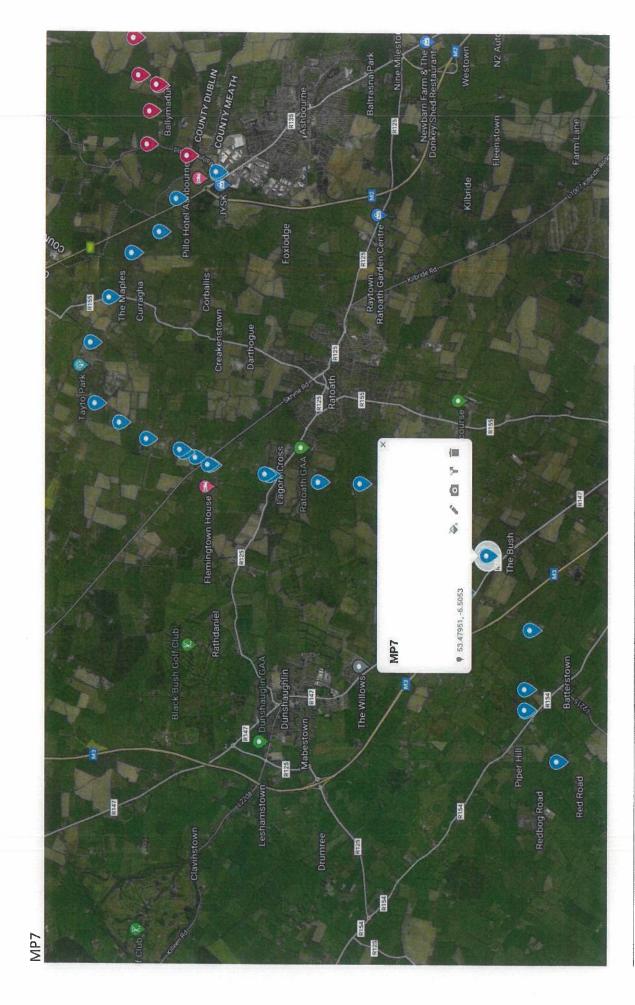
East-West Interconnector Cable route- Rush Beach to Batterstown



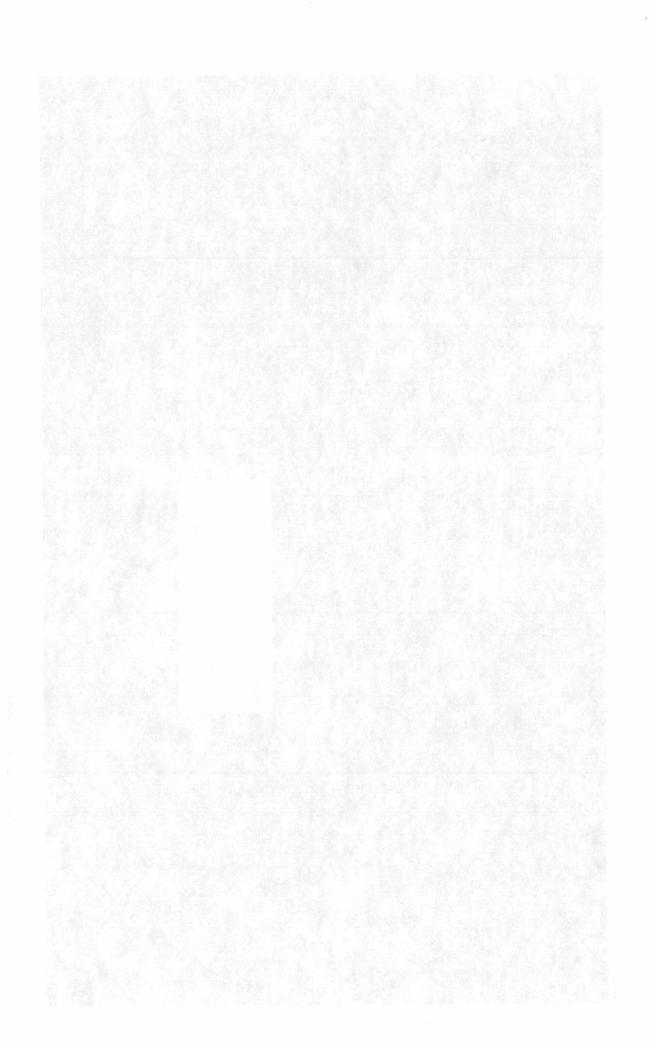


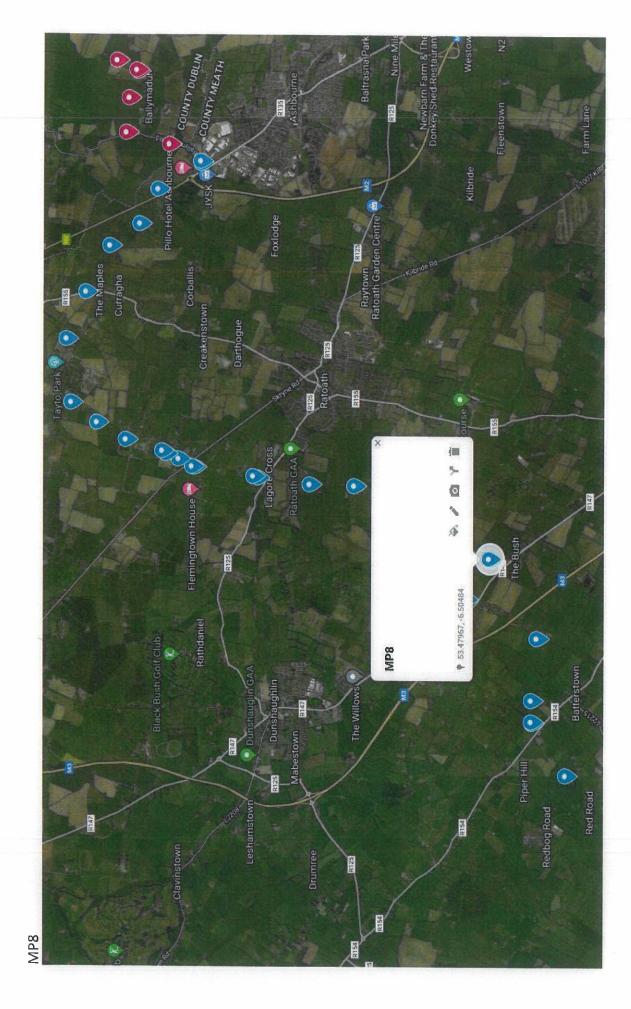
East-West Interconnector Cable route- Rush Beach to Batterstown



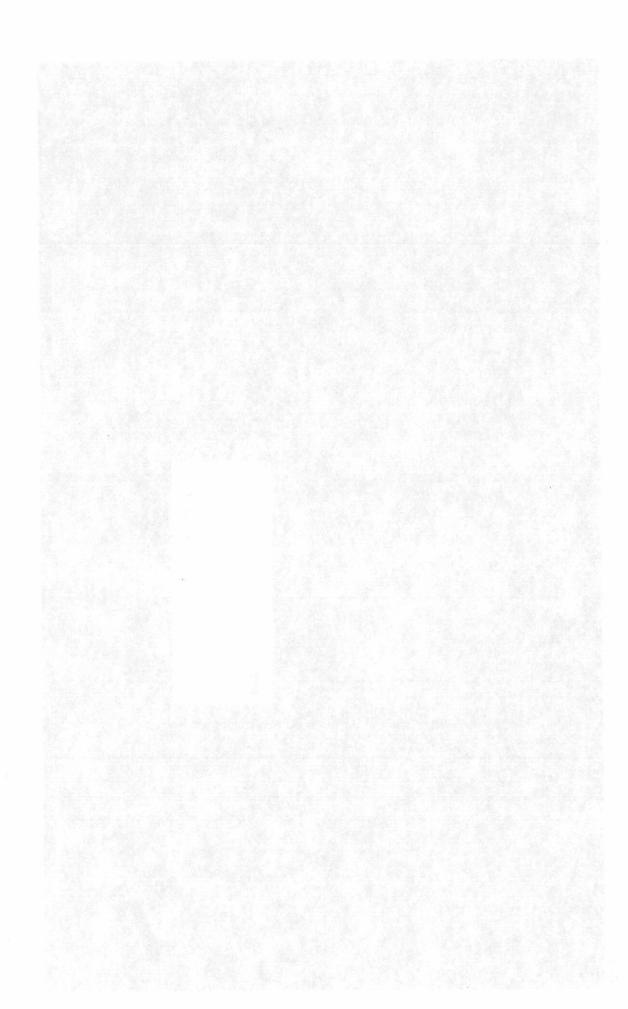


East-West Interconnector Cable route- Rush Beach to Batterstown





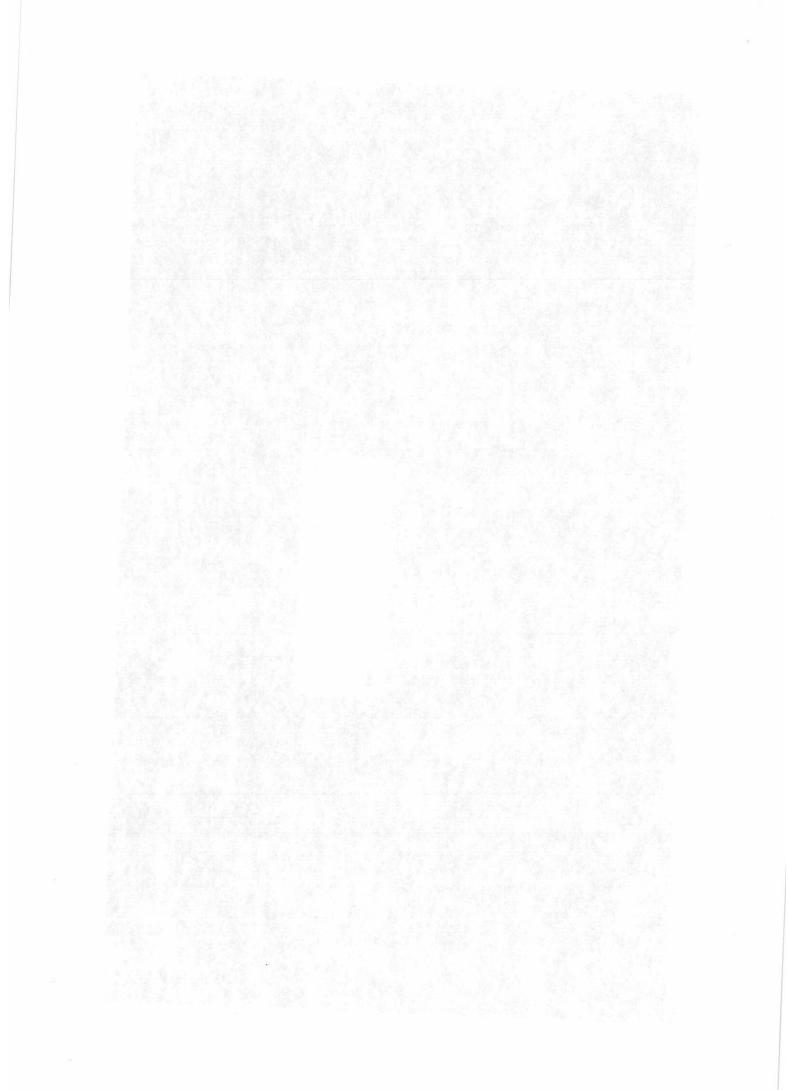
East-West Interconnector Cable route- Rush Beach to Batterstown

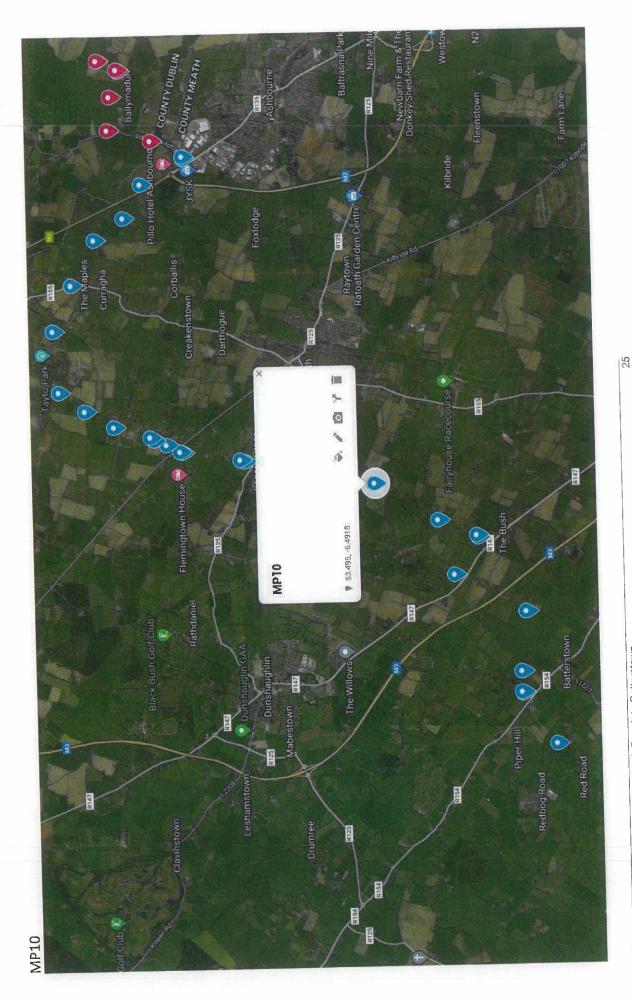


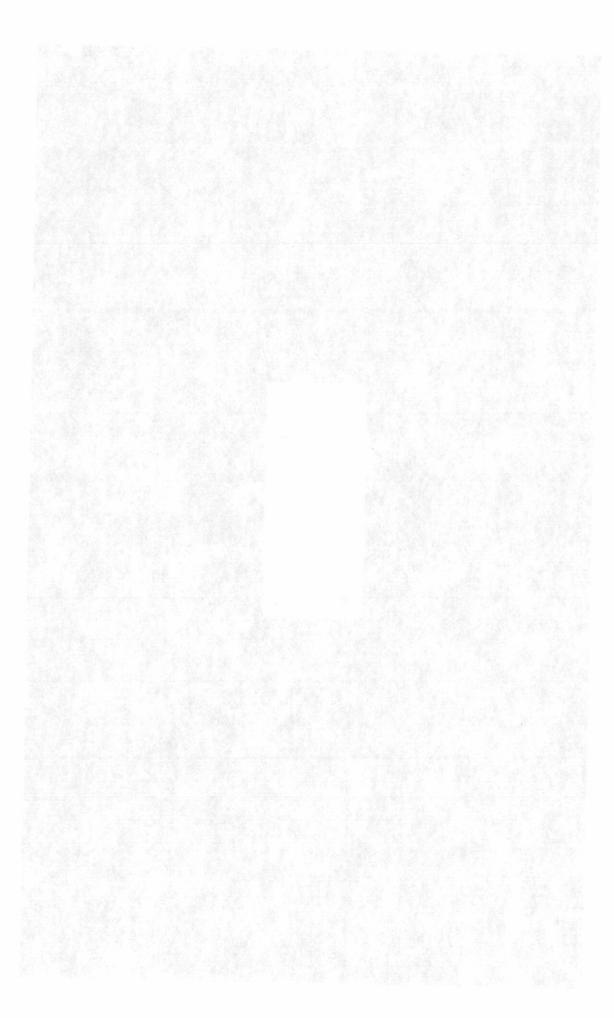
Planning Referral Report

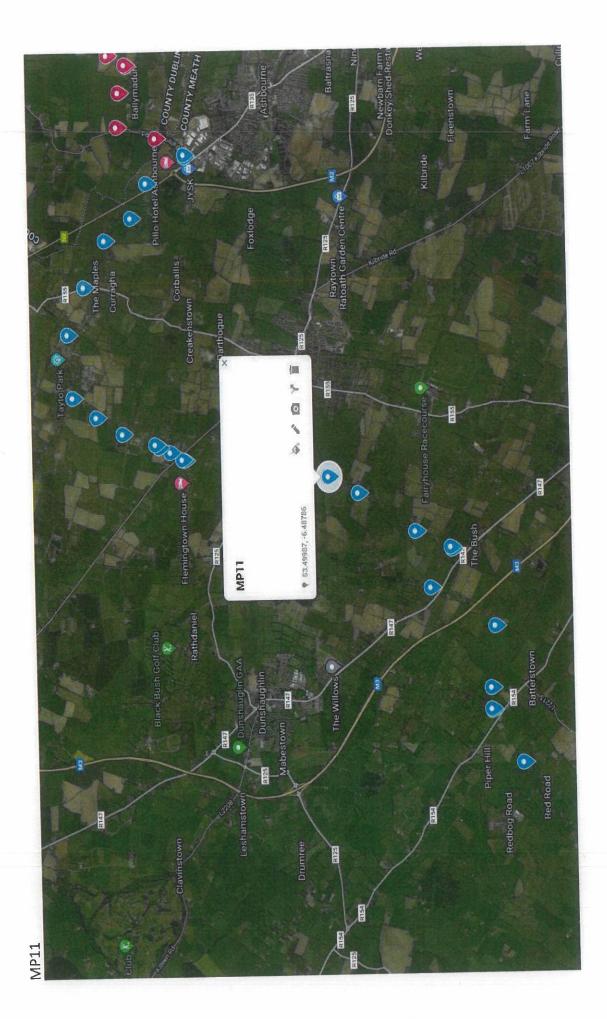
East-West Interconnector Cable route- Rush Beach to Batterstown

24

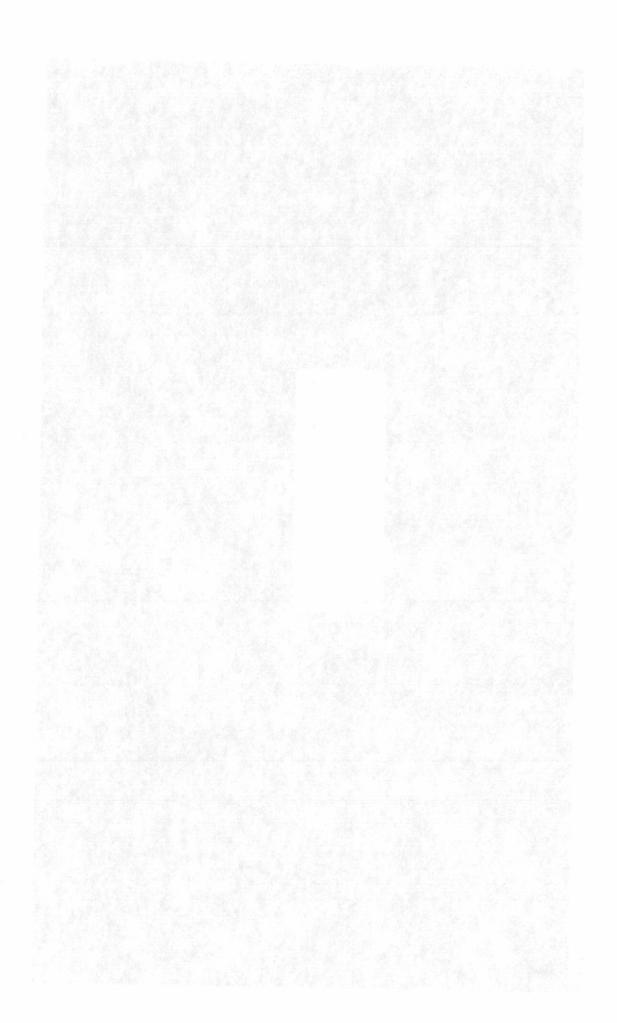


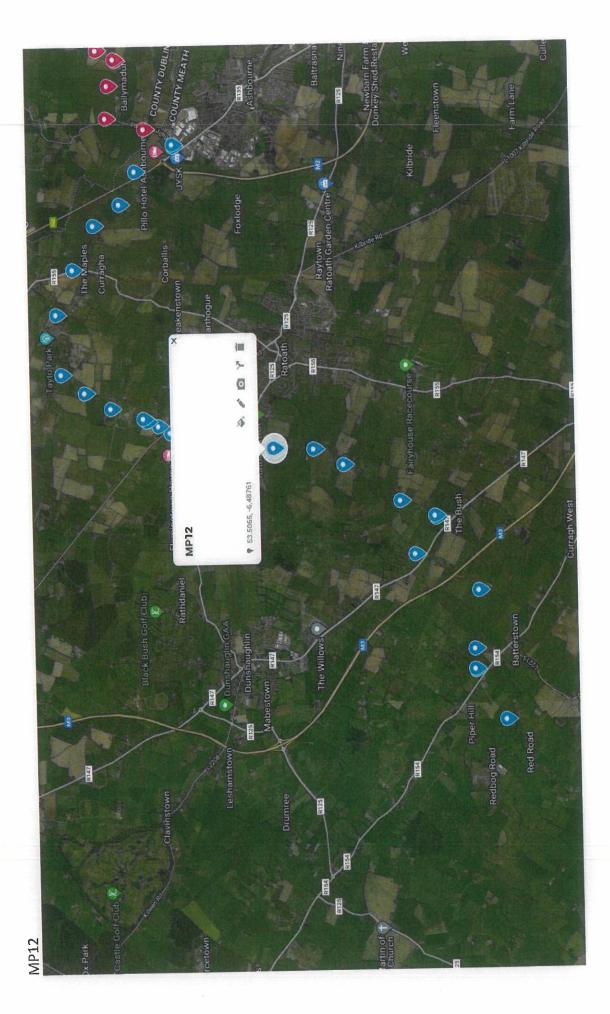




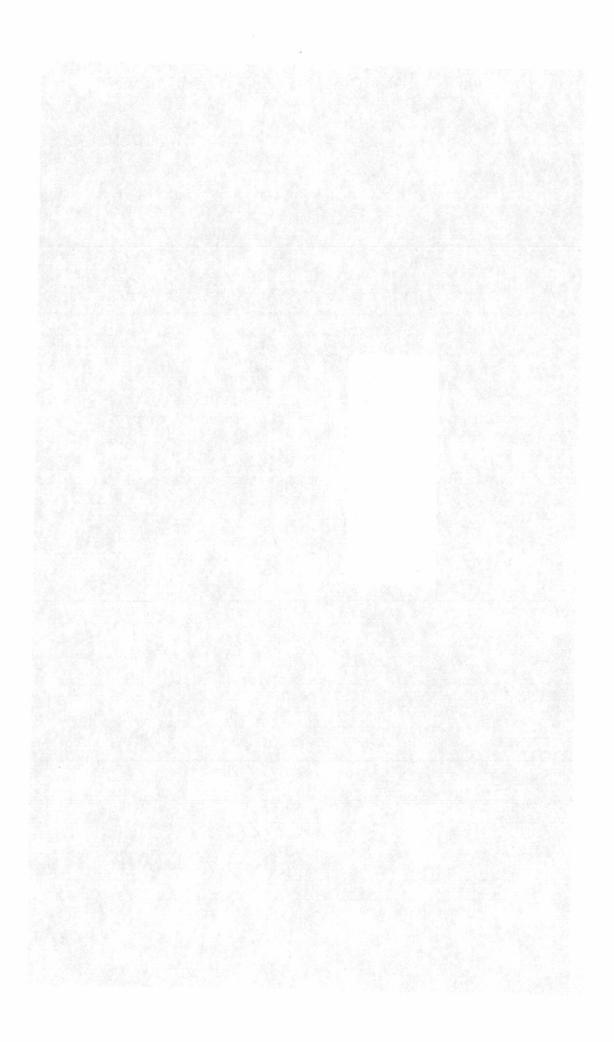


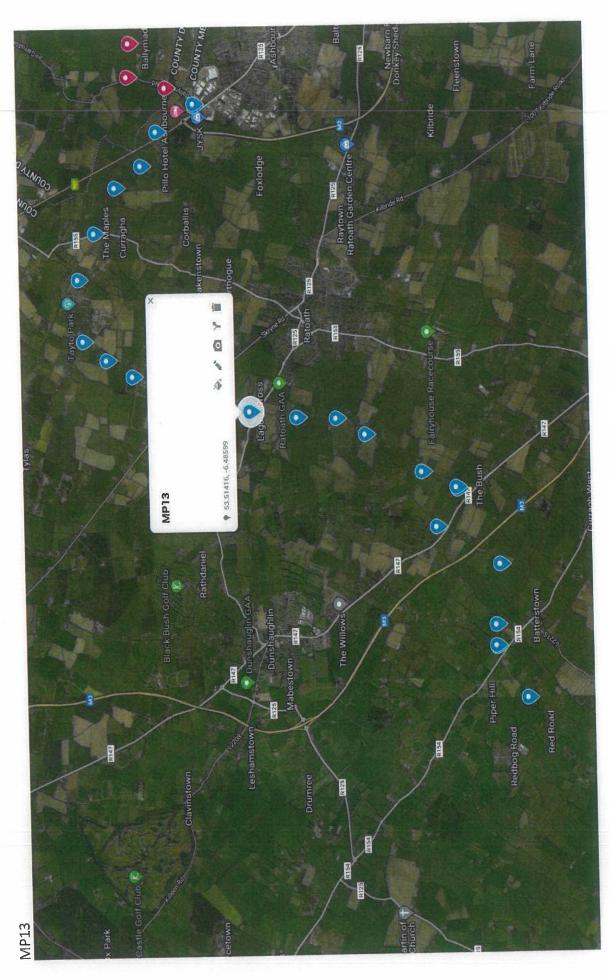
26



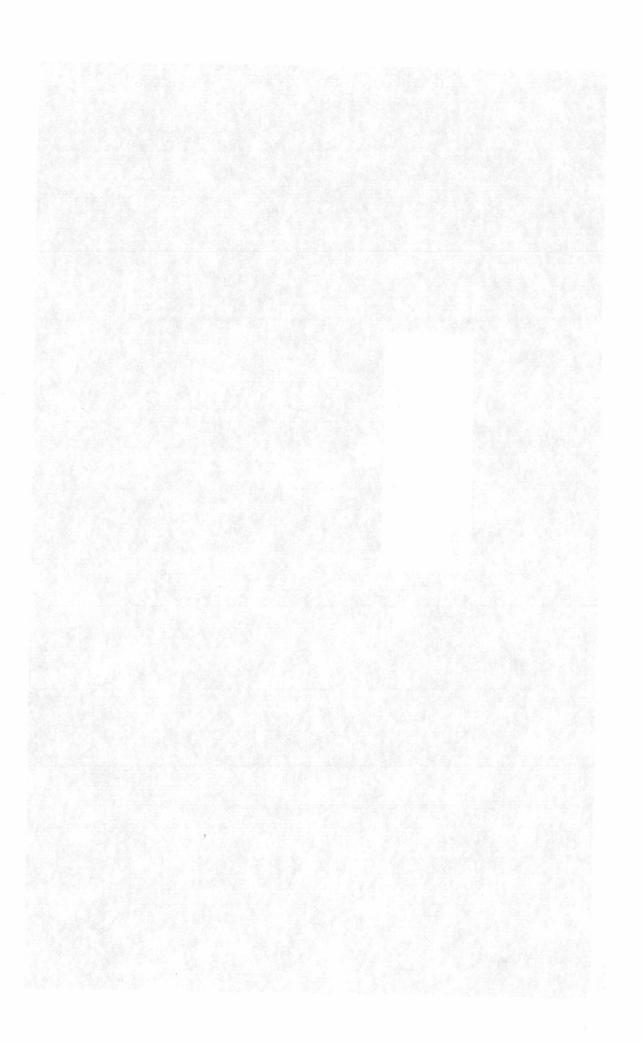


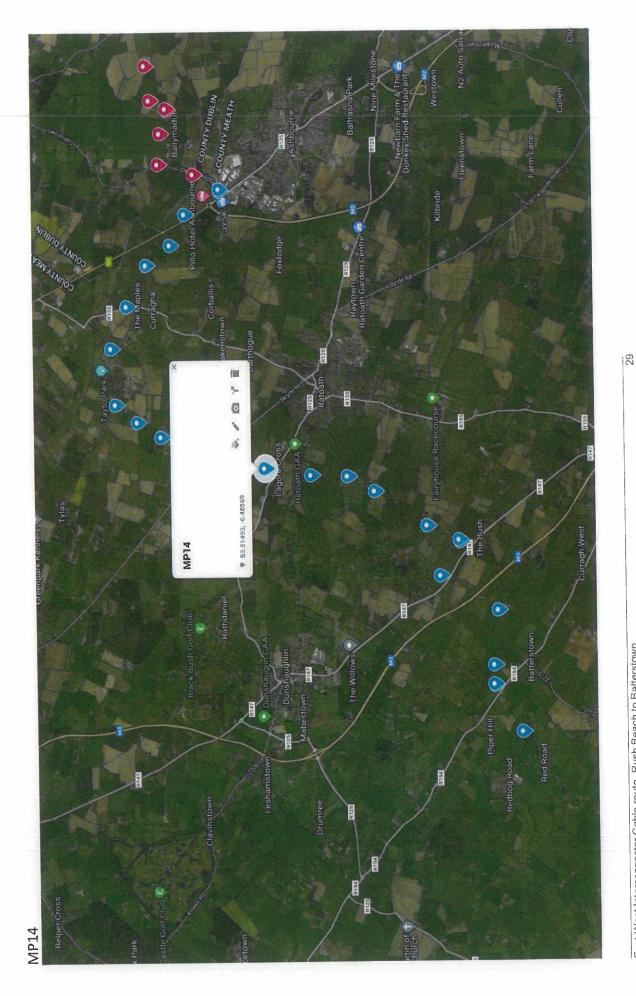
27

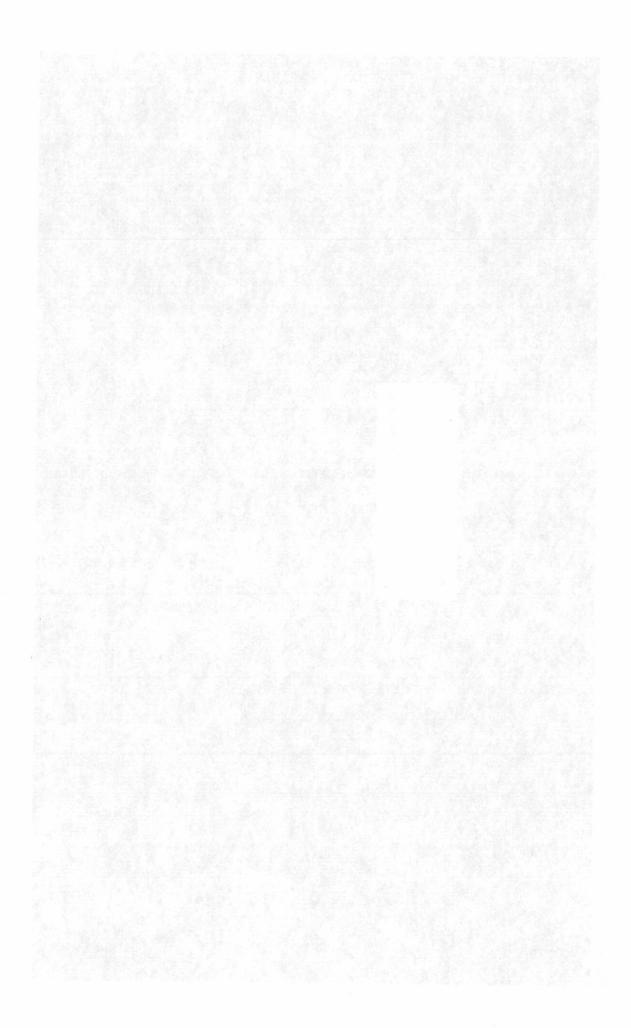


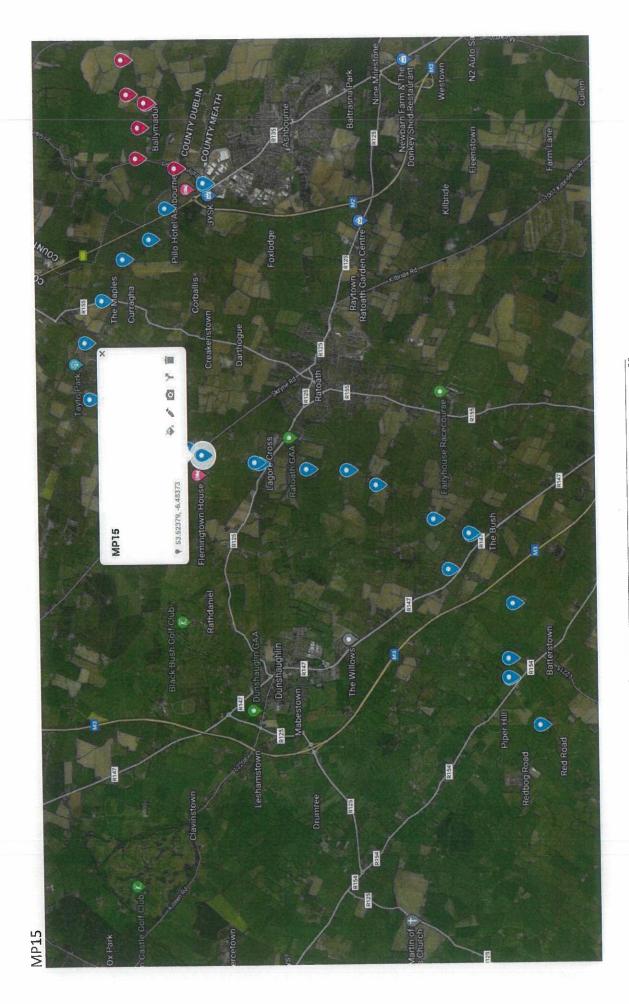


East-West Interconnector Cable route- Rush Beach to Batterstown

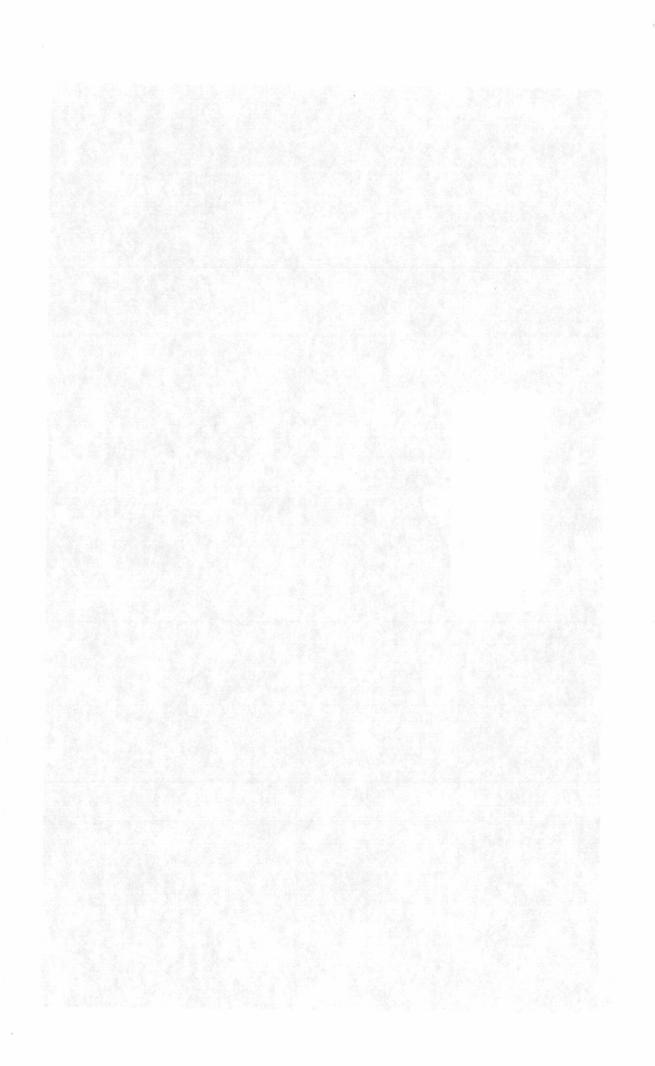


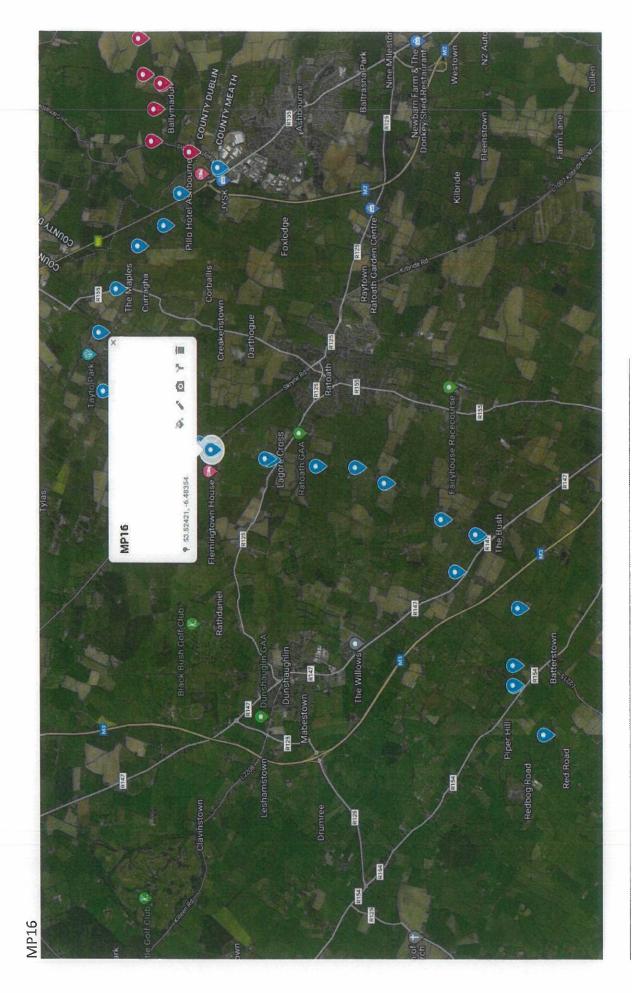




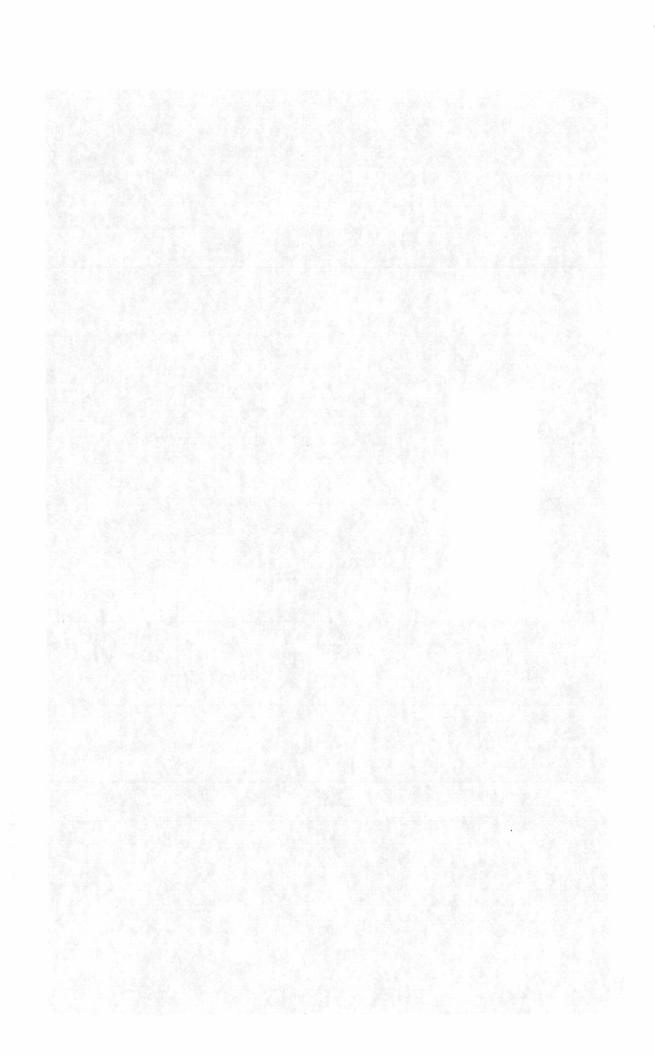


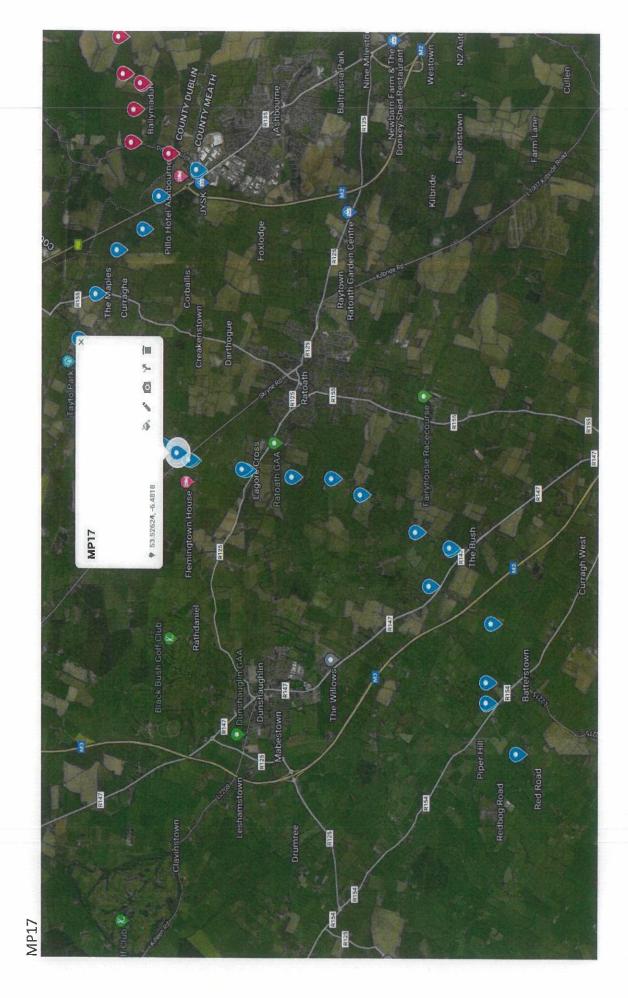
East-West Interconnector Cable route- Rush Beach to Batterstown



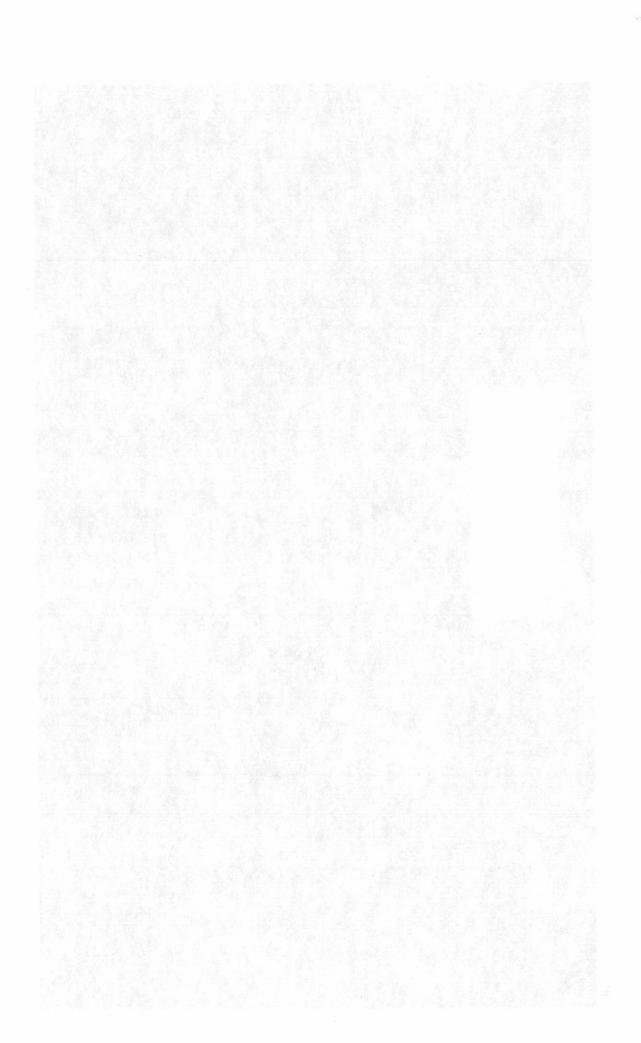


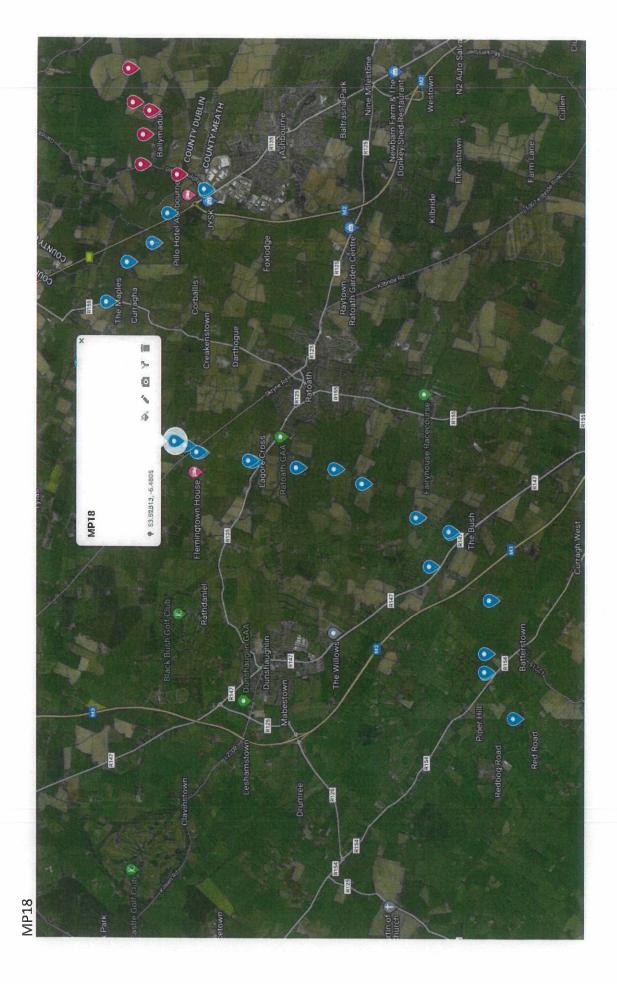
East-West Interconnector Cable route- Rush Beach to Batterstown



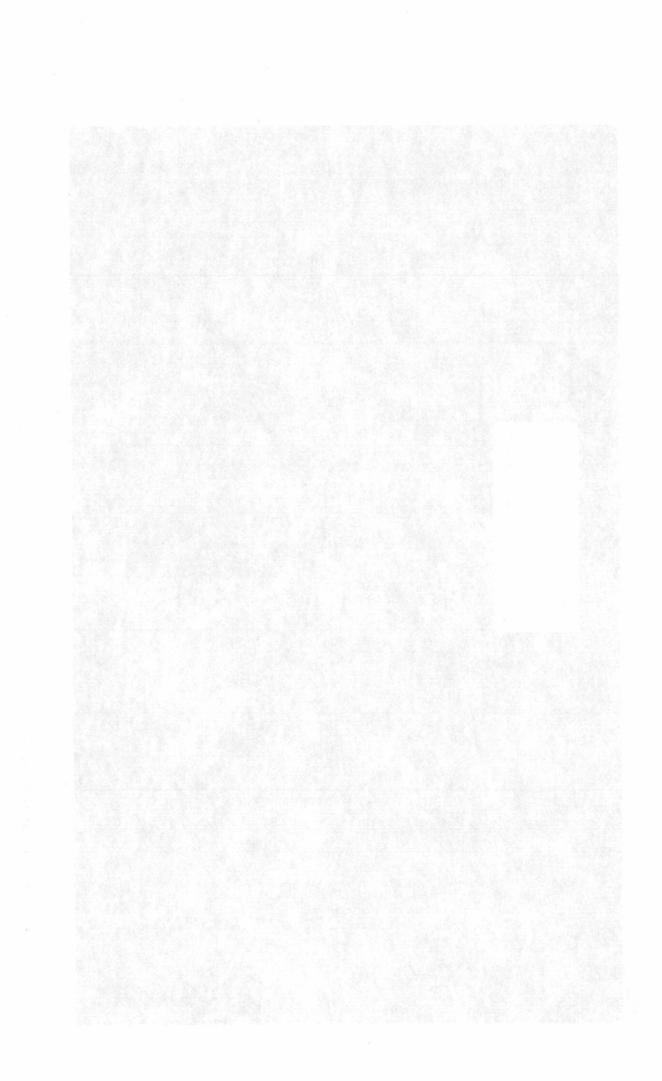


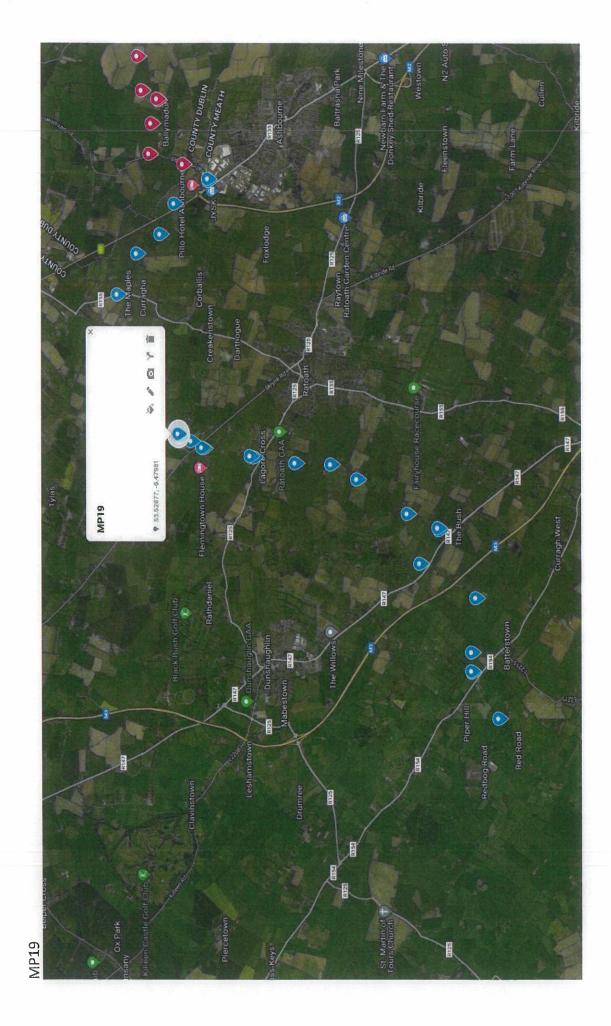
East-West Interconnector Cable route- Rush Beach to Batterstown



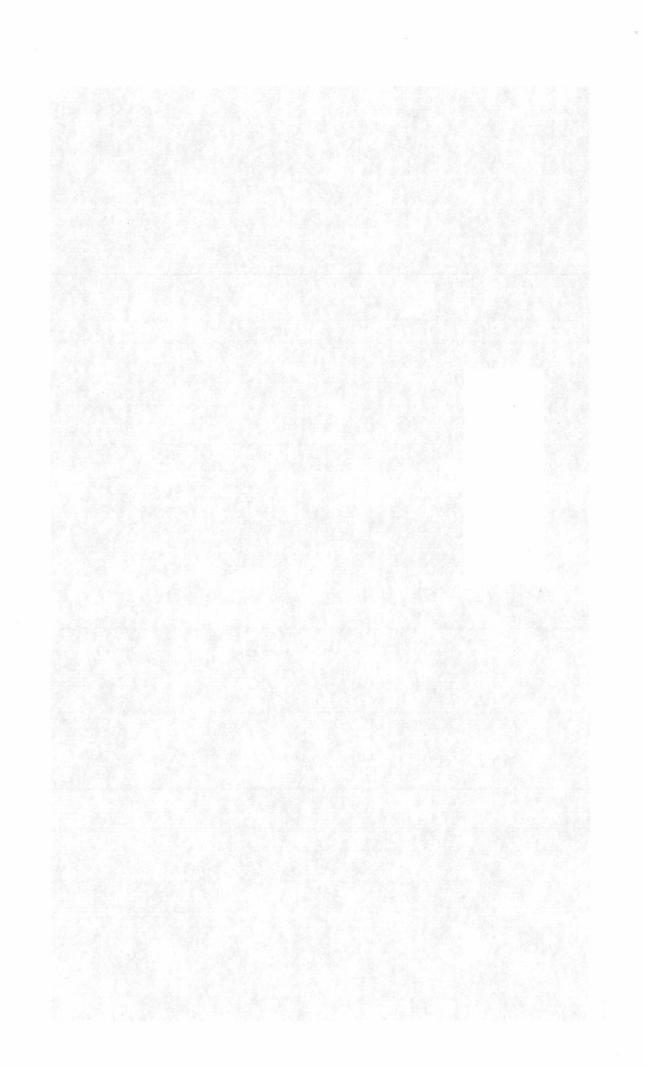


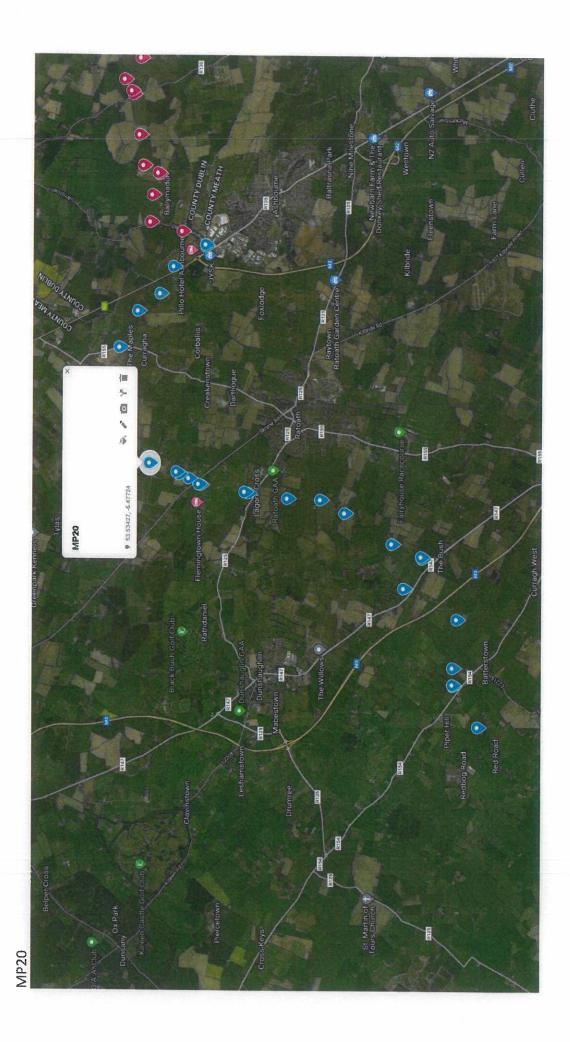
East-West Interconnector Cable route- Rush Beach to Batterstown

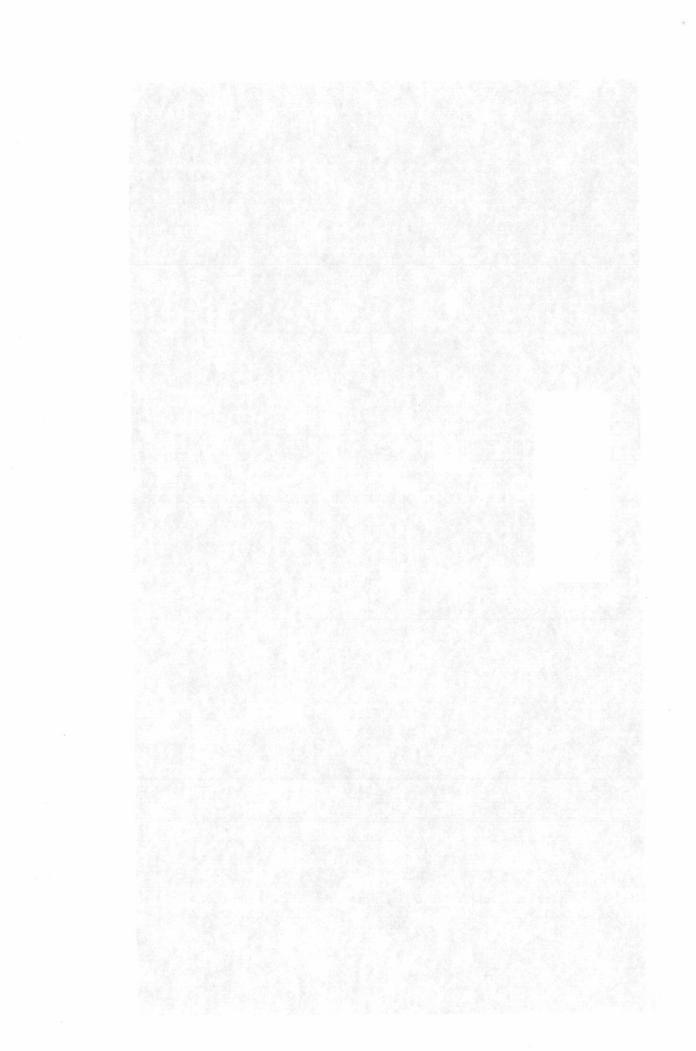


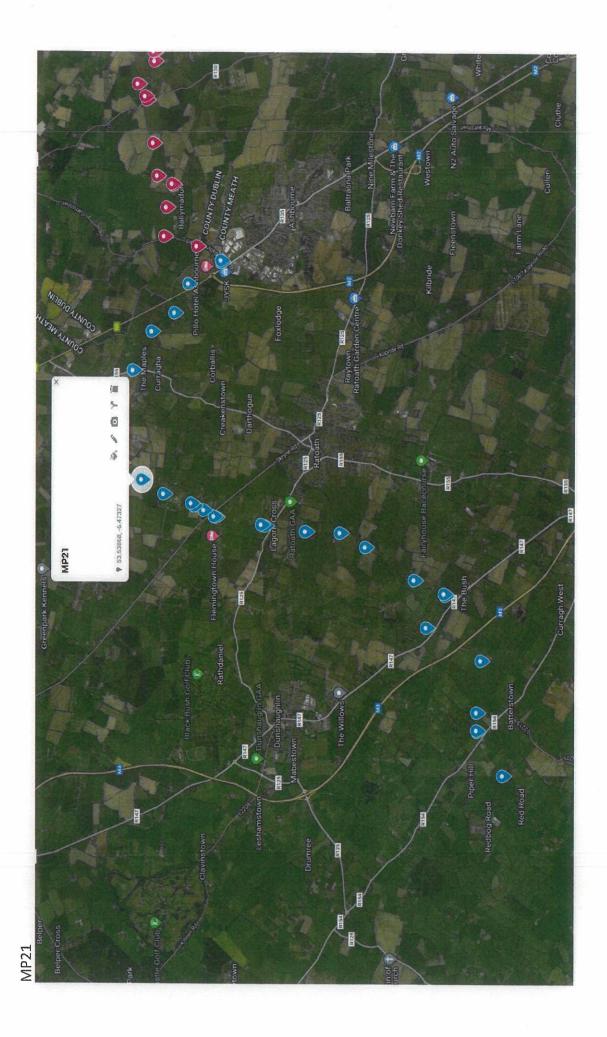


East-West Interconnector Cable route- Rush Beach to Batterstown

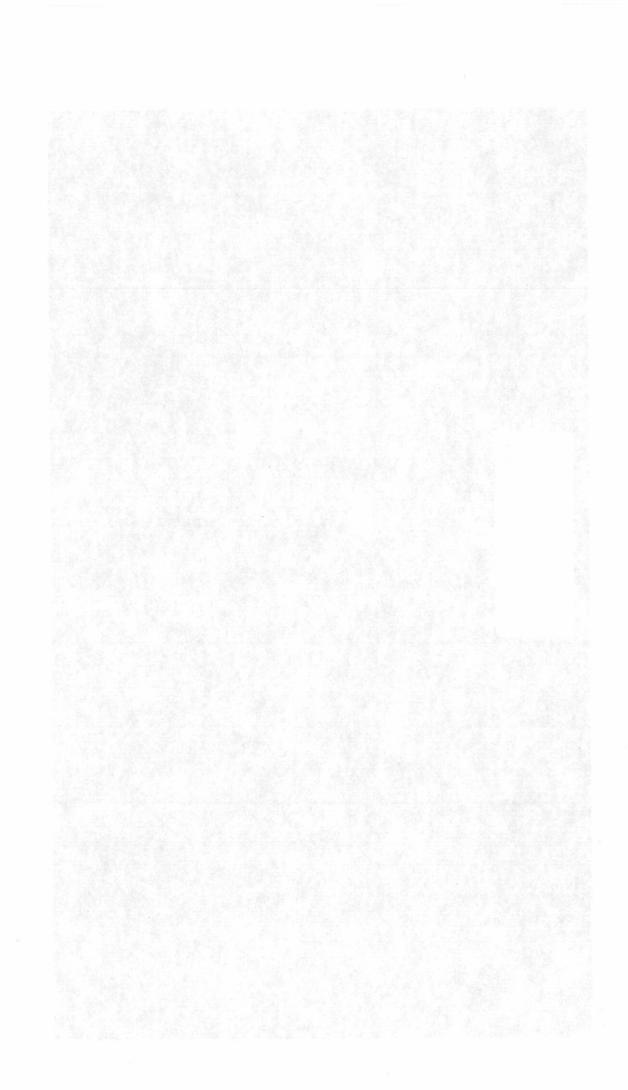


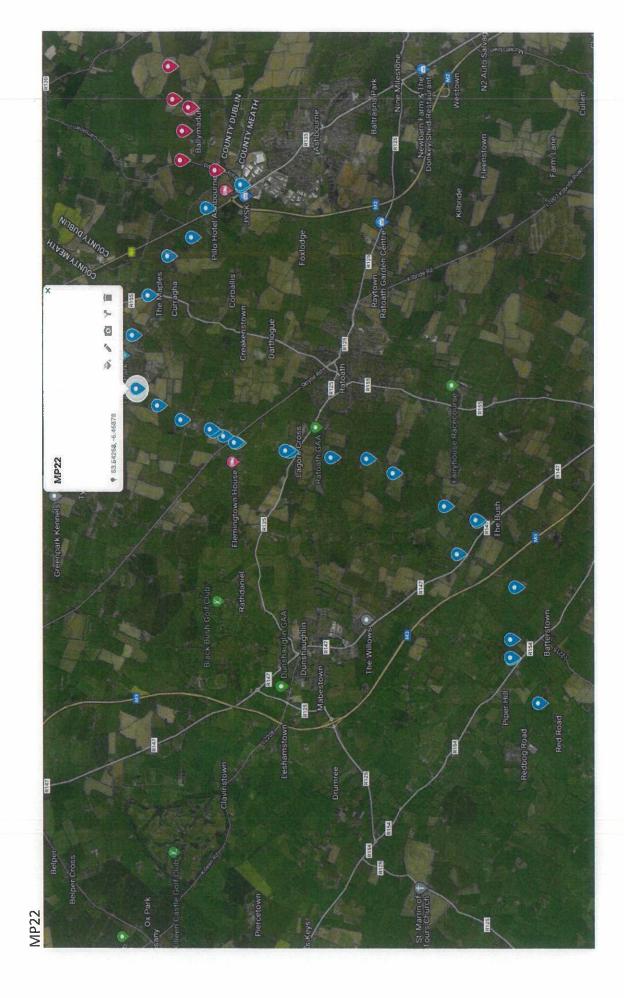


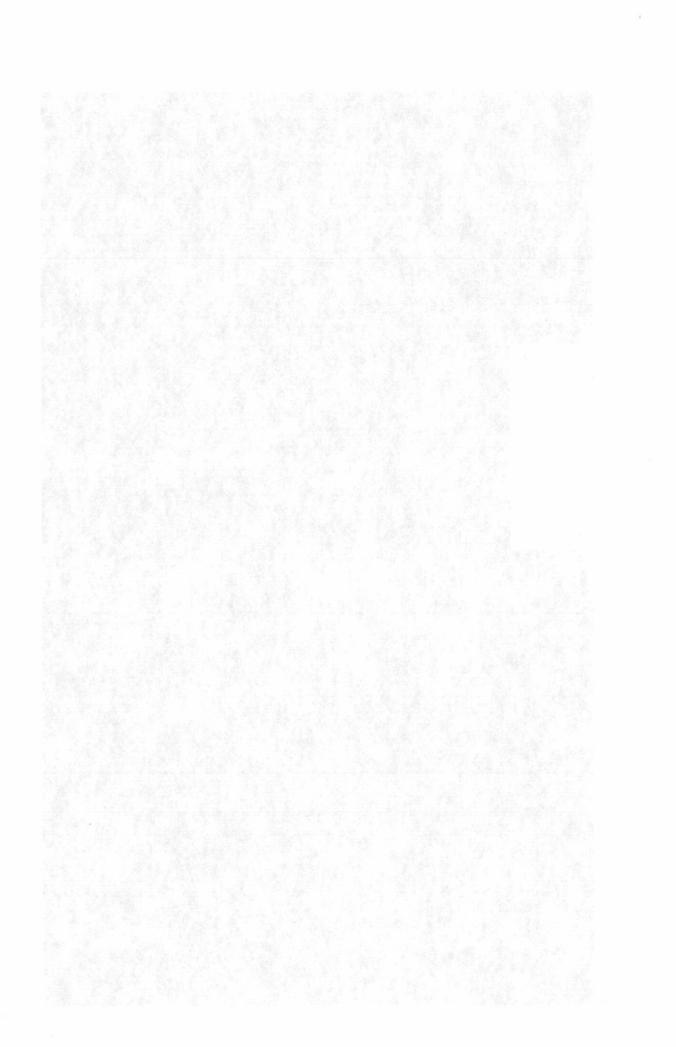


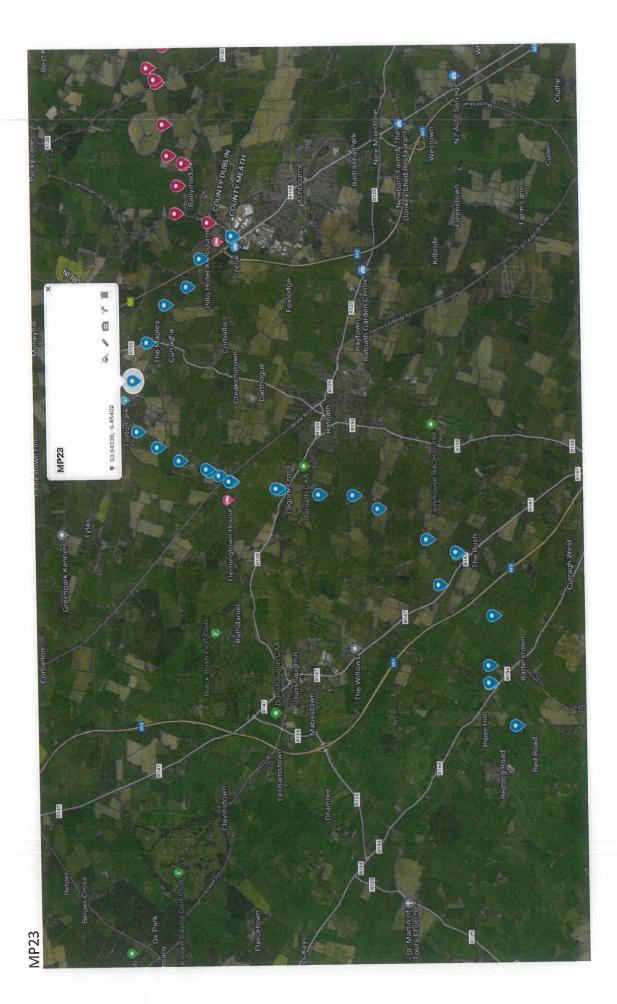


36

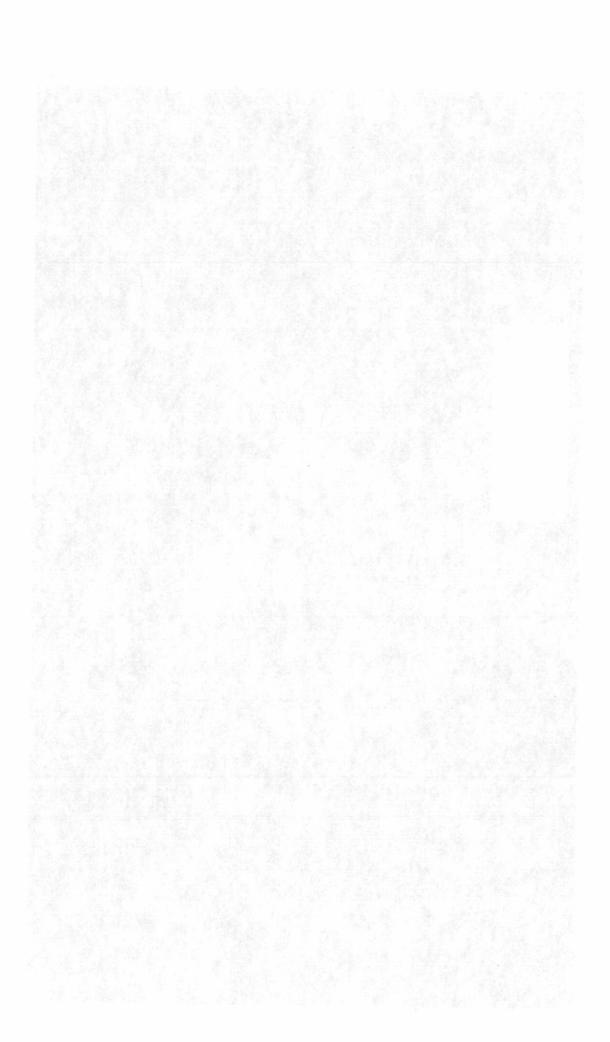


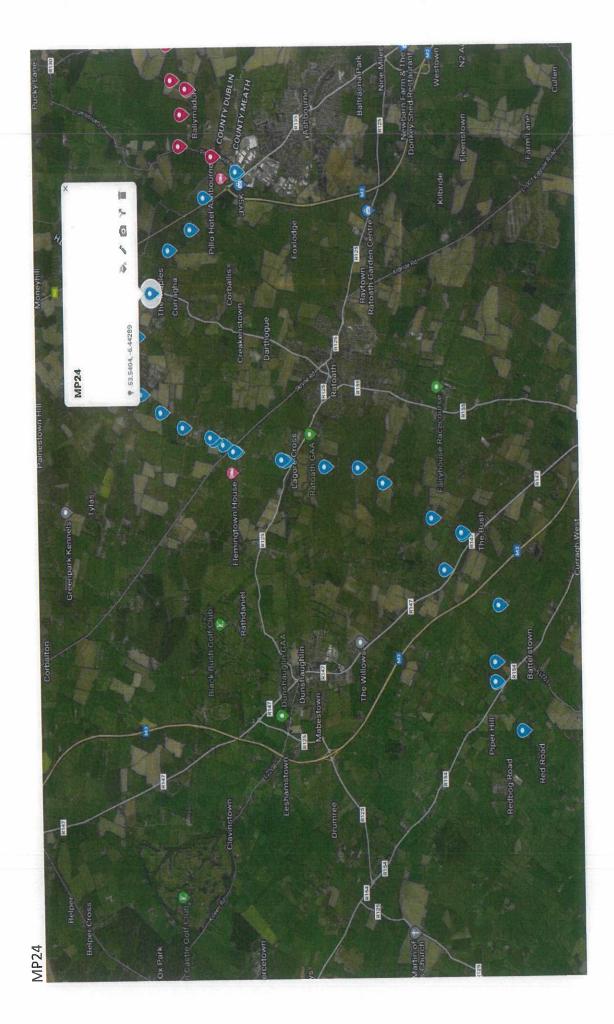


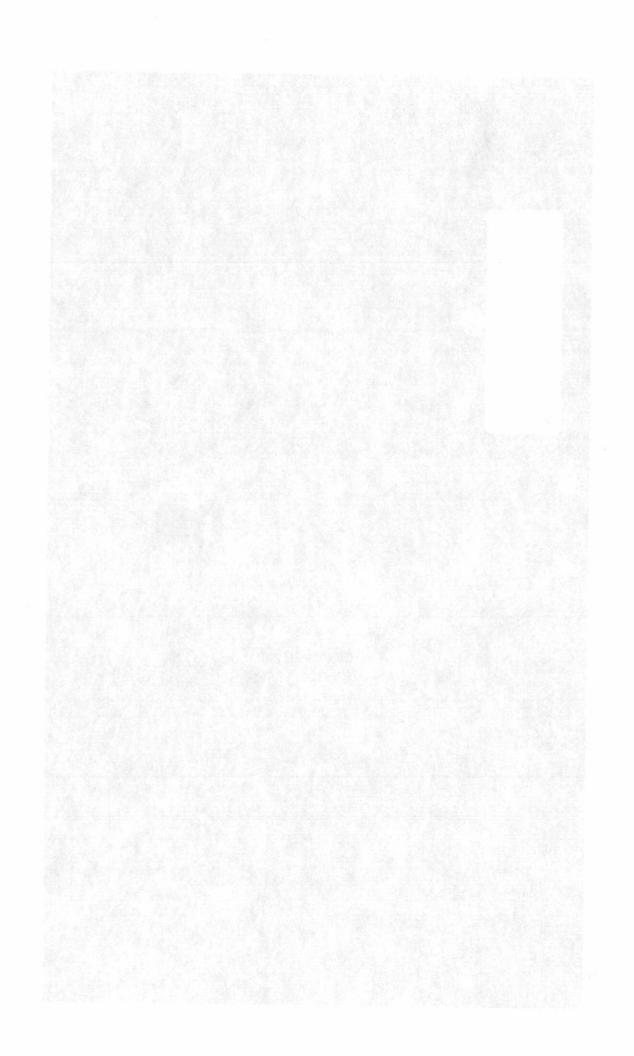


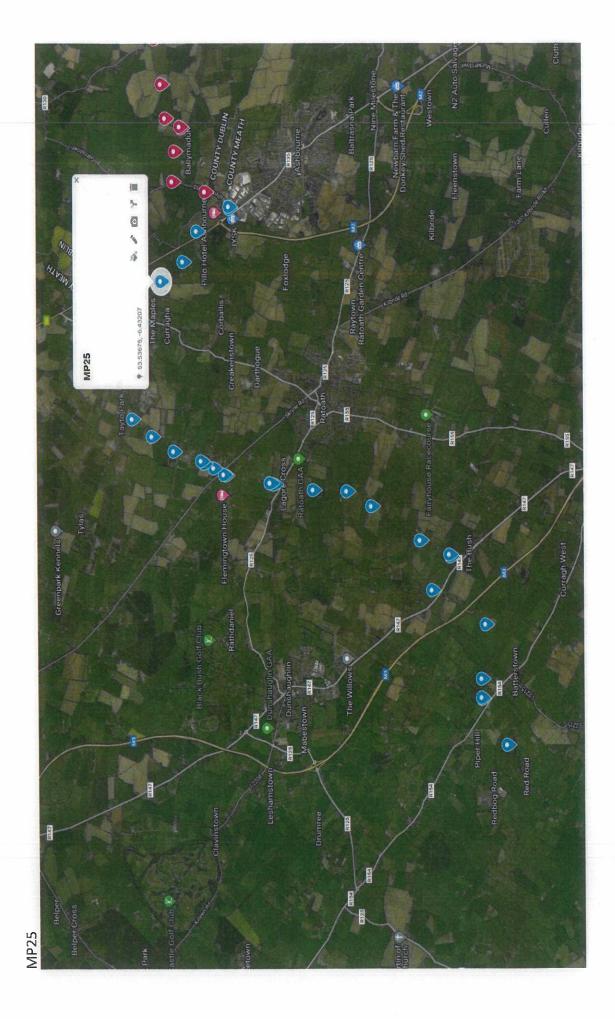


East-West Interconnector Cable route- Rush Beach to Batterstown

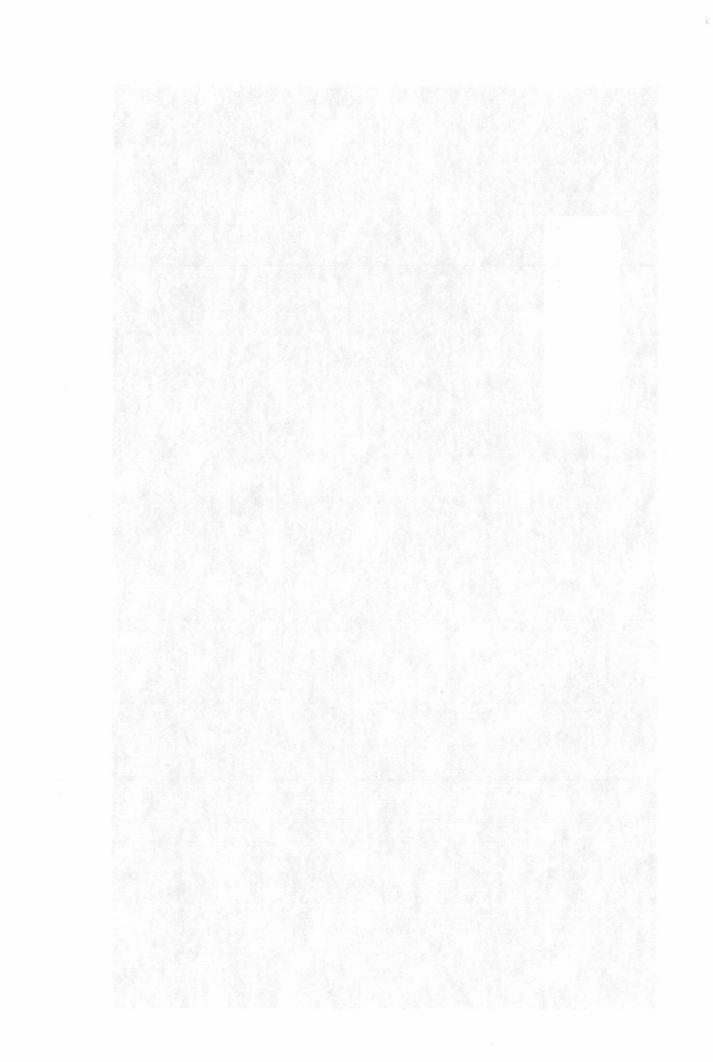


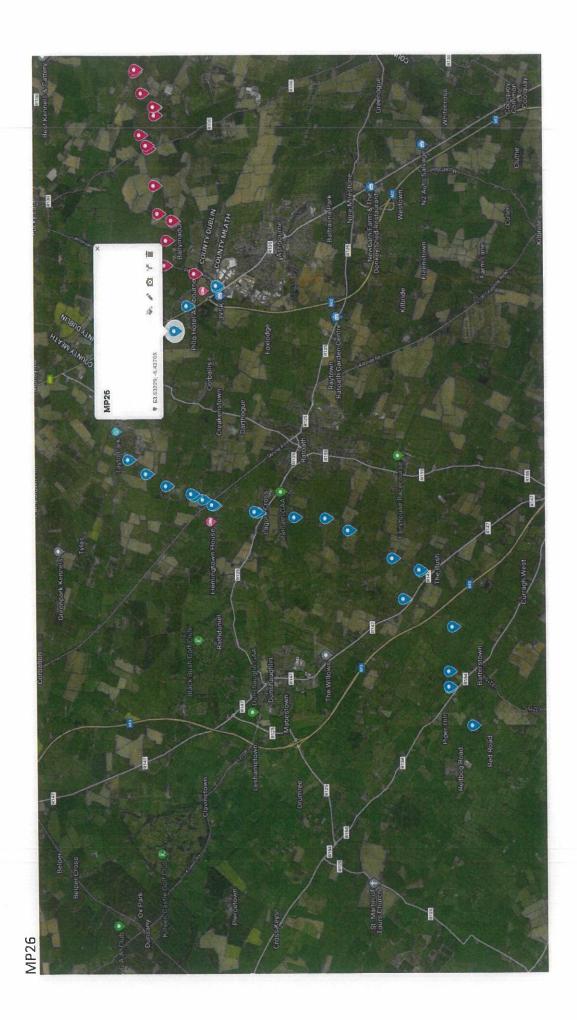


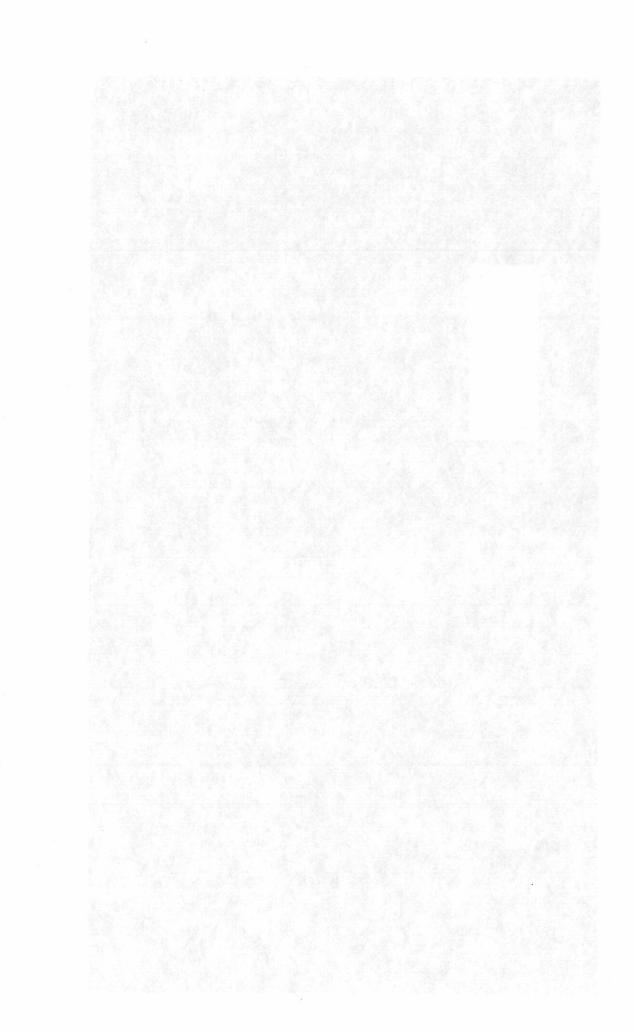


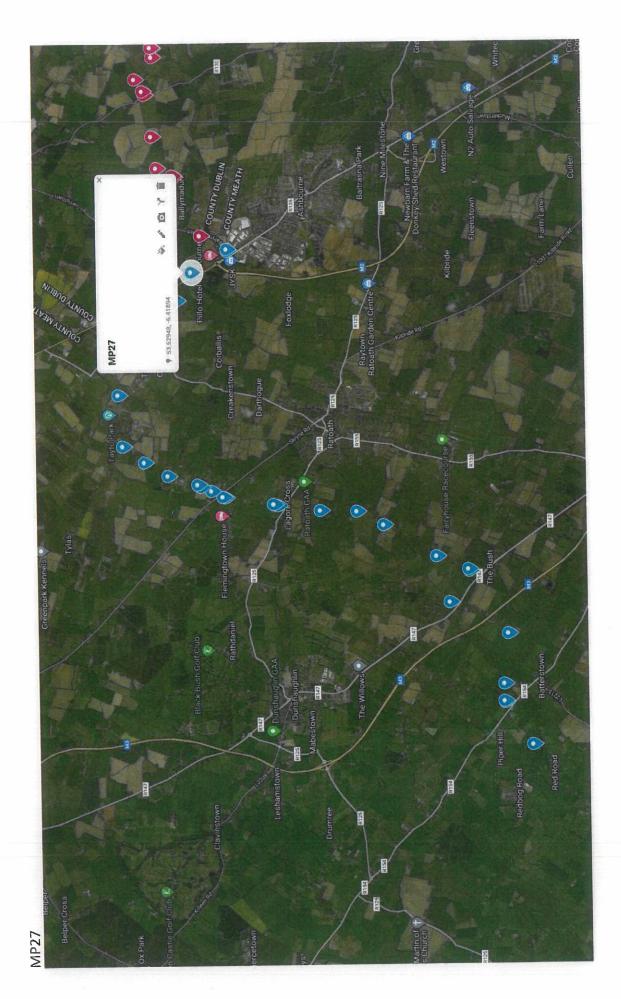


East-West Interconnector Cable route- Rush Beach to Batterstown

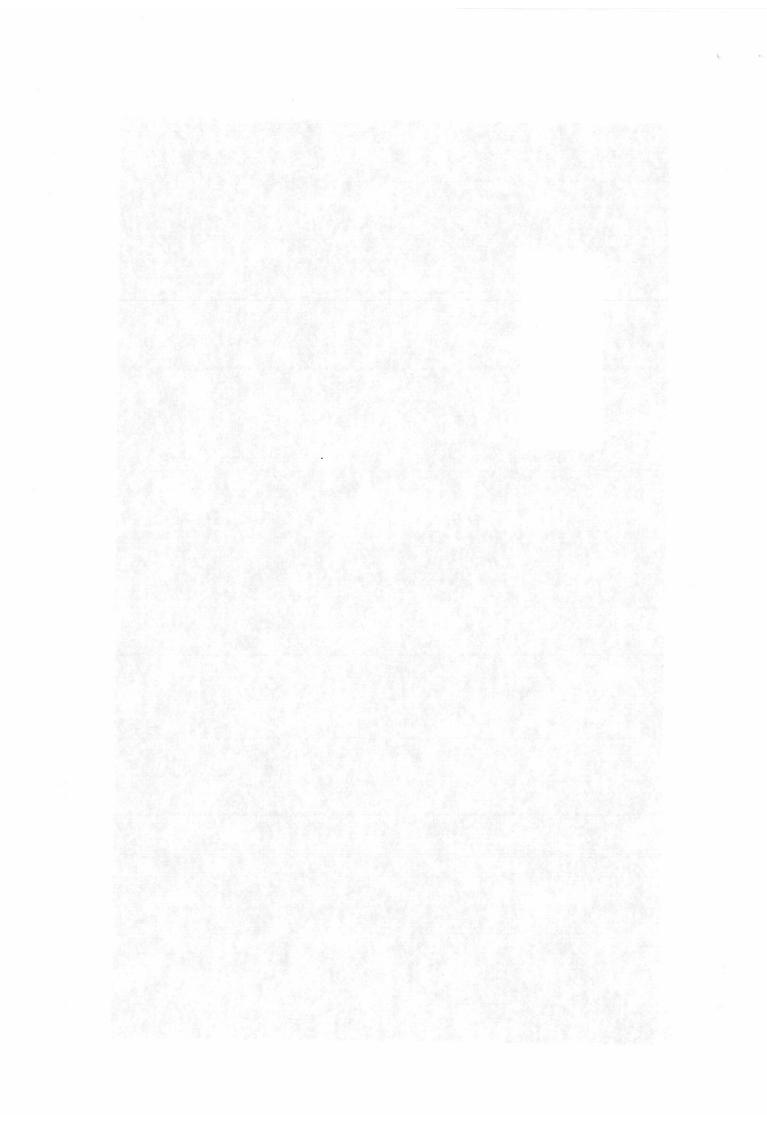


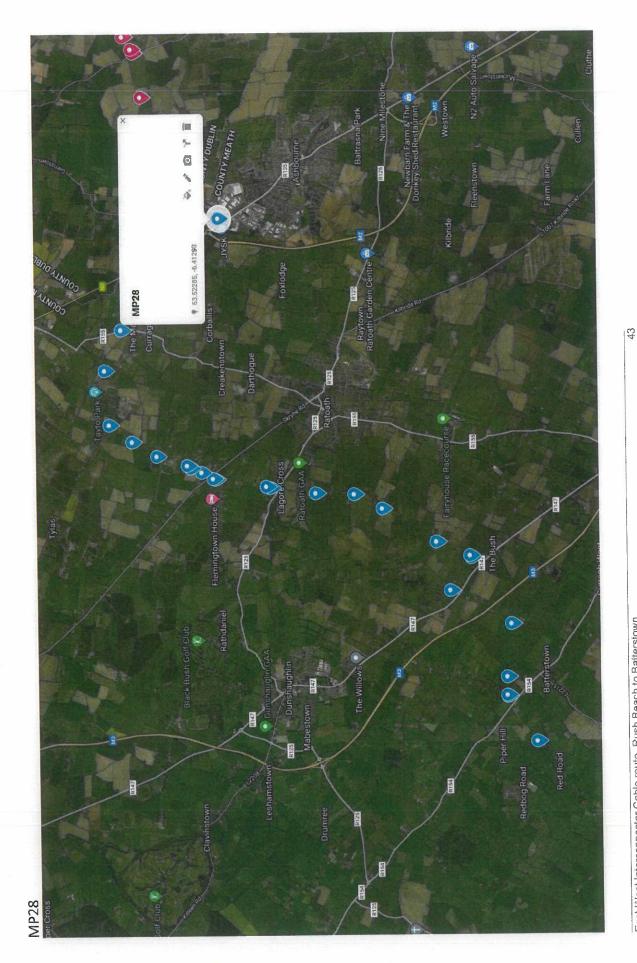




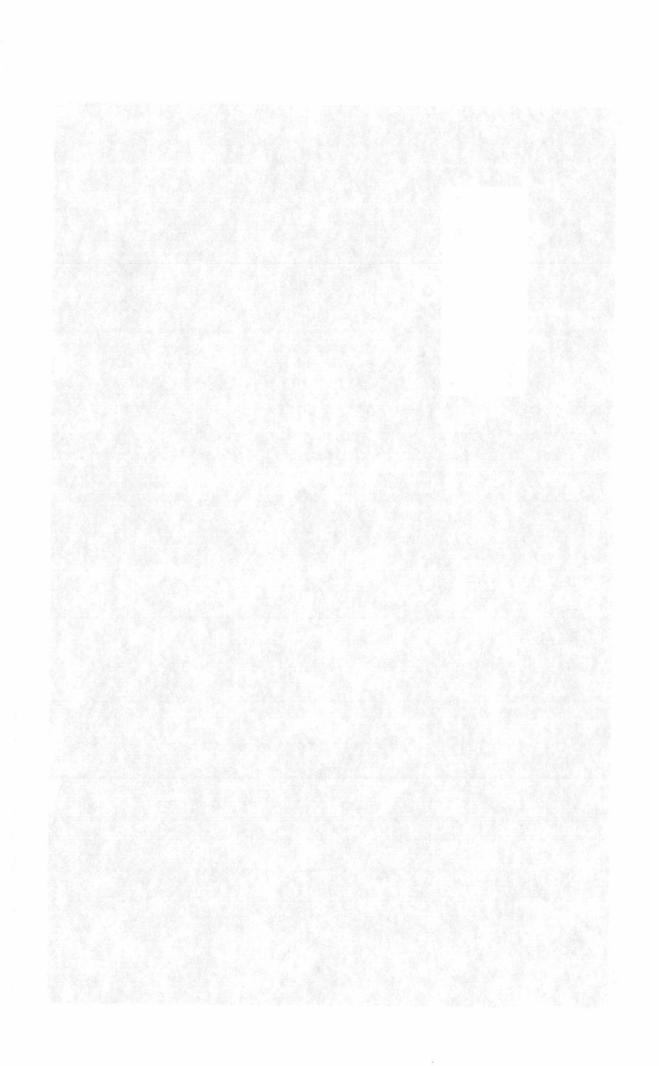


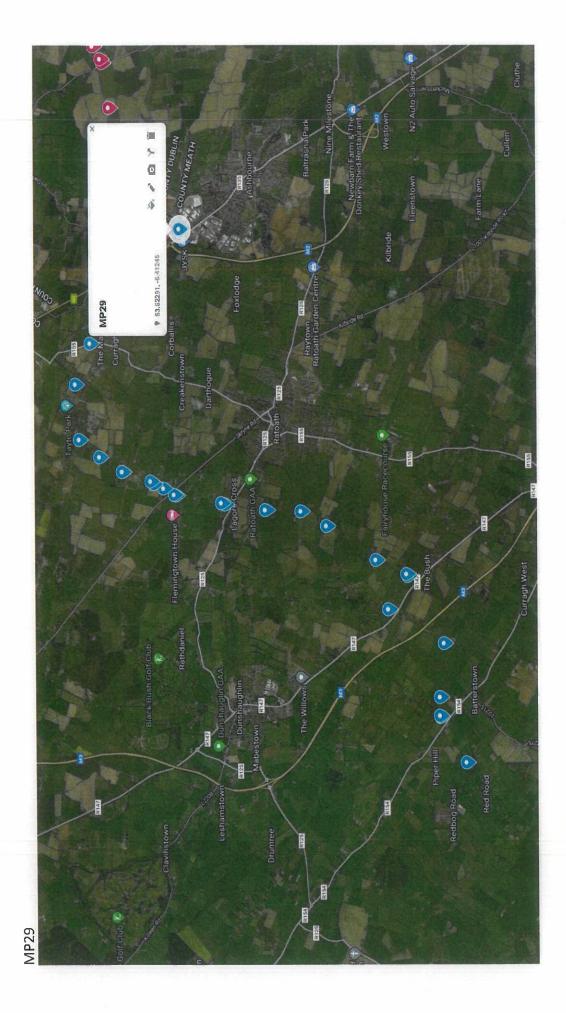
East-West Interconnector Cable route- Rush Beach to Batterstown

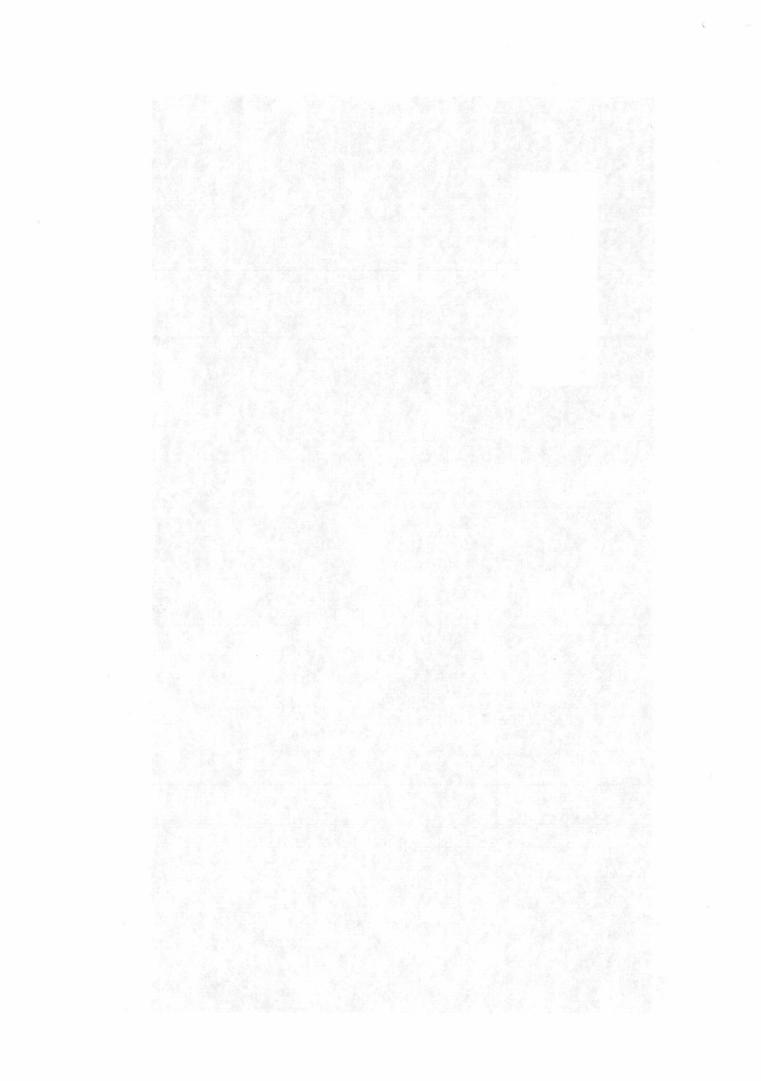




East-West Interconnector Cable route- Rush Beach to Batterstown







Appendix 2 – Reg. Ref. FS5/014/22; Fingal County Council's Notification of Declaration Under Section 5 of the Planning & Development Act 2000, as amended

Comhairle Contae Fhine Gall Fingal County Council An Roinn um Pleanáil agus Infrastruchtur Straitéiseach Planning and Strategic Infrastructure Department



Kevin Hughes, Hughes Planning and Development Consultants 85 Merrion Square Dublin 2 D02 FX60

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

Decision Order No. PF/0799/22	Decision Date: 25-Apr-2022
Ref; FS5/014/22	Registered: 29-Mar-2022

Area:

Baloriggan

Applicant:

Asset Protection Solution on behalf of EirGrid

Development:

Installation of approximately 80 (29 in Co. Meath) concrete marker posts in relation to the East West

concrete marker posts in relation to the case w

Interconnector Route.

Location:

Covering the East West Interconnector Route from

Portan (Meath), to Baleally Lane, Rogerstown,

(Fingal)

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 29-Mar-2022. 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):

Swords Office: Áras an Chontae Sord, Fine Gall, Co. Bhaile Átha Cliath / County Hall, Swords, Fingal, Co. Dublin K67 X8YA
Contact Details: Registry (01) 890 5941 / Decisions (01) 890 5670 / Appeals (01) 890 5724
e: planning@fingal.ie www.fingal.le



r.

Ref No: FS5/014/22

Having examined the proposed development it is considered that the
installation of concrete marker posts along the East West Interconnector
cable route is development and it is not exempted development having
regard to the absence of a specific class of development within the
Planning and Development Act 2000 as amended or the Planning and
Development Regulations 2001 as amended which is considered to
provide an exemption to the development proposed.

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.

26 Apr-2022

for Senior Executive Officer

Mary and

Fig. 18 1 Fig. 51 Sept.

Appendix 3 – Reg. Ref. RA S52216; Meath County Council's Notification of Declaration Under Section 5 of the Planning & Development Act 2000, as amended

MEATH COUNTY COUNCIL

Planning Department
Buvinda House
Dublin Road
Navan
Co Menth
046 - 9097500

Planning & Development Act 2000-2021

DECLARATION

To: Asset Protection Solution on behalf of EirGrid (East West Interconnector)
C/O Hughes Planning & Development Consultants,
85 Merrion Square South,
Dublin 2
D02 FX60

PEANNING REFERENCE

NUMBER:

RA S52216

APPLICATION RECEIPT DATE:

29/03/2022

FURTHER INFORMATION DATE: N/A

Date: 22.04.22

On Behalf of Meath County Council

NOTE:

L

Any appeal against a Declaration of a Planning Authority under Section 5, sub-section 3(a) of the Planning and Development Act 2000 may be made to An Bord Planning by the applicant WITHIN FOUR WEEKS beginning on the date of issue of the Declaration.

2.

Appeals should be addressed to An Bord Pleanala, 64 Mariburough Street, Dublin I. An appeal by the applicant should be accompanied by this form. The fee for an appeal against a Declaration of the Planning Authority is € 220.

For more information on Appeals you can contact An Bord Pleanala at:

Tel: 01 - 8588100 or LoCall: 1890 275 175

Fax: 01 - 8722684 E-mail: <u>bord@pleanala.ie</u> Web: <u>www.pleanala.ie</u>