

Ronan Mcgannety

David

From: Niamh Lynch <Niamh.Lynch@louthcoco.ie>
Sent: Thursday 3 July 2025 14:48
To: Appeals2
Subject: ABP-322683-25 & Planning Authority Reference Number S5 2025/24
Attachments: Cover letter ABP p sub.pdf; S5 2025 24 Appeal Statement.pdf

Caution: This is an **External Email** and may have malicious content. Please take care when clicking links or opening attachments. When in doubt, contact the ICT Helpdesk.

Good afternoon,

Please find attached Louth County Council's planners appeal statement for the above Section 5 Declaration.

Kind regards,
Niamh Lynch
Planning Office

Le do thoil cuimhnigh ar an imshaol roimh priontáil an ríomhphost seo. Tá an ríomhphost seo (agus aon iatán a ghabhann leis) príobháideach agus rúnda agus d'fhéadfadh go mbeadh eolas inti atá faoi phribhléid dlíthiúil. Ní ceadmhach úsáid an ríomhphost seo d'éinne ach don té ar seoladh chuige é. Munar duit an ríomhphost seo nó an té atá freagrach as é a sheoladh, tá cosc ar chóipeáil agus ar sheachadadh an ríomhphost seo agus aon iatán a ghabhann leis chuig éinne nó úsáid a bhaint as a bhfuil ann; ní ceart an ríomhphost seo nó aon iatán a léamh. D'fhéadfadh do mbeadh cosc iomlán dlíthiúil ar sceitheadh nó comhfhreagras nó aon úsáid eile gan chead ar a bhfuil sa ríomhphost seo agus d'fhéadadh sé a bheith ina chion coiriúil.

Please consider the environment before printing this eMail. The contents of this e-mail (including attachments) are private and confidential and may also be subject to legal privilege. It is intended only for the use of the addressee. If you are not the addressee, or the person responsible for delivering it to the addressee, you may not copy or deliver this e-mail or any attachments to anyone else or make any use of its contents; you should not read any part of this e-mail or any attachments. Unauthorised disclosure or communication or other use of the contents of this e-mail or any part thereof may be prohibited by law and may constitute a criminal offence.

Follow us on Twitter [@louthcoco](https://twitter.com/louthcoco)



LOUTH COUNTY COUNCIL

Róisín Dwyer
Administrative Assistant
An Bord Pleanála
64 Marlborough Street
Dublin 1
D01 V902

03rd July 2025

Re: Whether the erection of a 2m high security fencing around a site affected by knotweed until such time as the knotweed is eradicated by specialists is or is not development and is or is not exempt development at Lands at Mullach Allain, Omeath, Co. Louth

Section 5 2025/24

An Bord Pleanála Ref: ABP-322683-25

Dear Sir/Madam,

I refer to your letter of 06th June 2025 in relation to the above and enclose herewith planners submission as requested.

Yours faithfully,

Niamh Lynch

Niamh Lynch
Planning Office

PLANNING OBSERVATION IN RESPECT OF FILE REF. NO. S5 2025/24

(ABP-322683-25)

LOUTH COUNTY COUNCIL

INTRODUCTION

A Declaration of Exemption was refused by the Planning Authority on 14th April 2025 in respect of *'The erection of a 2m high security fencing around a site affected by knotweed until such time as the knotweed is eradicated by specialists.'*

Proposal

The development consisted of:

'The erection of a 2m high security fencing around a site affected by knotweed until such time as the knotweed is eradicated by specialists.'

Reasons for works are not exempt:

From an assessment of the Plans and Particulars including drawing No.4033-S5-002 it is apparent that the question pertains to the exemption status an existing fence. This fence exceeds 2 metres in height.

Grounds of Appeal:

Having reviewed the documentation submitted as part of this appeal including the Planning Appeal Form and correspondence between the Appellant and the Planning Authority's Planning Enforcement Team, the Appellant has raised, inter alia, the planning history and an ongoing property dispute as Grounds of Appeal.

Response of the Planning Authority

Having regard to the plans and particulars with accompanied the applicant and those that accompanied the appeal submission including Question 5 on the Planning Appeal Form Paragraph 9 (h) (iv) which reaffirms that the fencing subject to this application is the fencing that is currently in-situ. There is no dispute within the documentation that the subject fencing is over 2 metres in height.

Conclusion

The Planning Authority respectfully requests that An Coimisiún Pleanála uphold the decision of this Declaration of Exemption as not exempt.

Eamonn McArdle

Eamonn McArdle

Executive Planner

Date: 25/06/2025