

General Description of the proposed Development.

Nature & extent of development:

The proposed use for the premises moving forward is to provide emergency accommodation for persons seeking international protection utilising the existing facilities.

There are no construction works proposed to the following:

- Existing external elevations
- Existing roof structure
- internal layouts
- Existing features of heritage or conservation value (See accompanying letter from Catherine O Brien Conservation Architect) .

Previous Use:

The premises was used as a school and the building subject to this application is currently used as accommodation for Ukrainian refugees.

Existing Use:

Since 2022, the premises has been used to provide emergency accommodation for persons displaced due to Russian invasion of Ukraine

Proposed Use:

The proposed use for the premises will be to provide emergency accommodation for persons seeking international protection.

Applicable Planning Regulations:

S.I. No. 582 of 2015 Planning and Development (Amendment) (No.4) Regulations 2015

S.I. No. 376 of 2023 PLANNING AND DEVELOPMENT (EXEMPTED DEVELOPMENT) (NO. 4) REGULATIONS 2023

Proposed Exemption:

CLASS 20F

Temporary use by or on behalf of the Minister for Children, Equality, Disability, Integration and Youth (Please see attached letter of intent on behalf of Minister for Children, Equality, Disability, Integration and Youth from Paul Donoghue, Higher Executive Officer International Protection Procurement) to accommodate or support displaced persons or persons seeking international protection of any structure or part of a structure used as a school, college, university, training centre, social centre, community centre, non-residential club, art gallery, museum, library, reading room, sports club or stadium, gymnasium, hotel, convention centre, conference centre, shop, office, Defence Forces barracks, light industrial

building, airport operational building, wholesale warehouse or repository, local authority administrative office, play centre, medical and other health and social care accommodation, event and exhibition space or any structure or part of structure normally used for public worship or religious instruction.

1. The temporary use shall only be for the purposes of accommodating displaced persons or for the purposes of accommodating persons seeking international protection. (YES)
2. Subject to paragraph 4 of this class, the use for the purposes of accommodating displaced persons shall be discontinued when the temporary protection introduced by the Council Implementing Decision (EU) 2022/382 of 4 March 2022¹ comes to an end in accordance with Article 6 of the Council Directive 2001/55/EC of 20 July 2001². (YES)
3. The use for the purposes of accommodating persons seeking international protection shall be discontinued not later than 31 December 2028. (YES see attached letter of commitment from the applicant)
4. Where the obligation to provide temporary protection is discontinued in accordance with paragraph 2 of this class, on a date that is earlier than 31 December 2028, the temporary use of any structure which has been used for the accommodation of displaced persons shall continue for the purposes of accommodating persons seeking international protection in accordance with paragraph 3 of this class. (YES)
5. The relevant local authority must be notified of locations where change of use is taking place prior the commencement of development. (Yes, The applicants commit to notifying the local authority prior to the commencement of the development)
6. 'displaced persons', for the purpose of this class, means persons to whom temporary protection applies in accordance with Article 2 of Council Implementing Decision (EU) 2022/382 of 4 March 2022. (YES)
7. 'international protection', for the purpose of this class, has the meaning given to it in section 2 (1) of the International Protection Act 2015 (No. 66 of 2015). (YES)
8. 'temporary protection', for the purpose of this class, has the meaning given to it in Article 2 of Council Directive 2001/55/EC of 20 July 2001." (YES)

Supporting Documents Included with this application:

- 1) S20F-25449-1 Site Layout map & Ground floor plan of the school building
- 2) S20F-25449-2 Existing Site Layout Plan
- 3) S20F-25449-3 Existing school building elevations,
- 4) Letter of intent on behalf of Minister for Children, Equality, Disability, Integration and Youth from Paul Donoghue, Higher Executive Officer International Protection Procurement.
- 5) Letter from The applicant
- 6) Application form.
- 7) Fee receipt



LIMERICK CITY & COUNTY COUNCIL

PLANNING AND ENVIRONMENTAL SERVICES

SECTION 5 APPLICATION

DECLARATION ON DEVELOPMENT AND EXEMPTED DEVELOPMENT

Applicant's Name: **Derek Scully C/O Derodale Ltd**

Applicant's Address: Ard Scoil Mhuire, Brackyoan, Bruff, Co. Limerick

Telephone No. [REDACTED]

Name of Agent (if any): _____

Address: _____

Ard Scoil Mhuire, Brachvoan, Bruff, Co. Limerick

Telephone No. _____

Address for Correspondence:

Derek Scully C/O Derodale Ltd

Ard Scoil Mhuire, Brachyvan, Bruff, Co. Limerick

Location of Proposed development:

Ard Scoil Mhuire, Brachvoan, Bruff, Co. Limerick

Description of Proposed development:

The use for the School Building to provide emergency accommodation
for persons seeking international protection utilising the existing facilities.

Is this a Protected Structure or within the curtilage of a Protected Structure.
YES/~~NO~~

Applicant's interest in site: Owner

List of plans, drawings, etc. submitted with this application:

Site Location Map and floor plan, Site Layout Map, Proposed Elevations & Section

Cover Letter from Applicant

Letter of intent on behalf of Minister for Children, Equality, Disability, Integration
and Youth from Paul Donoghue, Higher Executive Officer International Protection
Procurement.

Have any previous extensions/structures been erected at this location ~~YES~~/NO

If Yes please provide floor areas of all existing structures:

Existing School building 765.07 Metres square

Signature of Applicant (or Agent) D Scully

NOTES: Application must be accompanied by:

- (a) Fee of €80
- (b) Site location map
- (c) Site layout plan
- (d) Dimensioned plans and elevations of the structure and any existing structures.
- (e) Where the declaration is in respect of a farm building, a layout identifying the use of each existing building together with floor area of each building.

Application to be forwarded to:

Limerick City & County Council,
Planning and Environmental Services,
City & County Council Offices,
Dooradoyle Road,
Limerick.

OFFICE USE ONLY

Ref. No. _____ Date Received _____

Fee Received _____ Date Due _____



LIMERICK CITY & COUNTY COUNCIL
CIVIC OFFICES
MERCHANTS QUAY
LIMERICK

07/02/2025 11:59:56

Receipt No./
Uimhir Admhála : RC6/0/2078267

Derek Scully
Ard Scoil Mhuire
Brackboan
Bruff
Co. Limerick

CASH OFFICE MQ
Cash Office
Limerick
V94EH90

MERCHANT ID: *****9825
TERMINAL ID: *****2504
DATE: 07/02/2025 TIME: 11:58
BATCH: 000630-005 INVOICE: 003530
RRN: 503811146857 AUTH NO.: 496421
Visa Debit SALE
*****9694 *

SALE AMOUNT €80.00

CUSTOMER NOT PRESENT
I agree to pay the final amount according
to the card/merchant issuer agreement

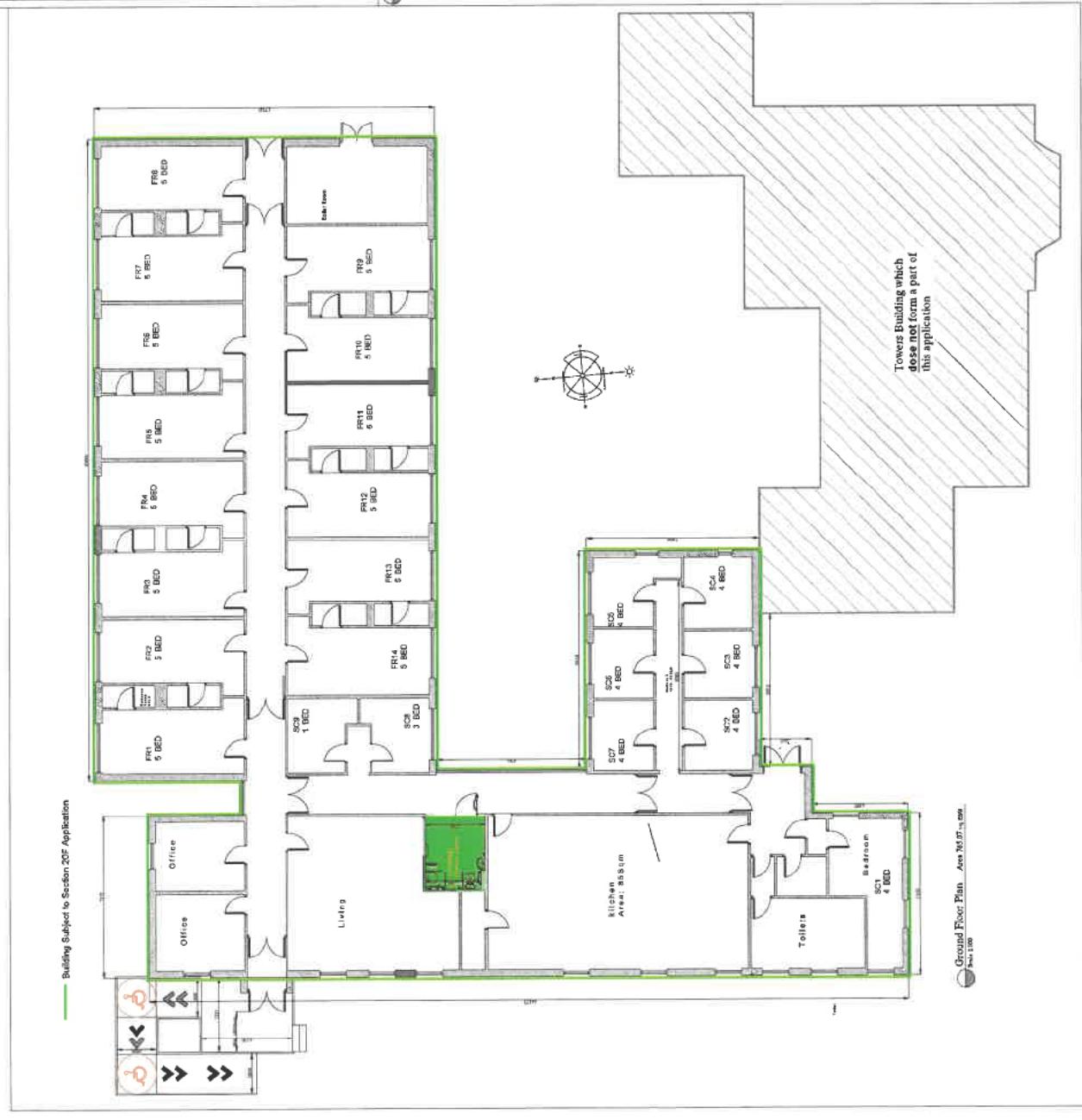
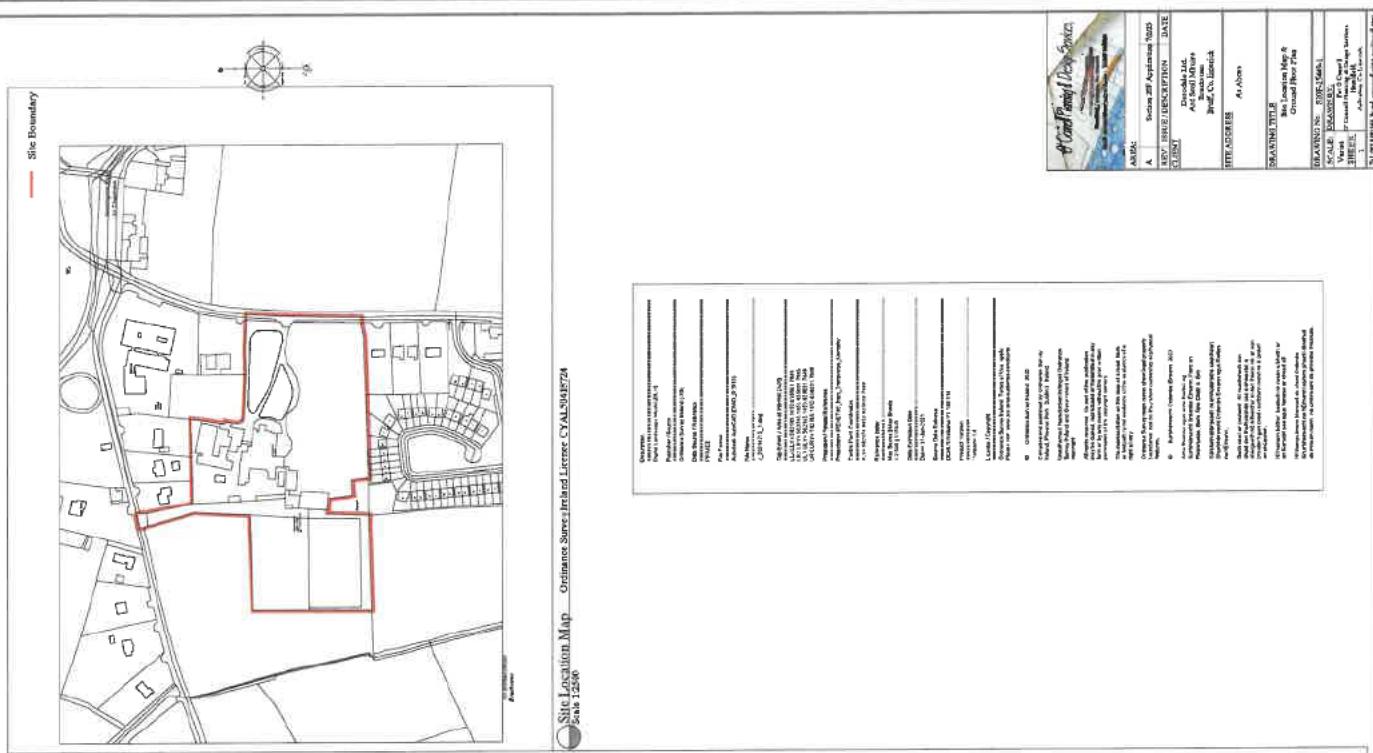
EXEMPTION CERTIFICATES 80.00
GOODS 80.00
VAT Exempt/Non-vatable

Total/Iomlán : 80.00 EUR

Tendered/Tairgthe :
Credit / Debit Card 80.00
VISA
9694

Change/Sóinseáil : 0.00

Issued By/
Eisithe ag : Niamh Hynes
From/Ó : REVENUE CASH OFFICE 6 - MERCHANTS QUAY
Vat reg No./Cláruimhir CBL: 3267368TH



NOTES:

Buildings Subject to Section 20 F Application

A map of the Colorado Plateau showing the location of the San Juan Basin. The basin is highlighted with a red box. The map includes labels for the San Juan River, Colorado River, and the Four Corner's area. The Navajo and Hopi Indian lands are also indicated.

A site plan showing a proposed building complex. The main building is a large rectangular structure with multiple levels and internal rooms, labeled with letters A through S. To the left of this main building is a smaller, single-story structure labeled '1'. To the right is a single-story structure labeled '2'. A red rectangular line, labeled 'SPIC' with an arrow, encloses the main building and the structure labeled '1'. A north arrow is located in the top right corner of the plan.

100

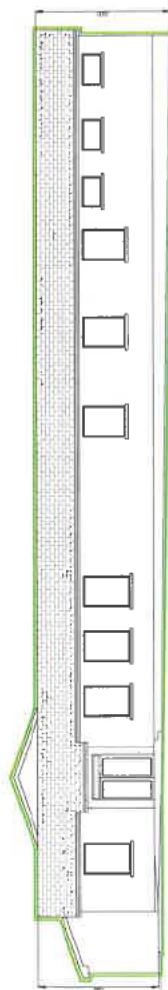
Kirby, O'Sullivan
Sports, Society
and Business Park

Site Layout Map
Scale 1:500

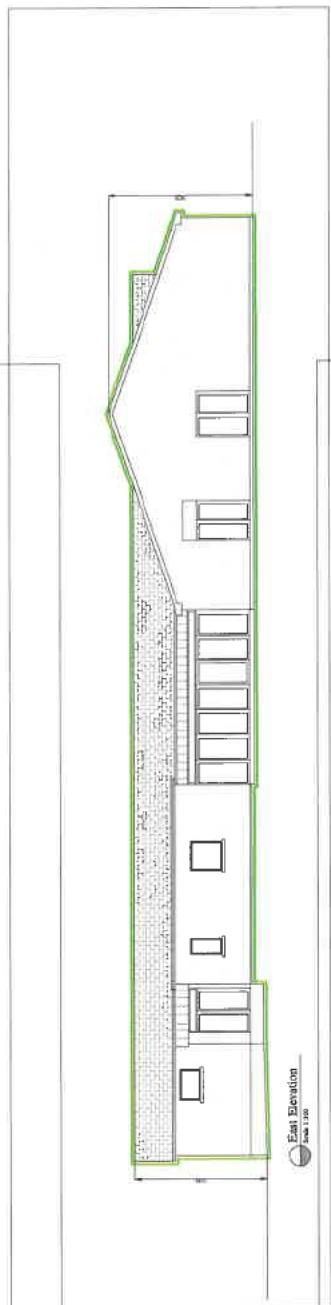
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NOTES:

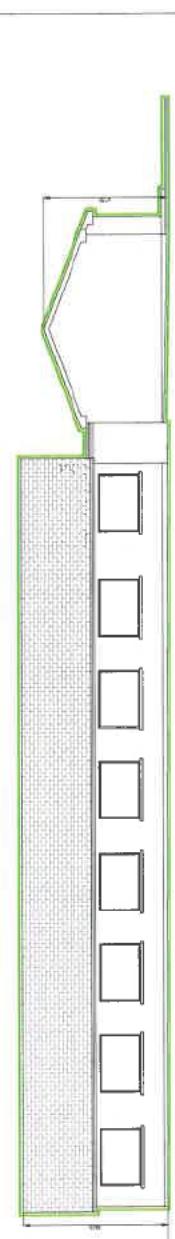
Buildings Subject to Section 20F Application



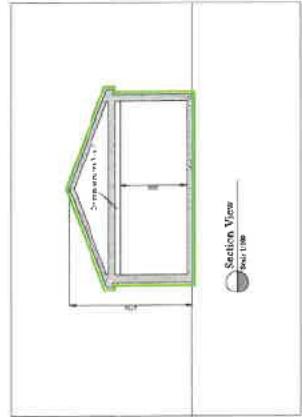
West Elevation
Scale 1:100



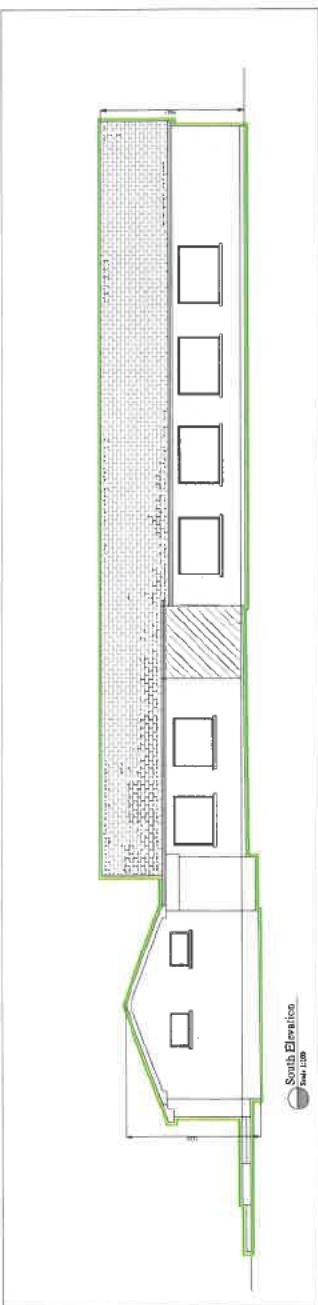
East Elevation
Scale 1:100



North Elevation
Scale 1:100



Section View
Scale 1:100



South Elevation
Scale 1:100



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Architects Engineers Interior Designers
1000 University Avenue, Suite 1000
Milwaukee, WI 53202
414-273-1100
FAX: 414-273-1101
www.oconnellassociates.com
info@oconnellassociates.com
STREET: 1000 University Avenue
CITY: Milwaukee
STATE: WI
ZIP: 53202
PHONE: 414-273-1100
FAX: 414-273-1101
E-MAIL: info@oconnellassociates.com
URL: www.oconnellassociates.com
DATE: 10/10/2008
DRAWN BY: [Signature]
REVIEWED BY: [Signature]
APPROVED BY: [Signature]



Derodale Limited

4th February 2025

Ref: Ard Scoil Mhuire,

Brackvoan, Bruff

Co Limerick

To Whom It May Concern

We wish to confirm that the temporary use of the above property is on behalf of the Minister for Children, Equality, Disability, Integration and Youth to accommodate or support displaced persons or persons seeking international protection.

Derodale Limited commit to notifying the local authority prior to the commencement of the development.

This temporary use will be discontinued after 31st December 2028.

Should you require any further information please fee free in contacting me.

Regards

Derek Scully

Director

Longstone House, Longstone, Cullen, Co. Tipperary E34 XT51

Limerick City and County Council
County Buildings,
Dooradoyle Road,
Limerick

February 5th 2025

Reference: Former FCJ, Bruff, Co. Limerick

To whom it may concern,

I have been retained by Derodale Ltd to oversee any works to the former FCJ School at Bruff, Co. Limerick.

I had 2 site visits with Mr. Tom Cassidy, Conservation officer in August 2023 and December 2023.

Tom was pleased with the work carried out to the main building at that time including the sensitive adaption of the former chapel for use as a canteen.

All historic elements were not only retained during the initial phase but also protected.

All of the work was carried out with the principle of reversibility in mind.

This application is for a change of use of an existing 70's school building and there are no construction works proposed as a part of the application.

I continue to be retained on this project .

The work to date has been carried out to a very high standard and in a sensitive and compatible nature.

If you wish to meet me on site at any stage, please do not hesitate to contact me.

Best regards,



Catherine O'Brien MRIAI B.Sc, B.Arch
Conservation Accredited.



Patrick Flanagan
Derodale Limited
Ard Scoil Mhuire Fjc,
Brackvoan,
Bruff,
Limerick,
Ireland

6th February, 2025

**RE: Application for Planning Exemption - Provision of Accommodation for
International Protection Applicants at Bruff Accommodation Centre, Convent road,
Brackovan, Bruff, Co. Limerick**

To whom it may concern,

The Department is currently seeking offers of accommodation for properties which have a full grant of planning permission for use as International Protection accommodation or properties which may avail of the Class 14H or 20F exemptions as per the Planning and Development Regulations. The above property has been offered to the Department as temporary emergency accommodation for International Protection applicants subject to grant of a planning exemption. We would therefore request that this correspondence be taken as evidence of engagement with the Department regarding the proposed change of use of the property named above.

I can confirm that the Department is interested in utilizing the above property for the accommodation of International Protection applicants subject to all planning, change of use, building control, Certificate of Compliance on Completion (CCC), fire and insurance certifications being in place and subject to contract/contract denied.

If you have any queries regarding the above, please contact me at ipps@equality.gov.ie.

Yours sincerely,



Paul Donoghue
Higher Executive Officer
International Protection Procurement Services

Report on application under Section 5 of the Planning and Development Act 2000 (as amended)

Reference no. EC-035-25

Name and Address of Applicant: Derek Scully C/O Derodale Ltd
Ard Scoil Mhuire,
Brackvoan,
Bruff,
Co. Limerick.

Agent: N/A

Location: Ard Scoil Mhuire,
Brackvoan,
Bruff,
Co. Limerick.

Description of Site and Surroundings:

The application site is at the Kirby - O' Sullivan Business Park in Bruff. There are two protected structures on site, the Presbety (RPS no 1033) and St. Mary's Convent (RPS no 1030). The subject building is a Detached seven-bay three-storey over basement convent and is a prominent feature on arrive from the Sothern extent of Bruff on the R512.

Zoning:

The site is zoned Enterprise and Employment in the Limerick Development Plan 2022-2028.

Objective: To provide for and improve general enterprise, employment, business and commercial activities.

Purpose: To provide for enterprise, employment and general business activities and acknowledge existing/permited retailing uses. To accommodate compatible industry and employment activities that are incapable of being situated in the City Centre, in a high-quality physical environment. Marine related industry shall be allowed on Enterprise and Employment zoned lands on the Dock Road. New enterprise and employment developments shall be provided in high quality landscaped park style environments, incorporating a range of amenities. These zones may accommodate light industry, low input and emission manufacturing, logistics and warehousing, campus style offices and commercial services with high space and parking requirements. The form and scale of development on these sites shall be appropriate to their location, having regard to surrounding uses and scale. A proliferation of retail uses will not be permitted. The uses in this zone are likely to generate a considerable amount of traffic by both employees and service vehicles. Sites should be highly accessible, well designed and permeable with good pedestrian, cyclist and public transport links. The implementation of mobility management plans will be required to provide important means of managing accessibility to these sites

Proposal:

This is an application requesting a Section 5 Declaration on whether the following works are or are not development or are or not exempted development:

- To use the school building to provide emergency accommodation for persons seeking international protection utilising the existing facilities.

This Section 5 declaration includes the following:

- Site location map
- Site layout plan
- Building plans
- Building elevations
- Building Sections
- Letter of intent on behalf of the Minister for Children, Equality, Disability, Integration and Youth
- Letter from Applicant

- Letter from conservation accredited architect

Planning History:

24/60048 – Application by Bruff Men's Shed for or construction of a single storey detached building, parking and associated site works for the purpose of recreation and leisure. The proposed development is within the curtilage of a Protected Structure (RPS Ref. No. 1033) is still under consideration.

99/1055 – Permission granted to F.C.J Convent for Erection of prefabricated classroom to replace existing prefabricated classroom.

86/26085 – Permission granted to Mother F.C.J for Erection of extension to Convent Secondary
Enforcement History

DC-327-14. Enforcement proceedings in relation to an unauthorised sign/change of use.

DC-074-07 – Enforcement proceedings in relation unauthorised works to a protected structure.

An Bord Pleanála Relevant Case files

N/A

Assessment

Consideration as to whether a development constitutes exempted development or not is governed by Sections 4 and 5 of the Planning and Development Act 2000 (as amended) and Articles 5, 6, 7, 8, 9, 10 and 11 of the Planning and Development Regulations 2001 (as amended).

Is the proposal development?

Section 2(1) in this Act, except where otherwise requires –

'works' includes any act or operation of construction, excavation, demolition, extension, alteration, repair or renewal.

'structure' as any building, structure, excavation, or other thing constructed or made on, in or under any land, or part of a structure so defined, and –

(a) Where the context so admits, includes the land on, in or under which the structure is situated.

Section 3(1) defines 'development' as 'the carrying out of any works on, in, over or under land or the making of any material change in the use of any structures or other land'.

The change proposed under this application is the use the school building to provide emergency accommodation for persons seeking international protection utilising the existing facilities. While no works are required, the question then is whether the proposal would be a material change of use as per Section 3(1) of the Planning and Development Act 2000 (as amended).

Is the proposal exempted development?

The proposal for the change of use is to be assessed against Class 20F of Part 1 of Schedule 2 of the Planning and Development Regulations 2001 (as amended).

Class 20F states: Temporary use by or on behalf of the Minister for Children, Equality, Disability, Integration and Youth to accommodate or support persons seeking international protection of any structure or part of a structure used as a school, college, university, training centre, social centre, community centre, non-residential club, art gallery, museum, library, reading room, sports club or stadium, gymnasium, hotel, convention centre, conference centre, shop, office, Defence Forces barracks, light industrial building, airport operational building, wholesale warehouse or repository, local authority administrative office, play centre, medical and other health and social care accommodation, event and exhibition space or any structure or part of structure normally used for public worship or religious instruction.

There is a letter on file from a representative of the Minister for Children, Equality, Disability, Integration and Youth confirming they would use the buildings for the purpose outlined in the exemption and the convent building can be considered under this class.

The most recent use of the former school building is for emergency accommodation for Ukrainian refugees and it appears this may have been related to a different class of exempted development. This application relates to the change of use only and will not require any works or reconfiguration internally or externally to the building.

1. The temporary use shall only be for the purposes of accommodating displaced persons or for the purposes of accommodating persons seeking international protection.

Letters on file confirm that the accommodation will be displaced persons or persons seeking international protection.

2. Subject to paragraph 4 of this class, the use for the purposes of accommodating displaced persons shall be discontinued when the temporary protection introduced by the Council Implementing Decision (EU) 2022/382 of 4 March 2022¹ comes to an end in accordance with Article 6 of the Council Directive 2001/55/EC of 20 July 2001².

Letter confirms the use will be discontinued when required.

3. The use for the purposes of accommodating persons seeking international protection shall be discontinued not later than 31 December 2028.

Letter confirms the use will be discontinued when required.

4. Where the obligation to provide temporary protection is discontinued in accordance with paragraph 2 of this class, on a date that is earlier than 31 December 2028, the temporary use of any structure which has been used for the accommodation of displaced persons shall continue for the purposes of accommodating persons seeking international protection in accordance with paragraph 3 of this class.

Letter on file confirms this will be complied with.

5. The relevant local authority must be notified of locations where change of use is taking place prior the commencement of development. 6. 'displaced persons', for the purpose of this class, means persons to whom temporary protection applies in accordance with Article 2 of Council Implementing Decision (EU) 2022/382 of 4 March 2022.

The applicant has confirmed the Local Authority will be notified prior to the commencement of development

6. 'displaced persons', for the purpose of this class, means persons to whom temporary protection applies in accordance with Article 2 of Council Implementing Decision (EU) 2022/382 of 4 March 2022.

. Definition noted by applicant.

7. 'international protection', for the purpose of this class, has the meaning given to it in section 2(1) of the International Protection Act 2015 (No. 66 of 2015).

Definition noted by applicant.

8. 'temporary protection', for the purpose of this class, has the meaning given to it in Article 2 of Council Directive 2001/55/EC of 20 July 2001.

Definition noted by applicant.

Article 9 Restrictions

The proposed development is not restricted by any of the restrictions in Article 9 of the Planning and Development Regulations 2001 (as amended).

Appropriate Assessment

An AA Screening examination was carried out by Limerick City & County Council (see appendix 1). Overall it is considered that the development as proposed should not exercise a significant effect on the conservation status of any SAC or SPA as there are no source-pathway-receptors and the site does not directly encroach on any Natura 2000 European Sites. Therefore, an Appropriate Assessment is not required in this instance.

Environmental Impact Assessment

An EIA Screening examination was carried out by Limerick City & County Council (see appendix 2). Overall, it is considered that there is no real likelihood of significant effects on the environment. Therefore, an Environmental Impact Assessment is not required in this instance.

Recommendation

The Covent building is a type of building listed in Class 20F and there are no works proposed to accommodate the change of use. The proposal detailed on the application and plans submitted is considered to come within the scope of Class 20F of Part 1 of Schedule 2 of the Planning and Development Regulations 2001 (as amended).

Regard has been had to –

- (a) Section 2, 3 and 4 of the Planning and Development Act 2000 (as amended)
- (b) Class 20F of Part 1 of Schedule 2 of the Planning and Development Regulations 2001 (as amended)
- (c) The plans & particulars submitted with the application received on the 4th March 2025

It is therefore considered that the said works are exempted development under Class 20F of Part 1 of Schedule 2 of the Planning and Development Regulations 2001 (as amended).

John Wallace

John Wallace

Assistant Planner

Date: 21/03/2025

B. Henn
Agreed: _____

Barry Henn S.E.P

Date: 27/03/2025

Appendix 1- AA Screening examination

AA PN01 Screening Form

STEP 1: Description of the project/proposal and local site characteristics:				
(a) File Reference No:	EC-035-25			
(b) Brief description of the project or plan:	PERMISSION for construction of a single storey detached building, parking and associated site works for the purpose of recreation and leisure. The proposed development is within the curtilage of a Protected Structure (RPS Ref. No. 1033).			
(c) Brief description of site characteristics:	Convent on site protected structure			
(d) Relevant prescribed bodies consulted: e.g. DHLGH (NPWS), EPA, OPW	N/A			
(e) Response to consultation:	N/A			
STEP 2: Identification of relevant Natura 2000 sites using Source-Pathway-Receptor model and compilation of information on Qualifying Interests and conservation objectives.				
European Site (code)	List of Qualifying Interest/Special Conservation Interest ¹	Distance from proposed development ² (km)	Connections (Source-Pathway-Receptors)	Considered further in screening Y/N
002165 Lower River Shannon SAC	https://www.npws.ie/protected-sites/sac/002165	18.5km	None	No
001430 Glen Bog SAC	https://www.npws.ie/protected-sites/sac/001430	3.5km	None	No
00439 Tory Hill SAC	https://www.npws.ie/protected-sites/sac/000439	11.2km	None	No

¹ Short paraphrasing and/or cross reference to NPWS is acceptable – it is not necessary to reproduce the full text on the QI/SCI.

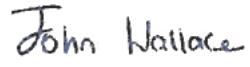
² if the site or part thereof is within the European site or adjacent to the European site, state here

STEP 3: Assessment of Likely Significant Effects
(a) Identify all potential direct and indirect impacts that may have an effect on the conservation objectives of a European site, taking into account the size and scale of the project under the following headings:

Impacts:	Possible Significance of Impacts: (duration/Magnitude etc)
Construction phase e.g <ul style="list-style-type: none"> - Vegetation clearance - Demolition - Surface water runoff from soil excavation/infill/landscaping (including borrow pits) - Dust, noise, vibration - Lighting disturbance - Impact on groundwater/dewatering - Storage of excavated/construction materials - Access to site - Pests 	None. No hydrological link to designated site
Operation phase e.g. <ul style="list-style-type: none"> - Direct emission to air and water - Surface water runoff containing contaminant or sediment - Lighting disturbance - Noise/vibration - Changes to water/groundwater due to drainage or abstraction - Presence of people, vehicles and activities - Physical presence of structures (e.g collision risk) - Potential for accidents or incidents 	None. No hydrological link to designated site
In-combination/Other	None given level of development in the area.
(b) Describe any likely changes to the European site: <p>Examples of the type of changes to give consideration to include:</p> <ul style="list-style-type: none"> - Reduction or fragmentation of habitat area - Disturbance to QI species - Habitat or species fragmentation - Reduction or fragmentation in species density - Changes in key indicators of conservation status value (water or air quality etc) - Changes to areas of sensitivity or threats to QI - Interference with the key relationships that define the structure or ecological function of the site 	
(c) (Are 'mitigation' measures necessary to reach a conclusion that likely significant effects can be ruled out at screening?	
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	

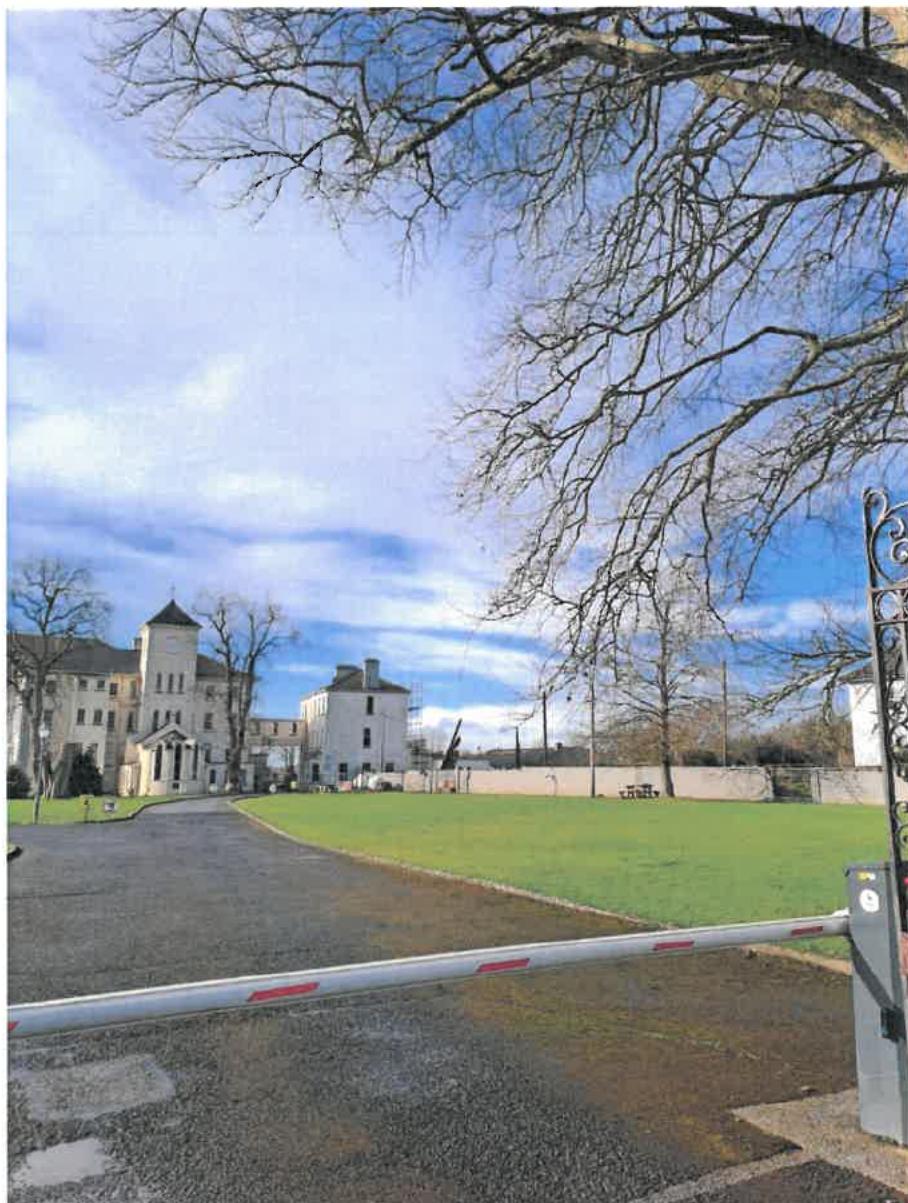
STEP 4: Screening Determination Statement		
The assessment of significance of effects: Describe how the proposed development (alone or in-combination is/is not likely to have significant effects on European site (s) in view of its conservation objectives		
No effects have been identified on any designated sites		
Conclusion: Given the sites size, no hydrological connection to any SAC/SPA, the site does not encroach on any SAC/SPA and the scale of the development, An AA Screening is not required.		
	Tick as appropriate:	Recommendation:
(i) It is clear that there is no likelihood of significant effects on a European Site	<input checked="" type="checkbox"/>	The proposal can be screened out: Appropriate Assessment not required.
(ii) It is uncertain whether the proposal will have a significant effect on a European Site	<input type="checkbox"/>	<input type="checkbox"/> Request further information to complete screening <input type="checkbox"/> Request NIS <input type="checkbox"/> Refuse planning permission
(iii) Significant effects are likely	<input type="checkbox"/>	<input type="checkbox"/> Request NIS <input type="checkbox"/> Refuse planning permission
Signature and Date of Recommending Officer:	 John Wallace John Wallace, Assistant Planner 21/03/25	
Signature and Date of the Decision Maker:	 B. Henn Senior Executive Planner 27/03/2025	

Appendix 2 – EIA Screening

Establishing if the proposal is a 'sub-threshold development':		
Planning Register Reference:	EC-035-25	
Development Summary:	Whether the change of use from Adult Education Centre/Emergency Accommodation to use as temporary accommodation for displaced persons seeking International Protection is or is not exempted development.	
Was a Screening Determination carried out under Section 176A-C?	<input type="checkbox"/> Yes, no further action required <input checked="" type="checkbox"/> No. Proceed to Part A	
A. Schedule 5 Part 1 - Does the development comprise a project listed in Schedule 5, Part 1, of the Planning and Development Regulations 2001 (as amended)? (Tick as appropriate)		
<input type="checkbox"/> Yes, specify class: [insert here] _____		EIA is mandatory No Screening required
<input checked="" type="checkbox"/> No		Proceed to Part B
B. Schedule 5 Part 2 - Does the development comprise a project listed in Schedule 5, Part 2, of the Planning and Development Regulations 2001 (as amended) and does it meet/exceed the thresholds? (Tick as appropriate)		
<input checked="" type="checkbox"/> No. the development is not a project listed in Schedule 5, Part 2		No Screening required
<input type="checkbox"/> Yes the project is listed in Schedule 5, Part 2 and meets/exceeds the threshold, specify class (including threshold): [specify class & threshold here]		EIA is mandatory No Screening required
<input type="checkbox"/> Yes the project is of a type listed but is sub-threshold: [insert here] _____		Proceed to Part C
C. If Yes, has Schedule 7A information/screening report been submitted?		
<input type="checkbox"/> Yes, Schedule 7A information/screening report has been submitted by the applicant		Screening Determination required
<input type="checkbox"/> No, Schedule 7A information/screening report has not been submitted by the applicant		Preliminary Examination required
Signature and Date of Recommending Officer:		 <hr/> John Wallace Assistant Planner

	21/03/2025
Signature and Date of the Decision Maker:	 <u>Barry Henn, SEP</u> <u>27/03/2025</u>

Site Visit Photographs









PLANNING & PLACE-MAKING

REG POST:

Derek Scully
c/o Derodale Ltd
Ard Scoil Mhuire,
Brackvoan,
Bruff,
Co. Limerick.

EC/035/25

28th March 2025

Re: Declaration under Section 5

Dear Sir/Madam,

I refer to the above application for Section 5 Declaration on Development and Exempted Development.

Please find herewith a copy of Council's decision on same.

Yours faithfully,

(for) Senior Planner,
Development Management

LIMERICK CITY & COUNTY COUNCIL

APPROVED OFFICER'S ORDER

SECTION 5 – DECLARATION ON DEVELOPMENT AND EXEMPTED DEVELOPMENT

No. AOO/DC/2025/307

File Ref No. EC/035/25

SUBJECT: Declaration under Section 5.
Planning and Development Act 2000 as amended
Planning and Development Regulations 2001 as amended

RE: **To use the school building to provide emergency accommodation for persons seeking international protection utilising the existing facilities at Ard Scoil Mhuire, Brackvoan, Bruff, Co. Limerick.**

ORDER: Whereas by Director General's Order No. DG/2024/123 dated 27th November 2024, Dr. Pat Daly, Director General, Limerick City & County Council did, pursuant to the powers conferred on him by Section 154 of the Local Government Act, 2001, (as amended by the Local Government Reform Act, 2014 and the Local Government (Mayor of Limerick) and Miscellaneous Provisions Act, 2024), delegate unto Barry Henn, Senior Executive Planner the functions as defined in the Local Government Acts, 1925 to 2024.

Now therefore pursuant to the delegation of the functions aforesaid, I, Barry Henn, Senior Executive Planner, having considered the report and recommendation of John Wallace, Assistant Planner dated 21/03/2024, hereby order that a Declaration under Section 5 of the Planning and Development Act 2000 (as amended) be issued to Derek Scully c/o Derodale Ltd, Ard Scoil Mhuire, Brackvoan, Bruff, Co. Limerick to state that the works as described above is

Development and is Exempt Development. *Yours*

Signed

B. Henn

SENIOR EXECUTIVE PLANNER, PLANNING & PLACE-MAKING

Date

28/03/2025

Certified to be a true copy of Approved Officer's Order, Planning & Development Order No. AOO/DC/2025/307 dated 28/03/2025, pursuant to Section 151(7) of the Local Government Act 2001

Signed:

B. Henn

SENIOR EXECUTIVE PLANNER, PLANNING & PLACE-MAKING



SECTION 5 – DECLARATION ON DEVELOPMENT AND EXEMPTED DEVELOPMENT

DECLARATION NO. **EC/035/25**

Name and Address of Applicant: Derek Scully c/o Derodale Ltd, Ard Scoil Mhuire, Brackvoan, Bruff, Co. Limerick

Agent: N/A

Whether the use of the school building to provide emergency accommodation for persons seeking international protection utilising the existing facilities at Ard Scoil Mhuire, Brackvoan, Bruff, Co. Limerick is or is not Development or is or is not Exempted Development. The works as described on the plans submitted with the application on the 4th of March 2025.

AND WHEREAS the Planning Authority has concluded that the use of the school building to provide emergency accommodation for persons seeking international protection utilising the existing facilities at Ard Scoil Mhuire, Brackvoan, Bruff, Co. Limerick **DOES** come within the scope of exempted development under Class 20F of Part 1 of Schedule 2 of the Planning and Development Regulations 2001 (as amended). See Report attached.

NOW THEREFORE the Planning Authority in exercise of the powers conferred on it by Section 5(2) (a) of the Planning and Development Act 2000 (as amended) hereby decides that the said development as described above is **Development and is Exempt Development**.

Signed on behalf of the said Council

Date: 28/03/2025

NOTE: A Declaration on Development or Exemption issued by Limerick City & County Council may be referred to An Bord Pleanála on payment of €220 for review within 4 weeks after the issuing of the declaration.