

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

01/08/2025

PEMCAS Ltd,  
Portal House, Raheen Business Park,  
Raheen, Limerick. V94 FHX7  
061-498900 / [www.pemcas.ie](http://www.pemcas.ie)

Limerick City & County  
Council

01 AUG 2025

Planning

**Re: Chemifloc Group - Section 5 Declaration for Proposed Chemical Storage Tank & Associated Bund**

To whom it concerns,

On behalf of our client Chemifloc Group, we wish to submit an application for a declaration on exempted development for proposed works at their site in Foynes Port, Foynes, Co. Limerick

In support of this application, we include the following:

1. Completed Application Form.
2. Site Location Map.
3. Site Layout Plan (including relevant plan of tanks and bunds).
4. Dimensioned elevations of the structure and any existing structures.
5. Fee of €80.00.

We will be happy to clarify any queries you might have in relation to these documents, or to provide any supplementary information required.

Yours faithfully,



Ray Dowling  
PEMCAS

Limerick City & County  
Council

01 AUG 2025

Planning

**LIMERICK CITY & COUNTY COUNCIL****PLANNING AND ENVIRONMENTAL SERVICES****SECTION 5 APPLICATION****DECLARATION ON DEVELOPMENT AND EXEMPTED DEVELOPMENT**

Applicant's Name: Chemifloc Group

Applicant's Address: Chemifloc Ltd, Smithstown Industrial Estate,  
Shannon, Co. Clare

V14 VY67

  
Name of Agent (if any): Ray Dowling c/o PEMCAS

Address: Portal House, Raheen Business Park,  
Raheen, Co. Limerick V94 FHX7

Telephone No. (061) 498 913

Address for Correspondence:

PEMCAS, Portal House, Raheen Business Park, Raheen,  
Co. Limerick V94 FHX7

Location of Proposed development:

GI Chemicals, Foynes Port

Foyne Co. Limerick Ireland V94 D5C3.

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Description of Proposed development:

Installation of a new 12m high/1,496m<sup>3</sup> Sulphuric Acid Storage Tank and associated bund walls, demolition of existing bund wall and relocation of an existing 543m<sup>3</sup> acid storage tank and construction of associated new bund walls in new location, installation of: all associated above ground pipework, equipment, steps, ladders and gantries, all associated site development works and underground services works to facilitate the proposed works.

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Is this a Protected Structure or within the curtilage of a Protected Structure.

YES/NO

Applicant's interest in site: Owner

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

Site Location Map, Site Layout, Plans & Elevations

---

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

If Yes please provide floor areas of all existing structures:

Existing Warehouse: 3,878m<sup>2</sup>;

2no 132m<sup>2</sup> tanks, 2no. 107m<sup>2</sup> tanks, 1no. 63m<sup>2</sup> tank, 12no. 16m<sup>2</sup> tanks.

Note: approximations provided for tank footprints.

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Signature of Applicant (or Agent):

  
Ray Dowling

**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 \_\_\_\_\_

\*\*\*\*\*





COMHAIRLE  
CATHRACH & CONTAE  
**Luimnigh**  
**Limerick**  
CITY & COUNTY  
COUNCIL

LIMERICK CITY & COUNTY COUNCIL  
CASH OFFICE  
CIVIC OFFICES  
DOORADOYLE  
CO LIMERICK

01/08/2025 15:49:57

Receipt No./  
Uimhir Admhála : LA25/0/25179728  
\*\*\*\*\* REPRINT \*\*\*\*\*

PEMCAS

PLANNING APPLICA FEE	80.00
GOODS	80.00
VAT 0%	0.00

Total/Iomlán : 80.00 EUR

Tendered/Tairgthe :  
Credit / Debit Card 80.00  
VISA  
\*\*\*\*4430  
\*\*\*\*

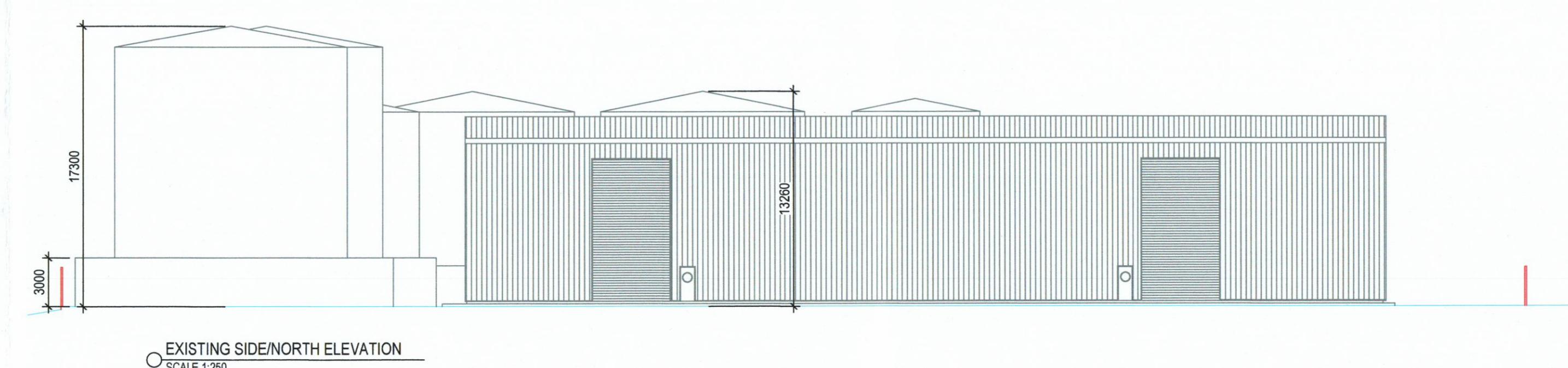
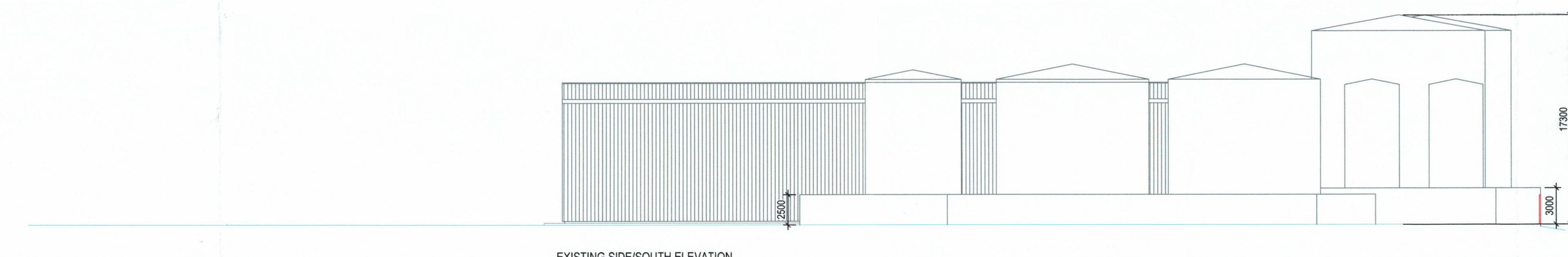
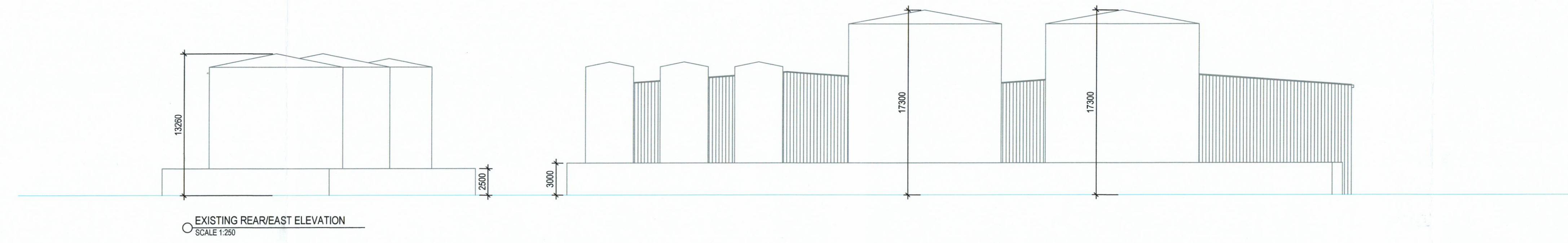
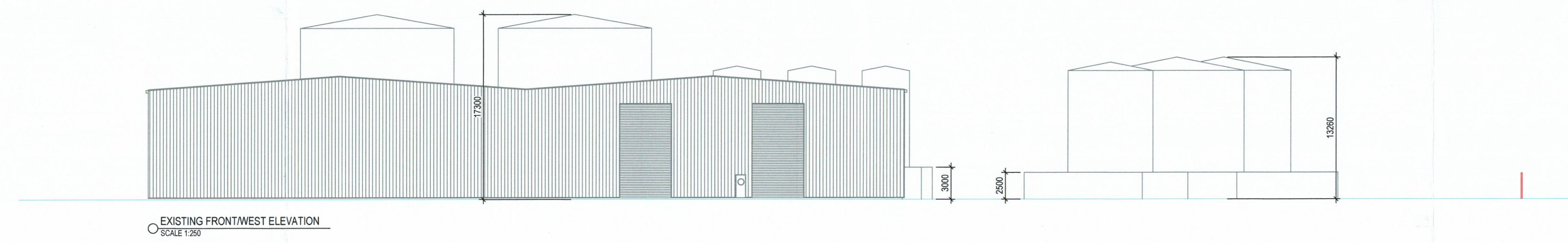
Change/Sóinseáil : 0.00

Issued By/  
Eisithe ag : Gerard Ryan  
From/Ó : CASH OFFICE HQ  
Vat reg No./Cláruimhir CBL: 3267368TH



CLIENT: CHEMIFLOC LTD  
PROJECT: PROPOSED SITE LAYOUT  
FOYNES PORT, FOYNES  
Co. LIMERICK  
TITLE: EXISTING SITE LAYOUT  
ISSUED FOR: INFORMATION  
DRAWN BY: GB  
APL BY: EM  
SCALE: 1:500  
STATUS: SO



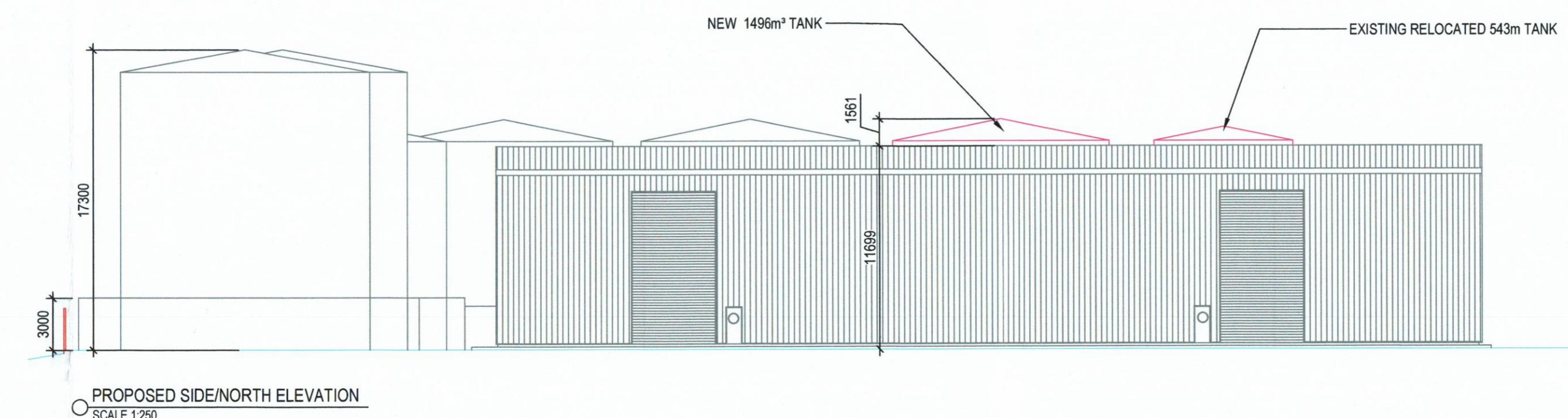
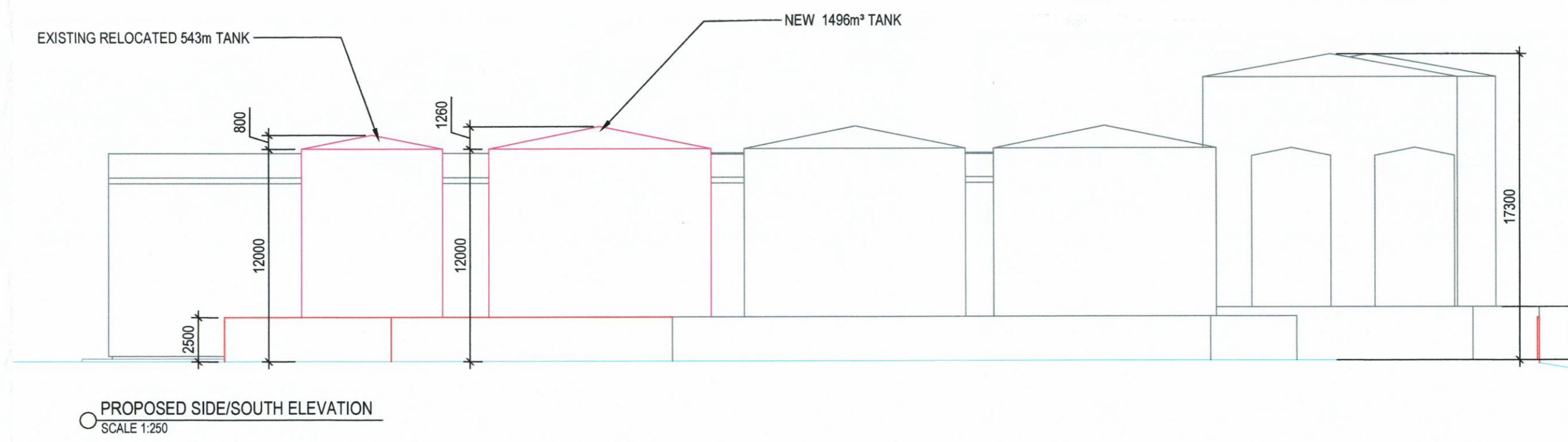
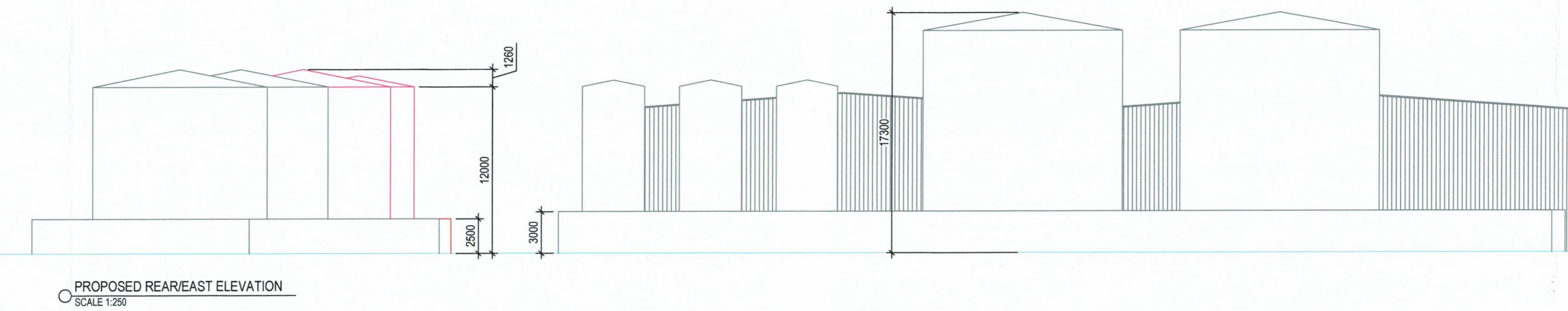
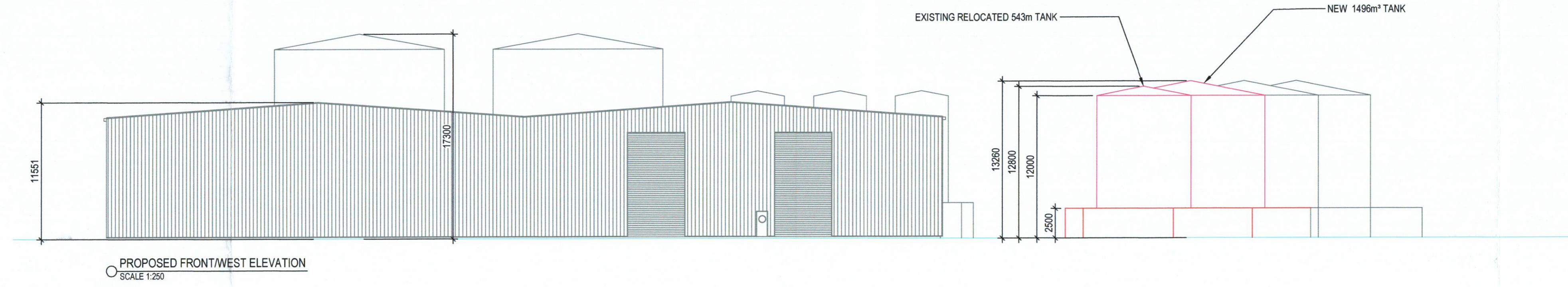


		ISSUE FOR INFORMATION		GB	RD
REVISION	DATE	DESCRIPTION	DRAWN	CHECKED	
A1	01 AUG 2025				
REVISIONS		A1			

CLIENT	CHEMIFLOC LTD	DRW. BY	GB
PROJECT	PROPOSED CHEMICAL STORAGE TANK FOYNES PORT, FOYNES CO. LIMERICK	APR. BY	EM
TITLE	EXISTING ELEVATIONS	SCALE	1:250
ISSUED FOR	INFORMATION	STATUS	S2
DWG. NO.	Project - Originator - Volume - Level - File Type - Role - Identifier 2512-PE-XX-XX-DR-AR-2001	REV.	PO1

PORTAL HOUSE, RAHEEN BUSINESS PARK, RAHEEN, LIMERICK, IRELAND, V94 FHX7  
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**PEMCAS**  
Inspired Engineering



P01	01/AUG/2025	ISSUE FOR INFORMATION	GB RD
REVISION	DATE	DESCRIPTION	DRAWN CHECKED
A1		REVISIONS	A1

CLIENT: CHEMIFLOC LTD  
PROJECT: PROPOSED CHEMICAL STORAGE TANK  
FOYNES PORT, FOYNES  
Co. LIMERICK  
TITLE: PROPOSED ELEVATIONS  
ISSUED FOR: INFORMATION  
DWG. NO.: Project - Originator - Volume - Level - File Type - Role - Identifier  
2512-PE-XX-XX-DR-AR-2002

DRW. BY: GB  
APR. BY: EM  
SCALE: 1:250  
STATUS: S2  
REV. PO1  
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**PEMCAS**  
Inspired Engineering

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

**Reference no.** EC-165-25

**Name and Address of Applicant:** Chemifloc Group,  
Chemifloc Ltd.,  
Smithstown Industrial Estate,  
Shannon, Co. Clare.  
V14 VY67

**Agent:** Ray Dowling c/o PEMCAS  
Portal House,  
Raheen Business Park,  
Raheen, Co. Limerick.  
V94 FHX7

**Location:** GI Chemicals,  
Foynes Port,  
Foynes, Co. Limerick.  
V94 D5C3

**Description of Site and Surroundings:**

The subject site is situated in Foynes Port circa 2km north-east of Foynes village centre and accessed by the L-6188 Durnish local road from the N69 south of the village. The site comprises an industrial holding with warehouse/storage unit and bunded chemical tank storage facilities located in the established port area of Foynes. Planning permission was granted for the installation of the chemical tanks under file ref: 00/2386.

**Zoning:**

Zoned - *Marine Related industry* in the Limerick Development Plan 2022 – 2028.

**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:

- Installation of a new 12m high/1,496m<sup>3</sup> Sulphuric Acid Storage Tank and associated bund walls, demolition of existing bund wall and relocation of an existing 543m<sup>3</sup> acid storage tank and construction of associated new bund wall in new location, and installation of: all associated above ground pipe work, equipment, steps, ladders and gantries, all associated site developments, works and underground services works to facilitate the proposed works.

This Section 5 declaration includes the following:

- Application Form
- Site plans
- Elevations

- Site layout map
- Site location map

**Planning History:**

00/2386 - Construction of 3716 sq. m of warehouse/storage unit, 328 sq.m of office area, bunded tank storage area, biocycle treatment plant, entrance road, carparking & associated site works. Granted conditionally.

15/34 - The construction of 3 no. double containment vertical storage tanks for storage of inorganic chemicals at their existing warehouse/storage facility. Granted conditionally.

**Enforcement History:**

N/A

**Relevant An Bord Pleanála referrals:**

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 proposed development therefore constitutes ‘works’ and is ‘development’.

**Is the proposal exempted development?**

The proposal is for the installation of an acid storage tank and associated works. Having regard to the existing use on the site, which is industrial in nature, I consider that the proposal should be assessed under Class 21 of Part 1 of Schedule 2 of the Planning and Development Regulations 2001 (as amended).

***Class 21***

*(a) Development of the following descriptions, carried out by an industrial undertaker on land occupied and used by such undertaker for the carrying on, and for the purposes of, any industrial process, or on land used as a dock, harbour or quay for the purposes of any industrial undertaking—*

- (i) the provision, rearrangement, replacement or maintenance of private ways or private railways, sidings or conveyors,
- (ii) the provision, rearrangement, replacement or maintenance of sewers, mains, pipes, cables or other apparatus,
- (iii) the installation or erection by way of addition or replacement of plant or machinery, or structures of the nature of plant or machinery.

b) Any works for the provision within the curtilage of an industrial building of a hard surface to be used for the purposes of or in connection with the industrial process carried on in the building.

In this regard the proposal is considered to be development in the category outlined under (a)(iii) of Class 21 i.e. “*carried out by an industrial undertaker on land occupied and used by such undertaker for the carrying on, and for the purposes of, any industrial process or on land used as a dock, harbour or quay for the purposes of any industrial undertaking*”...“*the installation or erection by way of addition or replacement of plant or machinery, or structures of the nature of plant or machinery*”.

Having assessed the proposal against Class 21 and its conditions and limitations I find as follows:

*Condition 1. Any such development shall not materially alter the external appearance of the premises of the undertaking.*

The proposed development will not be visible from the public road L-6188; however, the proposed tank is clearly visible from the internal access road and is a permanent feature that will materially alter the external appearance of the premises of the undertaking. The above condition does not state that any view of the site from the public road is a consideration. Only whether its external appearance is materially altered. Whether its external appearance can be viewed from the public road is immaterial. Therefore, the proposed development is not considered to be exempted development.

*Condition 2. The height of any plant or machinery, or any structure in the nature of plant or machinery, shall not exceed 15 metres above ground level or the height of the plant, machinery or structure replaced, whichever is the greater.*

The tank is stated as being 12 metres in height and therefore will not exceed the maximum height of 15 metres.

## **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 has been undertaken (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 necessary (See Appendix 1 for AA Screening Form).

### **Environmental Impact Assessment**

An EIA Screening examination has been undertaken (see Appendix 2). Based on a preliminary examination of the proposal there is no real likelihood of significant effects on the environment and EIA is not required.

### **Conclusion/Recommendation**

The information detailed on the application is not considered to be within the scope of Class 21, Condition 1, 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 21 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 01<sup>st</sup> day of August 2025.

It is therefore considered that the said works are development and are not exempted development under Class 21 of Part 1 of Schedule 2 of the Planning and Development Regulations 2001 (as amended).

  
\_\_\_\_\_  
Eithne O'Brien  
A/Executive Planner  
Date: 26/08/2025

Agreed

  
\_\_\_\_\_  
Jennifer Collins  
A/Senior Executive Planner  
Date: 26/08/2025

## Appendix 1- AA Screening examination

### AA PN01 Screening Form

<b>STEP 1: Description of the project/proposal and local site characteristics:</b>	
<b>a. File Reference No:</b>	EC-165-25
<b>b. Brief description of the project or plan:</b>	<p>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:</p> <p>Installation of a new 12m high/1,496m<sup>3</sup> Sulphuric Acid Storage Tank and associated works</p>
<b>c. Brief description of site characteristics:</b>	Brownfield site in industrial estate
<b>d. Relevant prescribed bodies consulted:</b> <b>e.g. DHLGH (NPWS), EPA, OPW</b>	N/A
<b>e. Response to consultation:</b>	N/A

European Site (code)	List of Qualifying Interest/Special Conservation Interest <sup>1</sup>	Distance from proposed development <sup>2</sup> (km)	Connections (Source-Pathway-Receptors)	Considered further in screening Y/N
002165	<p>Lower River Shannon SAC</p> <p><a href="https://www.npws.ie/protected-sites/sac/002165">https://www.npws.ie/protected-sites/sac/002165</a></p>	c0.40km	None	N
004077	<p>River Shannon and River Fergus Estuaries SPA</p> <p><a href="https://www.npws.ie/protected-sites/spa/004077">https://www.npws.ie/protected-sites/spa/004077</a></p>	C0.40km	None	N
004161	<p>Stack's to Mullaghareirk Mountains, West Limerick Hills and Mount Eagle SPA</p> <p><a href="https://www.npws.ie/protected-sites/spa/004161">https://www.npws.ie/protected-sites/spa/004161</a></p>	c6.60km	None	N
000432	<p>Barrigone SAC</p> <p><a href="https://www.npws.ie/protected-sites/sac/000432">https://www.npws.ie/protected-sites/sac/000432</a></p>	C3.58km	None	N

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

<sup>2</sup> if the site or part thereof is within the European site or adjacent to the European site, state here

<b>STEP 3: Assessment of Likely Significant Effects</b>	
<b>(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:</b>	
<b>Impacts:</b>	<b>Possible Significance of Impacts: (duration/Magnitude etc)</b>
<b>Construction phase e.g.</b> <ul style="list-style-type: none"><li>- Vegetation clearance</li><li>- Demolition</li><li>- Surface water runoff from soil excavation/infill/landscaping (including borrow pits)</li><li>- Dust, noise, vibration</li><li>- Lighting disturbance</li><li>- Impact on groundwater/dewatering</li><li>- Storage of excavated/construction materials</li><li>- Access to site</li><li>- Pests</li></ul>	None. Works are minimal and will involve temporary construction works; therefore, no likely significant impact on the conservation objectives of the above named site.
<b>Operation phase e.g.</b> <ul style="list-style-type: none"><li>- Direct emission to air and water</li><li>- Surface water runoff containing contaminant or sediment</li><li>- Lighting disturbance</li><li>- Noise/vibration</li><li>- Changes to water/groundwater due to drainage or abstraction</li><li>- Presence of people, vehicles and activities</li><li>- Physical presence of structures (e.g. collision risk)</li><li>- Potential for accidents or incidents</li></ul>	None. Works are minimal and will involve temporary construction works; therefore, no likely significant impact on the conservation objectives of the above named site.
<b>In-combination/Other</b>	None given level of development in the area
<b>(b) Describe any likely changes to the European site:</b>	
Examples of the type of changes to give consideration to include: <ul style="list-style-type: none"><li>- Reduction or fragmentation of habitat area</li><li>- Disturbance to QI species</li><li>- Habitat or species fragmentation</li><li>- Reduction or fragmentation in species density</li></ul>	None predicted

<ul style="list-style-type: none"> <li>- Changes in key indicators of conservation status value (water or air quality etc)</li> <li>- Changes to areas of sensitivity or threats to QI</li> <li>- Interference with the key relationships that define the structure or ecological function of the site</li> </ul>	
<p><b>(c) (Are 'mitigation' measures necessary to reach a conclusion that likely significant effects can be ruled out at screening?</b></p>	
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	

<b>STEP 4: Screening Determination Statement</b>		
<p><b>The assessment of significance of effects:</b>        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</p>		
<p>No effects have been identified on any designated sites</p>		
<p><b>Conclusion:</b>        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.</p>		
	Tick as appropriate:	Recommendation:
(i) It is clear that there <b>is no likelihood</b> of significant effects on a European Site	<input checked="" type="checkbox"/>	<p>The proposal can be screened out: Appropriate Assessment not required.</p>
(ii) It is <b>uncertain</b> whether the proposal will have a significant effect on a European Site	<input type="checkbox"/>	<p><input type="checkbox"/> Request further information to complete screening</p> <p><input type="checkbox"/> Request NIS</p> <p><input type="checkbox"/> Refuse planning permission</p>
(iii) <b>Significant effects</b> are likely	<input type="checkbox"/>	<p><input type="checkbox"/> Request NIS</p> <p><input checked="" type="checkbox"/> Refuse planning permission</p>
Signature and Date of Recommending Officer:	 <hr/> <p>Eithne O'Brien ,        Assistant Planner        26/08/2025</p>	

**Planner**

  
\_\_\_\_\_  
Jennifer Collins,  
A/Senior Executive Planner  
26/08/2025

## Appendix 2 – EIA Screening – Establishing if proposal is sub-threshold

Establishing if the proposal is a 'sub-threshold development':		
Planning Register Reference:	EC-165-25	
Development Summary:	Installation of a new 12m high/1,496m <sup>3</sup> Sulphuric Acid Storage Tank and associated works	
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 <b>Part A</b>	
<b>A. Schedule 5 Part 1</b> - Does the development comprise a project listed in Schedule 5, <b>Part 1</b> , of the Planning and Development Regulations 2001 (as amended)? (Tick as appropriate)		
<input type="checkbox"/> Yes. specify class: [insert here] _ _		<b>EIA is mandatory</b>  No Screening required
<input checked="" type="checkbox"/> No		Proceed to <b>Part B</b>
<b>B. Schedule 5 Part 2</b> - Does the development comprise a project listed in Schedule 5, <b>Part 2</b> , of the Planning and Development Regulations 2001 (as amended) <b>and</b> 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		<b>No Screening required</b>
<input type="checkbox"/> Yes the project is listed in Schedule 5, Part 2 <b>and</b> meets/exceeds the threshold, specify class (including threshold):  [specify class & threshold here]		<b>EIA is mandatory</b>  No Screening required
<input type="checkbox"/> Yes the project is of a type listed <b>but</b> is <i>sub-threshold</i> :		Proceed to <b>Part C</b>
<b>c. If Yes</b> , has Schedule 7A information/screening report been submitted?		
<input type="checkbox"/> Yes, Schedule 7A information/screening report has been submitted by the applicant		<b>Screening Determination required</b>
<input type="checkbox"/> No, Schedule 7A information/screening report has not been submitted by the applicant		<b>Preliminary Examination required</b>

<b>Signature and Date of Recommending Officer:</b>	 Eithne O'Brien , Assistant Planner 26/08/2025
<b>Signature and Date of the Decision Maker:</b>	 Jennifer Collins, A/Senior Executive Planner 26/08/2025



Comhairle Cathrach  
& Contae **Luimnígh**  
**Limerick City**  
& County Council

Pleanáil agus Cruthú Áite  
Comhairle Cathrach agus Contae Luimnígh  
Bothar Thuar an Daill  
Tuar an Daill, Luimneach  
V94 WV78

Planning and Place-Making  
Limerick City and County Council  
Dooradoyle Road  
Dooradoyle, Limerick  
V94 WV78

## PLANNING & PLACE-MAKING

### REG POST:

**Chemifloc Group,**  
**c/o Ray Dowling,**  
**PEMCAS,**  
**Portal House,**  
**Raheen Business Park,**  
**Raheen,**  
**Co. Limerick.**  
**V94 FHX7**

**EC/165/25**

**27 August 2025**

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**Re: Declaration under Section 5**

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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.

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Yours faithfully,

**(for) Senior Planner,**  
**Development Management**

Tuar an Daill, Luimneach  
Dooradoyle, Limerick

customerservices@limerick.ie  
www.limerick.ie  
@LimerickCouncil  
061 - 556 000

**LIMERICK CITY & COUNTY COUNCIL**

**APPROVED OFFICER'S ORDER**

**SECTION 5 – DECLARATION ON DEVELOPMENT AND EXEMPTED DEVELOPMENT**

**No. AOO/DC/2025/927**

**File Ref No. EC/165/25**

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

**RE:** **An installation of a sulphuric acid storage tank, associated bund walls, above ground pipe work, equipment, steps, ladders and gantries, all associated site developments, works and underground services works to facilitate the proposed works at GI Chemicals, Foynes Port, Co. Limerick.**

**ORDER:** Whereas by Director General's Order No. DG/2024/124 dated 27<sup>th</sup> 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 Nuala O'Connell, Senior Planner the functions as defined in the Local Government Acts, 1925 to 2024.

Now therefore pursuant to the delegation of the functions aforesaid, I, Nuala O'Connell, Senior Planner, having considered the report and recommendation of Eithne O'Brien, A/Executive Planner dated 26/08/2025, hereby order that a Declaration under Section 5 of the Planning and Development Act 2000 (as amended) be issued to Chemifloc Group, c/o Ray Dowling, PEMCAS, Portal House, Raheen Business Park, Raheen, Co. Limerick to state that the works as described above is

*dc* **Development and is NOT Exempt Development.**

Signed

*N O'Connell*

SENIOR PLANNER, PLANNING & PLACE-MAKING

Date

*27/8/25*

Certified to be a true copy of Approved Officer's Order, Planning & Development Order No. AOO/DC/2025/927 dated 27/8/25, pursuant to Section 151(7) of the Local Government Act 2001

Signed:

*N O'Connell*

SENIOR PLANNER, PLANNING & PLACE-MAKING



## **SECTION 5 – DECLARATION ON DEVELOPMENT AND EXEMPTED DEVELOPMENT**

**DECLARATION NO.**

**EC/165/25**

**Name and Address of Applicant:** Chemifloc Group, Chemifloc Ltd, Smithstown Industrial Estate, Shannon, Co. Clare.

**Agent:** Ray Dowling, PEMCAS, Portal House, Raheen Business Park, Raheen, Co. Limerick.

**Whether** the installation of a sulphuric acid storage tank, associated bund walls, above ground pipe work, equipment, steps, ladders and gantries, all associated site developments, works and underground services works to facilitate the proposed works at GI Chemicals, Foynes Port, Foynes, 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 01<sup>st</sup> of August 2025.

**AND WHEREAS** the Planning Authority has concluded that the installation of a sulphuric acid storage tank, associated bund walls, above ground pipe work, equipment, steps, ladders and gantries, all associated site developments, works and underground services works to facilitate the proposed works at GI Chemicals, Foynes Port, Foynes, Co. Limerick **DOES NOT** come within the scope of exempted development under Class 21 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 NOT Exempt Development**.

Signed on behalf of the said Council

Date: 27.8.2025

**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.