



FOR OFFICE USE ONLY

PLANNING REF NO: /

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Limerick City & County Council

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APPLICATION TO EXTEND THE APPROPRIATE PERIOD OF A PLANNING PERMISSION UNDER SECTION 42(1)

SECTION 42 OF THE PLANNING AND DEVELOPMENT ACT 2000 AS AMENDED PLANNING AND DEVELOPMENT REGULATIONS 2001 AS AMENDED

FEE OF €62 MUST BE SUBMITTED WITH THIS APPLICATION

Please see guidance notes at the back of this form.

1. Applicant:

Name(s)	
Address(es)	

2. Person/Agent acting on behalf of the Applicant (if any):

Name:	
Address:	

Please complete the additional contact details at the end of this form.

3. Address to which any correspondence relating to the application should be sent:

4. Street name, location, townland or postal address of the land or structure concerned:

5. Eircode (if one has been assigned to the property)

6. Legal interest in the land or structure held by the applicant:

7. Planning reference number and date of expiry of grant of permission:

Ref. No.:

Expiry Date:

8. Date permission will cease to have effect:

Date will cease:

The application for extension of duration must be made prior to the end of the appropriate period (Section 41(1)(d) of the Planning and Development Act, as amended).

9. Date of commencement of the development to which the permission relates:

Date of Commencement:

Note: If development has not commenced, the Planning Authority has no facility under the Planning and Development Act, as amended, to grant an extension of duration of permission.

10. Particulars of the substantial works carried out pursuant to the permission in Question 7 above, before the expiration of the appropriate period, to be submitted. Where appropriate please attach drawings, photos etc.

11. The period by which the permission is sought to be extended:

12. The date on which the development is expected to be completed:

I/We hereby apply to extend the appropriate period of the planning permissions as detailed above in accordance with particulars described in this application pursuant to the provisions of Section 42 of the Planning and Development Act 2000 as amended. I/We hereby declare that the statutory fee of €62 is enclosed.

Signed: _____

Date: _____

Please complete the contact details on the next page.

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This page will NOT be published as part of the file.

ADDITIONAL CONTACT DETAILS

Please complete the additional contact details below. These details are required under the Planning & Development Regulations 2001 (as amended) but will not be made available to any third party. They will be used only to contact you should it be necessary for the purposes of administering the application.

Applicant's telephone number _____

Applicant's email address: _____

Agent's (if any) telephone number _____

Agent's email address: _____

Limerick City & County Council

Application for Extension of Duration of Planning Permission

Notes for the Guidance of Applicants

Previously, the Planning Authority was able under s.42(1)(a)(ii) of the Planning and Development Act to grant extensions of duration of permission for developments which had not commenced, where it was satisfied that there were considerations of a commercial, economic or technical nature beyond the control of the applicant which substantially militated against either the commencement of development or the carrying out of substantial works pursuant to the planning permission.

s.42(1)(a)(ii) was deleted from the 2000 Act by way of the commencement of s.28(1) of the 2016 Act. This commencement took effect on the 9th of September 2021. Therefore, extensions of permission under s.42(1) of the 2000 Act can only be granted under s42(1)(a)(i), which lists as a requirement **that works shall have commenced.**

Section 42(1B) provides for extensions of permission to December 2023 and various criteria for making such extensions. One of these criteria is that **works have been commenced and substantial works carried out.**

There is therefore no facility in the 2000 Act for extensions of duration of permission where works have not commenced.

Please refer to Section 42 of the Planning and Development Act, as amended, for the full extent of these provisions.

***Note: These notes are not the definitive legal interpretation of planning law.
Please refer to the Planning and Development Acts and the relevant regulations.***