



Limerick City and County Council

Planning Department

Section 5 Application

DECLARATION ON DEVELOPMENT AND EXEMPTED DEVELOPMENT

Applicant's Name: Board of Management of Lough Gur National School

Applicant's Address: Lough Gur National School,
Holycross,
Bruff
Co. Limerick. V35 XE27

Telephone No.

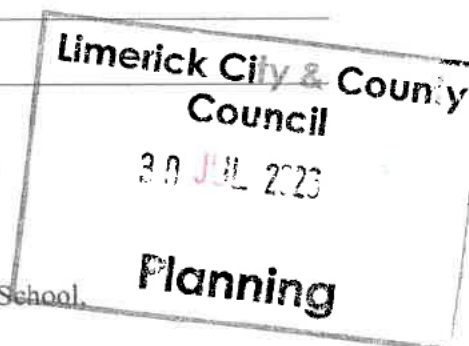


Name of Agent (if any):

Address:

Telephone No.

Address for Correspondence: Lough Gur National School,
Holycross,
Bruff
Co. Limerick. V35 XE27



Location of Proposed development (Please include **EIRCODE**):

Lough Gur National School, Holycross, Bruff, Co. Limerick. V35 XE27

Description of Proposed development:

The use of the existing resource room at Lough Gur National School, constructed pursuant to planning permission reference 11/257, for the provision of a preschool and early childhood education service from 9.00 am to 2.00 pm, Monday to Friday. No internal or external structural works are proposed. The existing primary-school use of the premises will continue.

Section of Exempted Development Regulations and/or section of the Act under which exemption is claimed:

Sections 2(1) and 3(1) of the Planning and Development Act 2000, as amended; Article 5(1) of the Planning and Development Regulations 2001, as amended; and section 2(1) of the Education Act 1998.

Section 2(1) of the Planning and Development Act defines “works” and “structure”. No internal or external structural works are proposed. Section 3(1) provides that development includes the carrying out of works or the making of a material change in the use of a structure.

Article 5(1) of the Planning and Development Regulations provides that “school” has the meaning assigned to it by the Education Act 1998. Section 2(1) of the Education Act defines a school as an establishment which provides primary education and which may also provide early childhood education.

The proposed preschool therefore remains an educational use within the existing operating primary school. It is submitted that the proposal represents a change of use, but not a material change of use, and consequently is not development requiring planning permission.

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

Applicant's interest in site: Management body responsible for Lough Gur National School.

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

Site location map; Tailte Éireann property map; approved site layout plan, floor plan, elevations and section relating to planning reference 11/257; grant of planning permission and conditions under reference 11/257; Opinions on Compliance with Planning Permission and Building Regulations; Fire Risk Assessment dated April 2026; September 2012 Overview Leabhar Rolla record; Tusla request; supporting cover letter

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

If Yes please provide floor areas of all existing structures:

An extension to the existing school for use as a resource room was granted planning permission under planning reference 11/257. The permission also included the installation of a wastewater treatment plant and polishing filter and all associated site works. The resource room within this extension is the room proposed for preschool use. The completed development was certified as being in substantial compliance with the planning permission on the 14th of May 2012. No further internal or external structural works are proposed as part of the present application.

Signature of Applicant (or Agent)



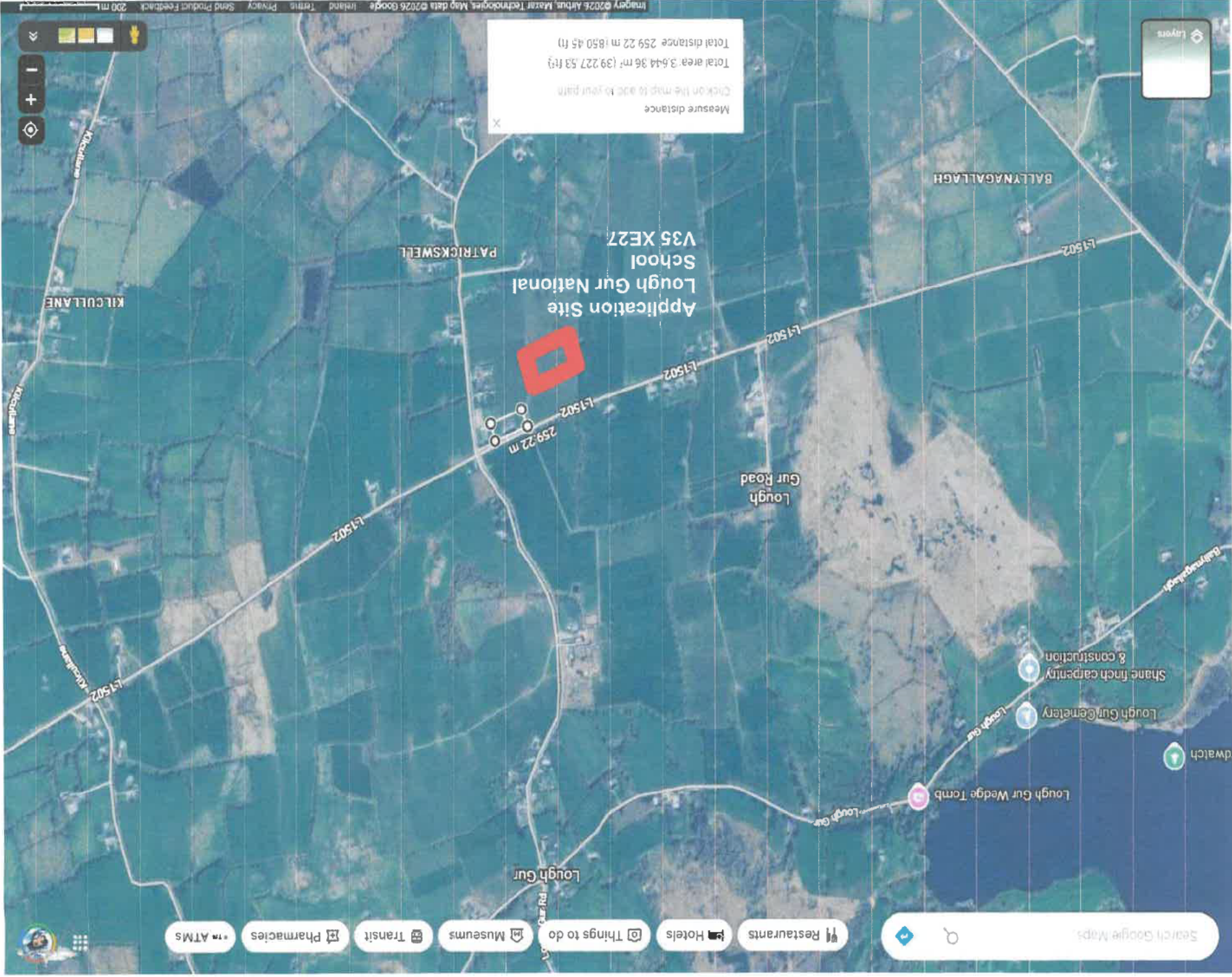
NOTES: Application must be accompanied by:

- (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:

**Planning Department,
Limerick City & County Council,
Dooradoyle,
Limerick,
V94 XF67**

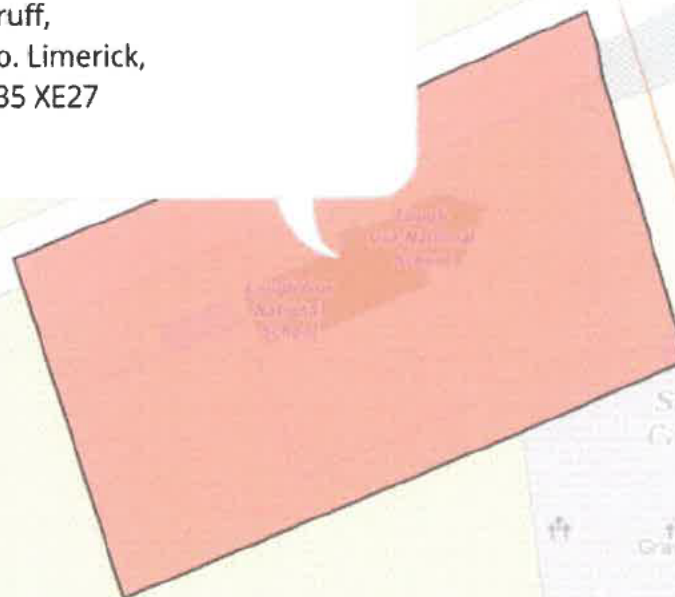
**Enquiries:
Telephone: 061-556556
E-Mail: planning@limerick.ie**



Gaeilge



Lough Gur National School, 
Patrickswell,
Bruff,
Co. Limerick,
V35 XE27



Saint Patrick's
Catholic Church

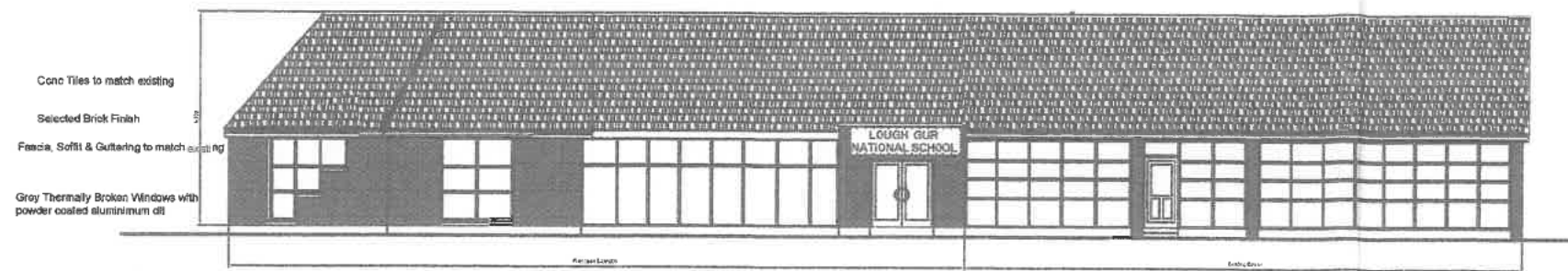
Graveyard

XY	565517, 639427
Scale	1 : 1000
Townland	Patrickswell
Barony	Smallcounty
County	Limerick

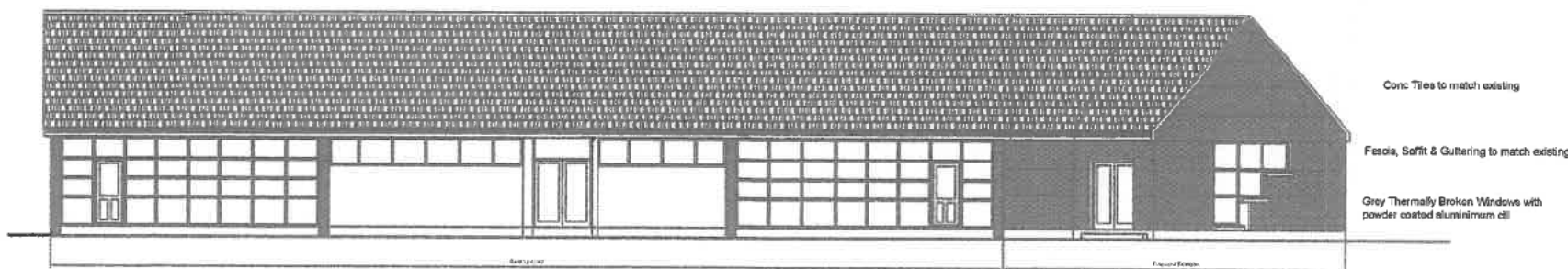


AREA OF SITE = 0.37HECTARES

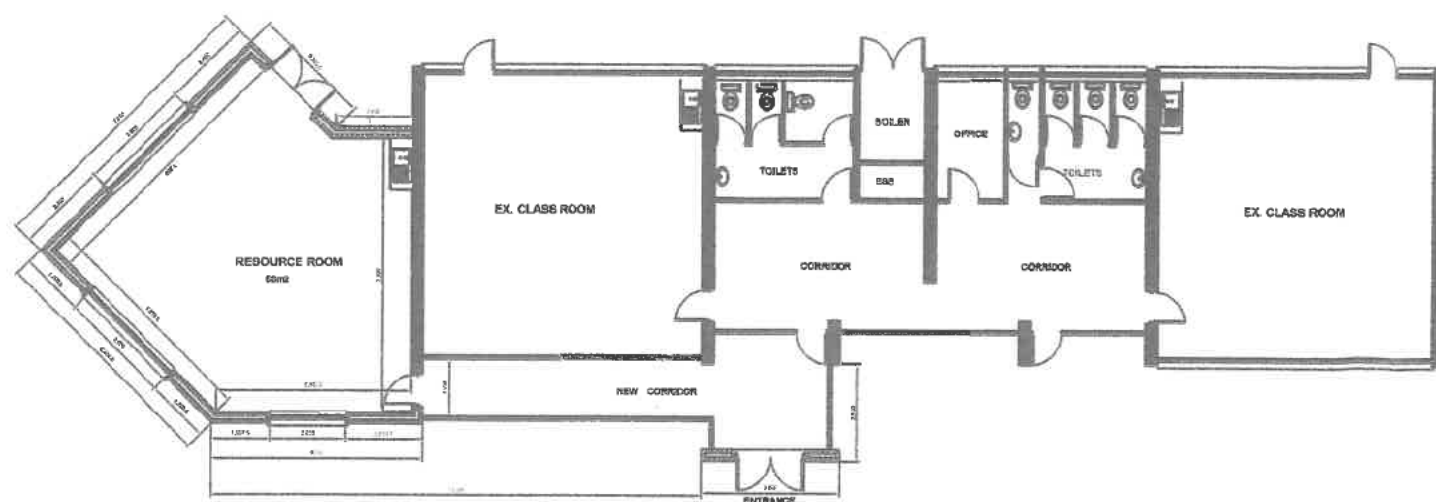
DATE: **March 2011** PAGE NO: **01**



FRONT ELEVATION
SCALE 1:100



REAR ELEVATION
SCALE 1:100



EXISTING SCHOOL
NEW CONSTRUCTION

PLAN
SCALE 1:100

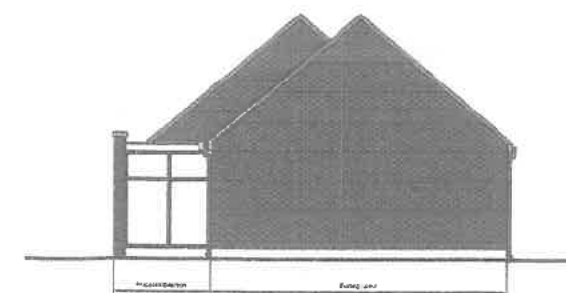
AREA OF EXISTING SCHOOL = 190M²

AREA OF PROPOSED EXTENSION = 78M²

Conc Tiles to match existing

Fascia, Soffit & Guttering to match existing

Grey Thermally Broken Windows with powder coated aluminium cl



SIDE ELEVATION
SCALE 1:100

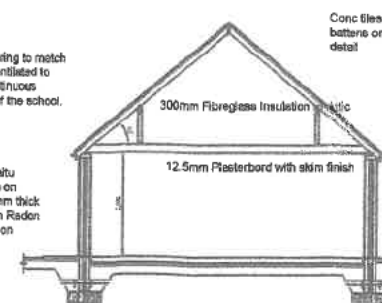


SIDE ELEVATION
SCALE 1:100

Fascia, soffit and guttering to match existing. Soffit to be ventilated to the equivalent of a continuous 10mm gap the length of the school.

150mm Power floated in-situ reinforced conc. floor slab on A142 steel mesh on 100mm thick polyurethane insulation on Radon Barrier on 50mm blinding on hardcore

Conc. foundation, depth, size and reinforcement to suit site conditions.



SECTION A/A
SCALE 1:100

Conc tiles to match existing on battens on felt on out timber roof to distal

External Wall construction: 100mm th. conc. block, outer leaf with smooth plaster finish as indicated, 100mm cavity with Kingspan TW50 wall insulation and stainless steel wall ties at 750mm c/c, horizontally and 450mm c/c vertically, 100mm th. finished conc. block inner leaf

Vertical d.p.c. to sides of all external opens

D.p.c. min. 150mm above conc. path.

Lean conc. mix in cavity of rising wall to finish 150mm below d.p.c. level.

EAMON CRONIN DESIGN

MAIN STREET, BRUFF, CO. DUBLIN

TEL: 01 26264 8000, 01 26264 8001, 01 26264 8002

REGD: Proposed Extension to School at

Lough Gur National School, Co. Limerick.

DATE: 11/07/2011

SCALE: 1:100

DATE: July 2011

NO: 02



Lough Gur National School

Small School, Big Heart

29th of July 2026

Planning Department
Limerick City and County Council
Dooradoyle
Limerick
V94 WV78

Re: Urgent application for a Section 5 declaration
Lough Gur National School, Holycross, Bruff, Co. Limerick, V35 XE27
Planning reference: 11/257

Dear Sir/Madam,

I am writing on behalf of the Board of Management of Lough Gur National School to accompany our application for a Section 5 declaration.

We are seeking confirmation that the existing resource room at Lough Gur National School may be used to provide a part-time preschool service from 9.00 am to 2.00 pm, Monday to Friday, without requiring a new grant of planning permission. No internal or external structural works are proposed.

This confirmation is urgently required by Tusla to allow the preschool registration process to be completed. We have already provided Tusla with the school's existing planning permission. The only outstanding planning document is written confirmation from Limerick City and County Council that the part-time preschool may operate under the school's current planning permission.

Existing planning permission

The resource room was constructed under planning reference 11/257. That permission covered:

Construction of an extension to the existing school for use as a resource room, installation of a wastewater treatment plant and polishing filter and all associated site works.

We have enclosed the original planning permission, approved drawings and an Opinion on Compliance with Planning Permission signed by Eamon Cronin on the 14th of May 2012.

The compliance opinion records that Mr Cronin carried out periodic inspections during construction and a final visual inspection of the completed development. Having compared the completed works with the plans and documents held by the Planning Authority, he concluded that the school extension and associated works were in substantial compliance with planning permission reference 11/257.

We are aware that Condition 4 of the permission states:

"The proposed extension shall be used as a resource room only and shall not be used as a new classroom to provide for additional student numbers unless a separate grant of planning permission has been applied for and granted by the Planning Authority."

The proposed preschool will not be a new primary-school classroom and will not provide for additional primary-school pupil numbers. It will provide early childhood education within the existing operating school, using a room that is already part of the school premises.

The condition refers specifically to the room being used as a new classroom to provide for additional student numbers. We do not believe the proposed preschool falls within that restriction.

Pupil numbers and use of the site

The school's Leabhar Rolla records show that 43 pupils attended Lough Gur National School in September 2012, comprising 20 boys and 23 girls. A copy of this record is enclosed.

For the 2026/2027 school year, six pupils are expected to attend the primary school and 11 children are currently enrolled in the preschool. This gives a combined total of 17 children across the school and preschool, which is 26 fewer than the number attending the primary school alone in September 2012.

The reference to 11 preschool children reflects the current enrolment and the expected traffic when the service opens. It is not intended to place an ongoing limit on the number of children who may attend the preschool.

We do not believe that the preschool will intensify the use of the site. Even with the preschool operating, the number of children attending the overall premises will remain significantly below the number previously accommodated by the school.

Traffic, parking and access

The opening and finishing times will be staggered:

- The primary school will open at 8.50 am.
- The preschool will open at 9.00 am and will have its own dedicated entrance.
- Infant pupils will finish at 1.40 pm.

- The preschool will finish at 2.00 pm.
- The remaining primary-school pupils will finish at 2.40 pm.

These times will spread arrivals and collections rather than placing all traffic at the school at the same time.

There are 26 regular parking spaces and two accessible parking spaces directly in front of the school. The church is immediately beside the school, and the school also has access to the adjoining church parking spaces if additional parking is ever required.

The school is located on the L1502 within a 60 km/h school zone. There are school-warning road markings on the approaches and a vehicle-activated speed display that shows approaching drivers their speed. No changes are proposed to the existing entrance, access arrangements, parking area or road layout.

Nature of the proposed use

The preschool will remain an educational use within the existing primary-school premises. Under section 2(1) of the Education Act 1998, a school is an establishment that provides primary education and may also provide early childhood education.

We therefore believe that, while the proposal involves a change in how the resource room will be used during the day, it does not amount to a material change of use requiring planning permission. No building work is proposed, the primary-school use of the premises will continue and the overall level of activity on the site will remain considerably below its previous level.

This approach is consistent with recent Section 5 decisions made by Limerick City and County Council, including:

- **EC-076-26, Fedamore Community National School**, where the use of an existing classroom for a part-time preschool and afterschool service, without structural works, was found not to be development.
- **EC-180-25, Knockadea National School**, where the use of the school for preschool, before-school and afterschool care was considered a change of use but not a material change of use and was found not to be development.
- **EC-083-24, Ballyhahill National School**, where the Council found that the proposed preschool arrangements would not materially affect the school or school traffic.

Community support

The proposal has received very strong support locally.

I met with the Community Council on the 14th of October 2025 and explained the plans for the preschool. The Council was highly supportive and believed that the service would be a major asset to the locality.

Information about the preschool was also made available during October and November 2025 through local newspapers and the school website. Letters were hand-delivered to 164 households in the parish inviting people to

a community meeting held in May 2026. The meeting was well attended and no objections to the preschool were raised.

There are currently 11 children enrolled for September 2026 and a further three children enrolled for September 2027. This demonstrates the clear local need for the service and its importance to families in the area.

Urgency of the request

Tusla notified us on the 20th of July 2026 that our preschool application is incomplete pending written confirmation from the Local Authority that a part-time preschool service may operate under the school's existing planning permission.

Tusla has allowed two weeks for us to provide this document. That period expires on the 3rd of August 2026, after which the preschool application will be closed.

The Board of Management has been informed of this deadline. Eleven children and their families are now depending on the registration process being completed so that the preschool can open as planned.

We fully appreciate that a formal Section 5 declaration may not normally be completed within this timeframe. However, we would be extremely grateful if the Council could provide the required written confirmation by the 3rd of August. If the formal declaration cannot issue by that date, we respectfully ask whether an interim letter could be provided confirming the Council's position while the formal Section 5 process is being completed.

I am available at any time to answer questions or provide any further information required. I can be contacted directly on my personal mobile, 085 144 2036.

Thank you very much for considering our application and for taking account of the urgency of the situation.

Yours faithfully,



Julie Marie McCormack

Principal

For and on behalf of the Board of Management

Lough Gur National School

Section 5 of the Planning and Development Act 2000 (as amended)

Reference no.

EC-134-26

Name and Address of Applicant:

Julie Marie McCormack for and on behalf of the Board of
Management Lough Gur National School
Holycross
Bruff,
Co. Limerick
V35 XE27

Agent:

N/A

Location:

Lough Gur National School
Holycross
Bruff,
Co. Limerick
V35 XE27

Description of Site and Surroundings:

The site is located east of Holycross in the townland of Patrickswell, a designated Level 6 Rural Cluster under the Limerick Development Plan. There is an existing primary school on site with an ancillary playing area, and car parking along the roadside. The site is accessed off the L-1501. The site is in proximity to a archaeological zone of notification but does not fall within the zone itself and adjacent to Saint Patrick's Catholic Church, a protected structure listed on the NIAH.

Zoning:

N/A

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:

- Use of classroom in existing primary school building to provide part-time pre-school education service
- It is noted that following the receipt of further information, the applicants have expressly stated that the proposed pre-school service will not operate from the existing extension/resource room, and will instead utilise the junior classroom located at the opposite end of the school building
- No internal or external structural works or alterations are proposed, and there would be no change to the existing entrance, parking or access arrangements
- The preschool would operate from 9.00 am to 2.00 pm, Monday to Friday, while the primary school would continue to operate as normal

This Section 5 declaration includes the following:

- Application form
- Cover letter

Planning History:

00178 – Conditional Permission - Retention of extension to school playing yard.

11257 – Conditional Permission - The construction of extension to existing school for use as a resource room, installation of wastewater treatment plant and polishing filter and all associated site works.

Enforcement History

None

Relevant An Bord Pleanála referrals

ABP-315234-22 – Question posed as to whether the change of use of Ballaghmore Old National School, to a childcare facility at Ballaghmore Old National School, Ballaghmore, Borris-in-Ossory, Portlaoise, County Laois is or is not development or is or is not exempted development.

ABP decision: constitutes development that is not exempted development.

ABP RL3443 – Question posed is Whether the use of a previous school building as an afterschool/ montessori facility (existing) is or is not development or is or is not exempted development at the Apres School Club, Adelaide and Lr. Eden Road, Glasthule, Co. Dublin

ABP decision: Is not development.

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 application submitted states that there are no internal or external structural works required at Lough Gur National School. The only change is the defined use of the building which will now include the provision of pre-school education in the existing building which forms part of the existing school. As 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?

There is no provision for exemption within any of the classes as set out in Part 4 of Schedule 2 of the Planning and Development Regulations 2001 for a change of use from a school building to an early years service. However, the Planning and Development Regulations 2001 as amended provides a definition of school as follows:

Article 5 *Interpretation of Part 2 - Exempted Development:*

5. (1) In this Part—

‘school’ has the meaning assigned to it by the Education Act 1998.

Education Act 1998:

PART I Preliminary and General 1.—(1) This Act may be cited as the Education Act, 1998;

2.—(1) In this Act, except where the context otherwise requires—

‘school’ means an establishment which—

- 1. (a) provides primary education to its students and which may also provide early childhood education,*
- 1. (b) provides post-primary education to its students and which may also provide courses in adult, continuing or vocational education or vocational training, but does not include a school or institution established in accordance with the Children Acts, 1908 to 1989, or a school or institution established or maintained by a health board in accordance with the Health Acts, 1947 to 1996, or the Child Care Act, 1991;*

The use of the school building for additional educational services is considered a change of use from the existing school use. However, the proposed use is not considered to be a material change of use having regard to the definition of a school contained in the Education Act 1998, the fact that there is an existing educational use on site that would remain and given the nature of the development proposed. It is not considered that there would be any significant changes to traffic given the staggered hours of primary and pre-school use proposed, with a dedicated area for drop offs located at the front of the site. Therefore, given the characteristics of the site and site layout, the change of use, not being material, the proposal is not considered to be development.

Article 9 Restrictions

The proposal 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 necessary (See appendix 1 for AA Screening Form).

Environmental Impact Assessment

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 use of an existing classroom in the Lough Gur NS building to provide part-time pre-school education, which will operate from the existing junior classroom located at the opposite end of the school building to the existing extension/resource room, as detailed on the application, plans and unsolicited further information submitted, is not considered to be development. Furthermore, the use of the school building as detailed on the application and plans submitted is not considered a material change of use.

Regard has been had to –

(a) Section 2, 3 and 4 of the Planning and Development Act 2000 (as amended)

(b) The plans & particulars submitted with the application received on 30th of July 2026, alongside unsolicited further information submitted on 31st of July 2026.

It is therefore considered that the said works are NOT development under Section 2, 3 and 4 of the Planning and Development Act 2000 (as amended).

Graduate Planner	Isaac Cunningham	Date:
Signature:		31/07/2026
Senior Planner	Nuala O'Connell	Date:
Signature:		31/07/2026

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-134-26
b. Brief description of the project or plan:	Use of classroom in existing primary school building to provide part-time pre-school education service
c. Brief description of site characteristics:	The site is located in the townland of Patrickswell, designated a Level 6 Rural Cluster under the Limerick Development Plan, east of Holycross. There is a primary school on site with ancillary playing area on the site and car parking along the roadside. The site is accessed off the L-1501. The site is in proximity to a archaeological zone of notification but does not fall within the zone itself and the adjacent church, Saint Patrick's Catholic Church, is a protected structure and listed on the NIAH as of regional importance.
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
001430	https://www.npws.ie/protected-sites/sac/001430	0.9	N	N

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 • 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 construction works proposed. Change of use of existing building.
Operation phase e.g. • 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. Existing educational use on site.
In-combination/Other	N/A given the level of development

b. Describe any likely changes to the European site:	
Examples of the type of changes to give consideration to include:	None. No construction works proposed. Change of use of existing building.

• 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	
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c. (Are 'mitigation' measures necessary to reach a conclusion that likely significant effects can be ruled out at screening?)	
☐ Yes	☒ 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		
On the basis of the information on file, it is concluded that the proposed development, individually or in-combination with other plans or projects, would not be likely to have a significant effect on the above listed European sites or any other European site, in view of the said sites' conservation objectives. An appropriate assessment is not, therefore, required.		
Conclusion: AA is not required.		
	Tick as appropriate:	Recommendation:
i. It is clear that there is no likelihood of significant effects on a European Site	☒	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	☐	☐ Request further information to complete screening ☐ Request NIS ☐ Refuse planning permission

iii. Significant effects are likely	☐	☐ Request NIS ☐ Refuse planning permission
Signature and Date of Recommending Officer:	 Isaac Cunningham, Graduate Planner 30/07/2026	
Signature and Date of the Decision Maker:	 	

Appendix 2 – EIA Screening

Establishing if the proposal is a ‘sub-threshold development’:	
Planning Register Reference:	EC-134-26
Development Summary:	Use of part of primary school building for preschool education.
Was a Screening Determination carried out under Section 176A-C?	☐ Yes, no further actions required ☒ 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)?	
☐ Yes specify class here:	EIA is mandatory No Screening required
☒ 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?	
☒ X - No, the development is not a project listed in Schedule 5, Part 2	No Screening required
☐ 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
☐ Yes the project is of a type listed but is <i>sub-threshold</i> :	Proceed to Part C
C. If Yes , has Schedule 7A information/screening report been submitted?	
☐ Yes, Schedule 7A information/screening report has been submitted by the applicant	Screening Determination required
☐ No, Schedule 7A information/screening report has not been submitted by the applicant	Preliminary Examination required

Signature and Date of Recommending Officer:	 <u>Isaac Cunningham</u> . Graduate Planner 31/07/2026
Signature and Date of the Decision Maker:	

Appendix 3. Unsolicited further information. 31/07/2026.

Dear Isaac,

Thank you again for all of your help with our Section 5 application.

Having considered the position regarding Condition 4, we would now like to request a Section 5 declaration for the use of the existing junior classroom for the preschool, rather than the resource room within the extension.

The proposed service would otherwise remain unchanged. The junior classroom is located at the opposite end of the school building from the extension and is identified on the floor plan already submitted with our application. It has its own dedicated entrance and toilet facilities. No internal or external structural works or alterations are required, and there would be no change to the existing entrance, parking or access arrangements. The preschool would operate from 9.00 am to 2.00 pm, Monday to Friday, while the primary school would continue to operate as normal.

All of the other information submitted with our original application remains applicable, including the pupil numbers, staggered opening and finishing times, parking arrangements, traffic information and comparable Section 5 declarations.

Could you please advise whether the existing application can be amended to refer to the junior classroom, or whether you require a revised application form? We can complete and deliver any amended documentation immediately.

Tusla's deadline is the 3rd of August, so we would be extremely grateful if this revised request could be considered as urgently as possible.

Thank you again for your time and help.

Kind regards,

Julie Marie McCormack
Principal
Lough Gur NS
Holycross, Bruff,
Co. Limerick
V35 XE27
085 1442036



Comhairle Cathrach
& Contae **Luimnigh**

**Limerick City
& County Council**

An Roinn Pleanála
Comhairle Cathrach agus Contae Luimnigh
Bóthar Thuar an Dail
Tuair an Dail
Luimneach
V94 WV78

Planning Department
Limerick City & County Council
Dooradoyle Road
Dooradoyle
Limerick
V94 WV78

t: 061 556 000

REG POST:

EC/134/26

31/03/2026

**Julie Marie McCormack for and on behalf of the Board of
Management Lough Gur National School
Holycross
Bruff,
Co. Limerick
V35 XE27**

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.

Please quote your planning reference number on all correspondence EC/134/26.

Yours sincerely,

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

LIMERICK CITY & COUNTY COUNCIL

APPROVED OFFICER'S ORDER

SECTION 5 – DECLARATION ON DEVELOPMENT AND EXEMPTED DEVELOPMENT

No. AOO/DC/2026/ 969

File Ref No. EC/134/26

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

RE: **The use of an existing classroom in the Lough Gur NS building to provide part-time pre-school education, the proposed pre-school service will operate from the existing junior classroom located at the opposite end of the school building to the existing extension/resource room at Lough Gur National School, Holycross, Bruff, Co. Limerick, V35 XE27**

ORDER: Whereas by Director General's Order No. DG/2026/059 dated 25th of May, 2026 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 Isaac Cunningham, Graduate Planner dated 31/07/2026, hereby order that a Declaration under Section 5 of the Planning and Development Act 2000 (as amended) be issued to Julie Marie McCormack for and on behalf of the Board of Management Lough Gur National School, Holycross, Bruff, Co. Limerick, V35 XE27 to state that the works as described above is

NOT Development

Signed



SENIOR PLANNER, DEVELOPMENT MANAGEMENT, PLANNING

Date

31/7/26



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

An Roinn Pleanála
Comhairle Cathrach agus Contae Luimnigh
Bóthar Thuar an Daill
Tuar an Daill
Luimneach
V94 WV78

Planning Department
Limerick City & County Council
Dooradoyle Road
Dooradoyle
Limerick
V94 WV78

t: 061 556 000

PLANNING & DEVELOPMENT ACTS 2000 (as amended)

PLANNING & DEVELOPMENT REGULATIONS, 2001 (as amended)

SECTION 5 – DECLARATION ON DEVELOPMENT AND EXEMPTED DEVELOPMENT

DECLARATION NO.

EC/134/26

Name and Address of Applicant: Julie Marie McCormack for and on behalf of the Board of Management
Lough Gur National School, Holycross, Bruff, Co. Limerick, V35 XE27

Agent: N/A

Whether the use of an existing classroom in the Lough Gur NS building to provide part-time pre-school education, the proposed pre-school service will operate from the existing junior classroom located at the opposite end of the school building to the existing extension/resource room 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 30th July 2026 and the Unsolicited Further Information received on the 31st July 2026.

AND WHEREAS the Planning Authority has concluded that the use of an existing classroom in the Lough Gur NS building to provide part-time pre-school education, the proposed pre-school service will operate from the existing junior classroom located at the opposite end of the school building to the existing extension/resource room that the said works are **NOT** development under Section 2, 3 and 4 of the Planning and Development Act 2000 (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 **NOT Development**.

Signed on behalf of the said Council

Date: 31/07/2026

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.