



Comhairle Cathrach
& Contae Luimnigh
Limerick City
& County Council



Limerick City and County Council

Planning Department

Section 5 Application

DECLARATION ON DEVELOPMENT AND EXEMPTED DEVELOPMENT

Applicant's Name: Sean O'Sullivan

Applicant's Address: The Green, Killaloe, Co. Clare, V94 FHT9

Telephone No.

Name of Agent (if any):

Address:

Telephone No.

Address for Correspondence:

The Green, Killaloe, Co Clare, V94 FHT9

Limerick City & County
Council
27 JUL 2026
Planning

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

Jamestown, Effin, Killmallock, Co. Limerick, V35 TY29

Description of Proposed development:

1) Demolition / removal of existing chimney stack, close off roof

2) Demolition and removal of toilet extension and shed to rear of cottage.

19m2 extension

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

Class 50, Part 1, Schedule 2 of the Planning and Development Reg 2001 in respect of demolition

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

Applicant's interest in site: Owner

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

1) Site Location Map. 2) Site Layout Plan

3) Dimensioned Plans and Elevations of existing and proposed

4) Dimensioned Plans / Elevations with the 2 works highlighted

5) Photos Nr 1, 2, 3, 4, & 5

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

If Yes please provide floor areas of all existing structures:

Original Building inc Porch = 101m2

Substandard Bathroom and shed to rear = 19m2



Signature of Applicant (or Agent)

Sean O'Sullivan

Sean O'Sullivan

The Green

Killaloe

Co. Clare

V94 FHT9

Date: 25th July 2026

Planning Department

Limerick City and County Council

Dooradoyle

Limerick

V94 XF67

Re: Additional Information – Vacant Property Refurbishment Grant Application

Dear Sir / Madam,

Please find enclosed my Section 5 application in respect of the property at Jamestown, Effin, Killmallock, Co. Limerick. V35 TY29 . This application is being made to facilitate works proposed as part of my derelict grant / Vacant Property Refurbishment Grant application.

I was advised by Limerick City and County Council to make this Section 5 application in relation to the two elements of work for which clarification is sought, namely the demolition and removal of the existing single-storey toilet extension of approximately 19 sq. m., and the demolition of the existing chimney stack together with the associated making good of the roof.

The purpose of this application is to obtain a declaration as to whether these works constitute exempted development under the Planning and Development Act 2000, as amended, and the Planning and Development Regulations 2001, as amended. The accompanying Section 5 application form, together with the supporting plans and documentation, is submitted for your consideration.

Many thanks for your assistance in this matter.

Yours faithfully,



Sean O'Sullivan

PLACE Map

SEAN O'SULLIVAN

JAMESTOWN, EFFIN
KENMALLOCK



Tailte
Éireann

**CENTRE
COORDINATES:**
ITM 560346,620280

PUBLISHED: 30/06/2026
ORDER NO.: 50544761_1

MAP SERIES: 1:5,000
MAP SHEETS: 5476

COMPILED AND PUBLISHED BY:
Tailte Éireann,
Phoenix Park,
Dublin 8,
Ireland.
D08F6E4

www.tailte.ie

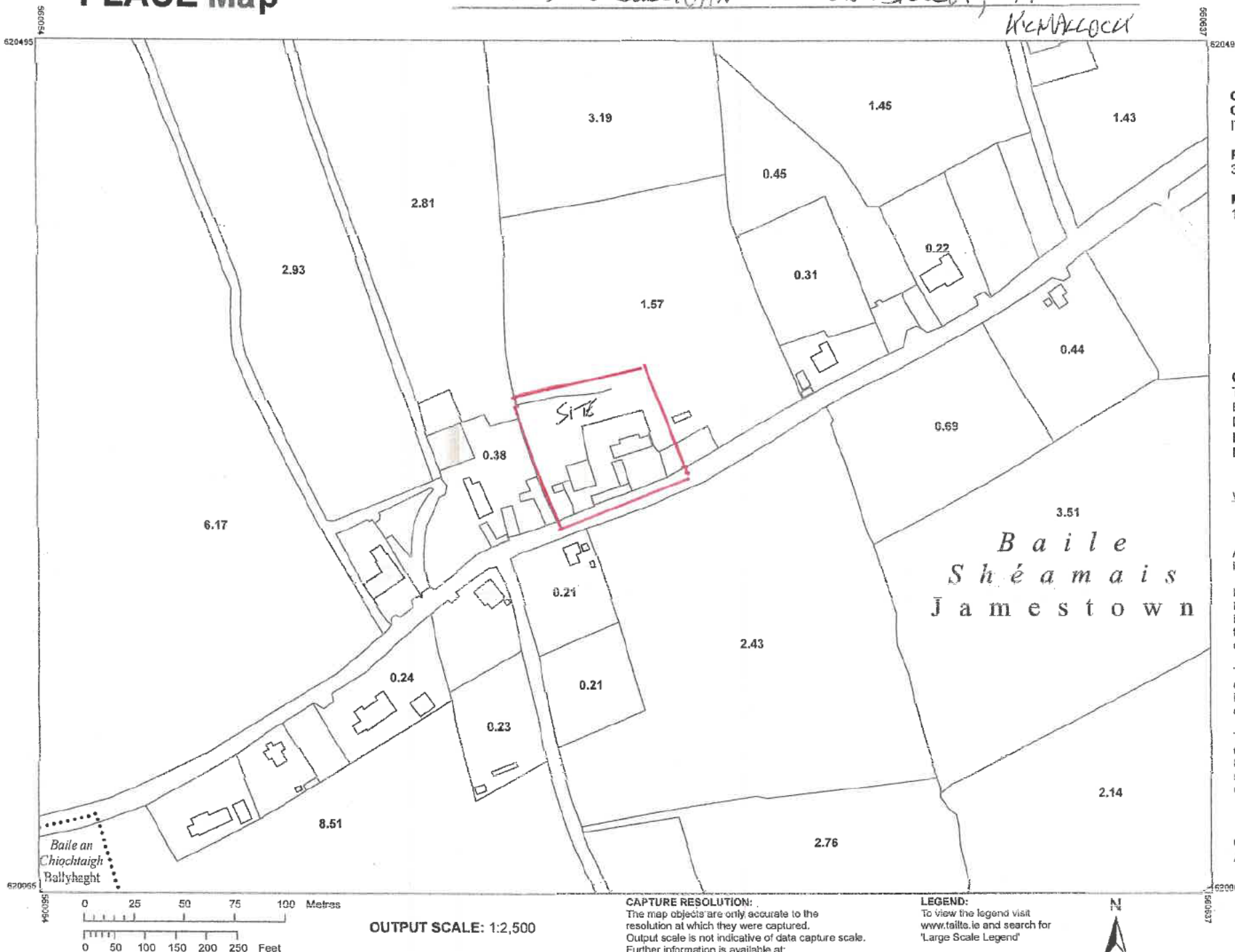
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OUTPUT SCALE: 1:2,500

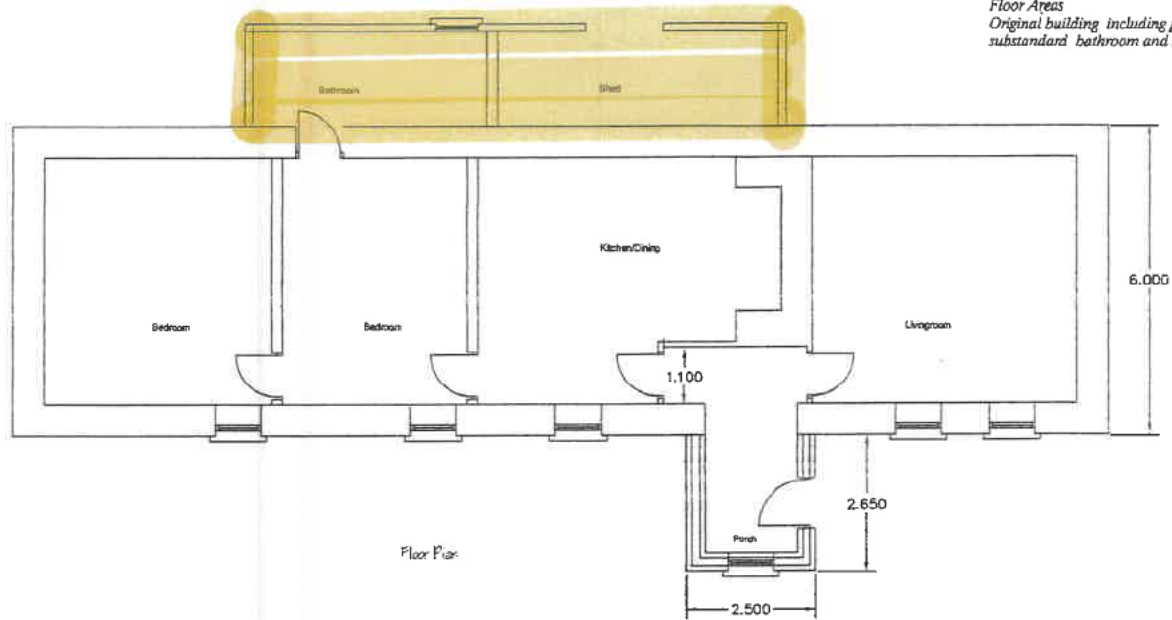
CAPTURE RESOLUTION:
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LEGEND:
To view the legend visit
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'Large Scale Legend'

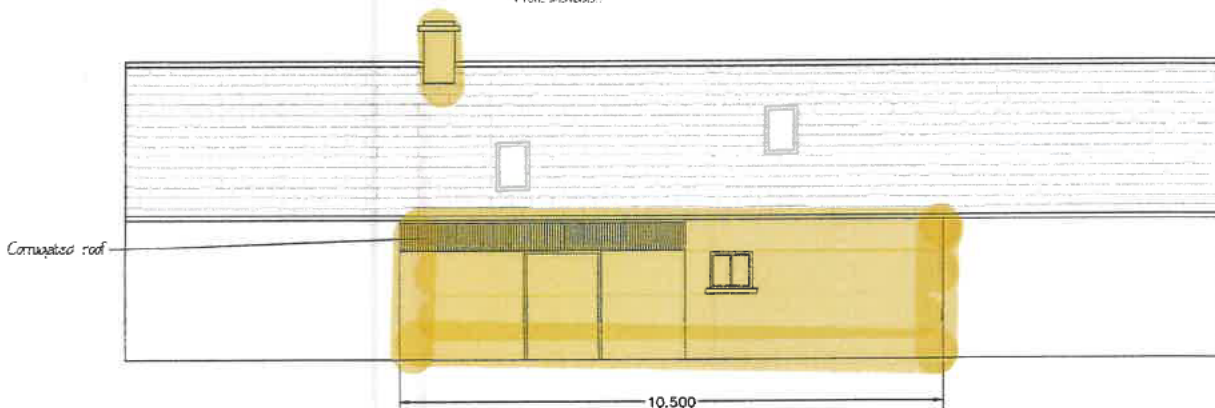


Demolish existing shed and bathroom to restore house to original footprint.
A bathroom will be incorporated within the original footprint.
The Chimney will be removed to help increase the energy efficiency of the house.

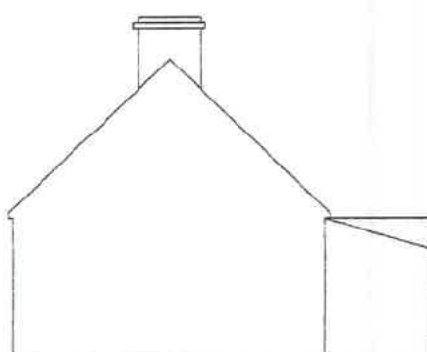
Floor Areas
Original building including porch 101 sq.m.
substandard bathroom and shed to rear 19 sq.m.



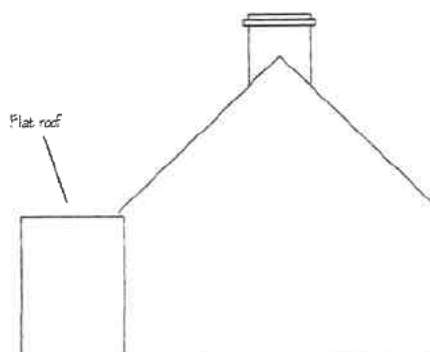
Front Elevation



Rear Elevation



End elevation



End elevation

Rev.	Amendment	Date	Check'd
Killaloe Consultants Ltd. Architectural, and Engineering Services Rahenabeg, Killaloe, Co. Clare 087 2562647 obrientinarana@gmail.com			
Title:		Existing elevation Plan, Elevation	
Client:		Sean O'Sullivan	
Address:		Jennypower, B-Tin, Kilmacod, Co. Limerick	
Drawn No.	22-01-20	Sheet No. 1	
Date:	June 26		
Drawn:	WCE		
Check'd:	Michael O'Brien		
Scale:	1:100		

Photo 3 & 4

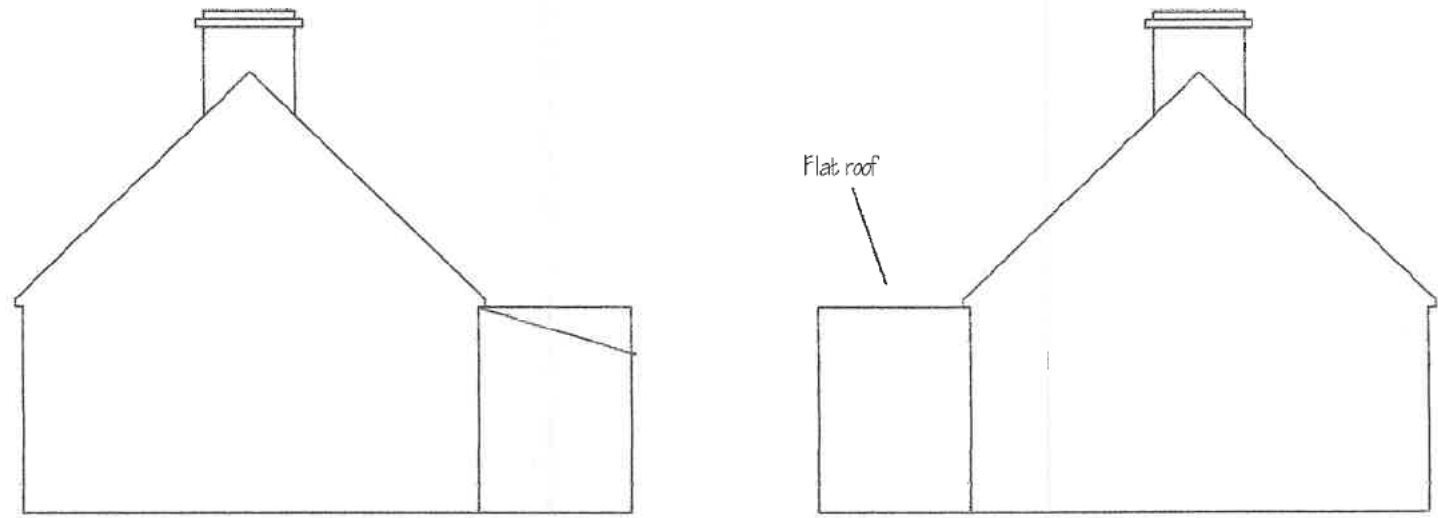
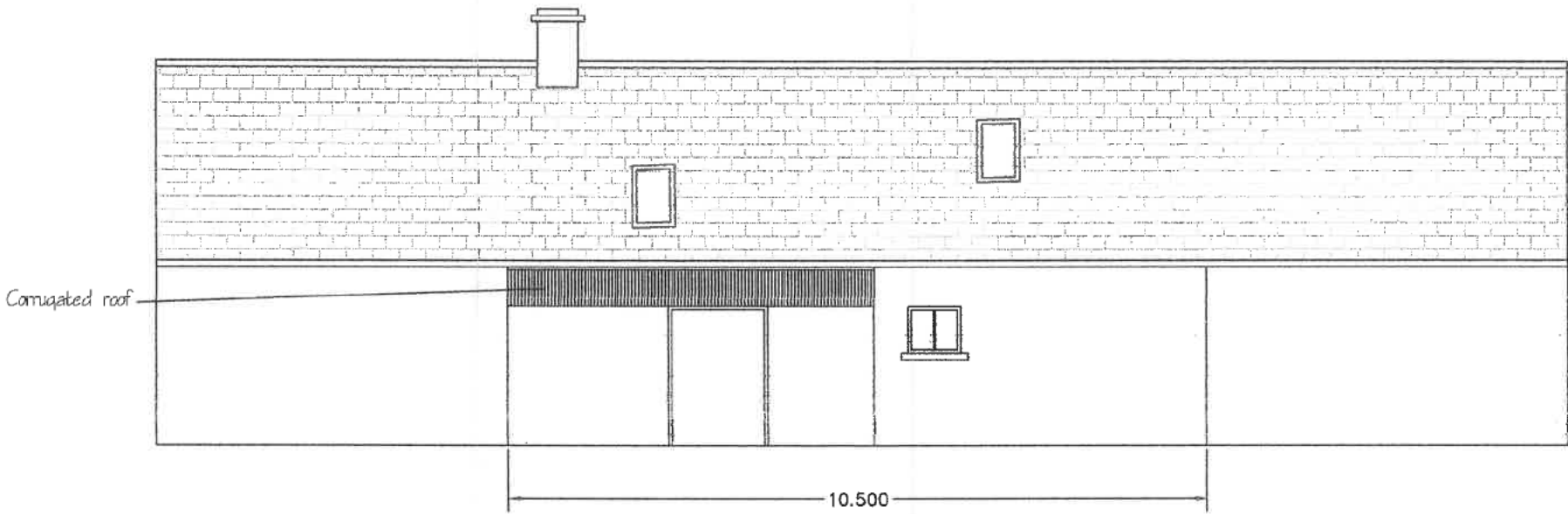
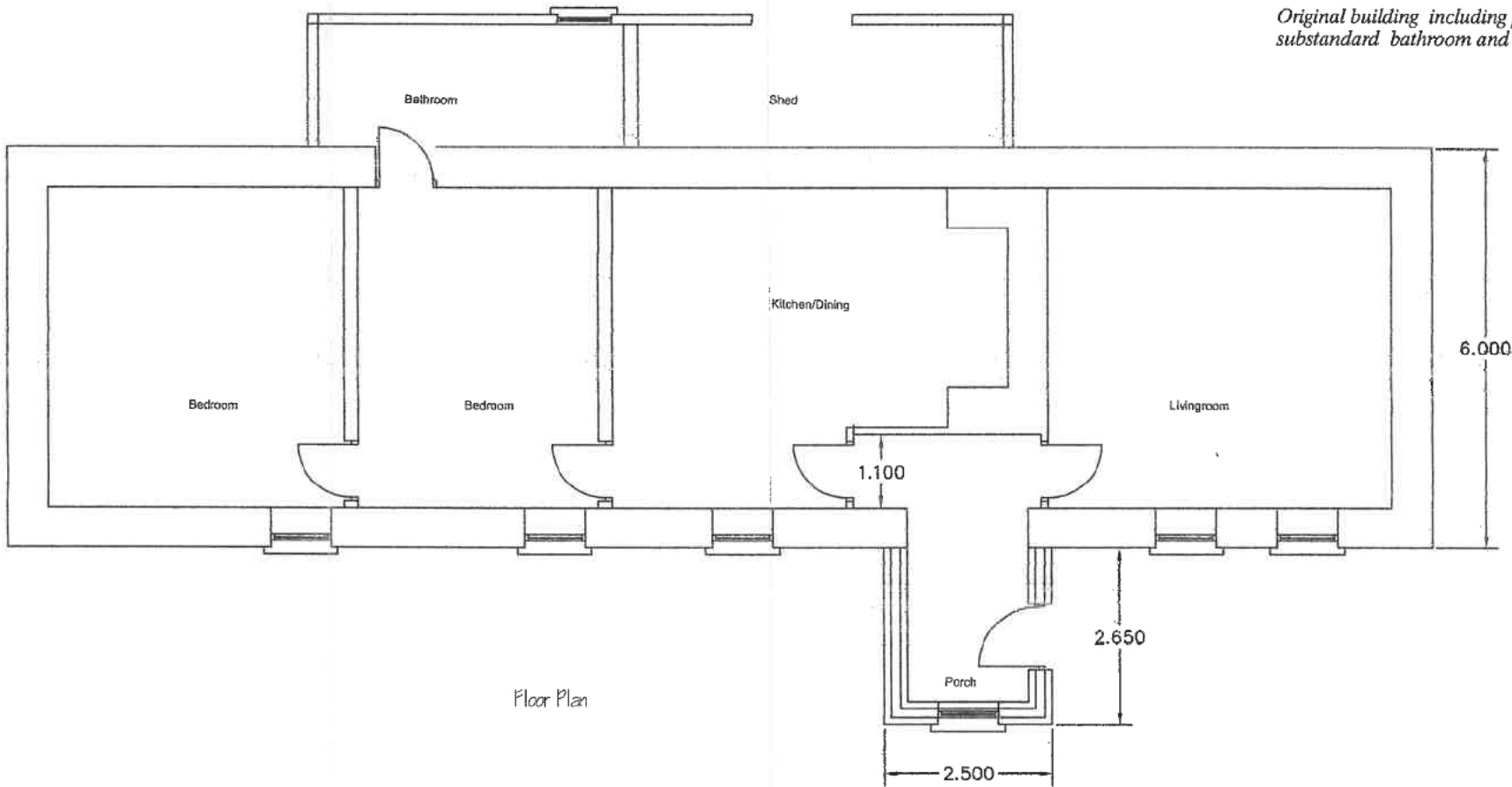


Photo 5

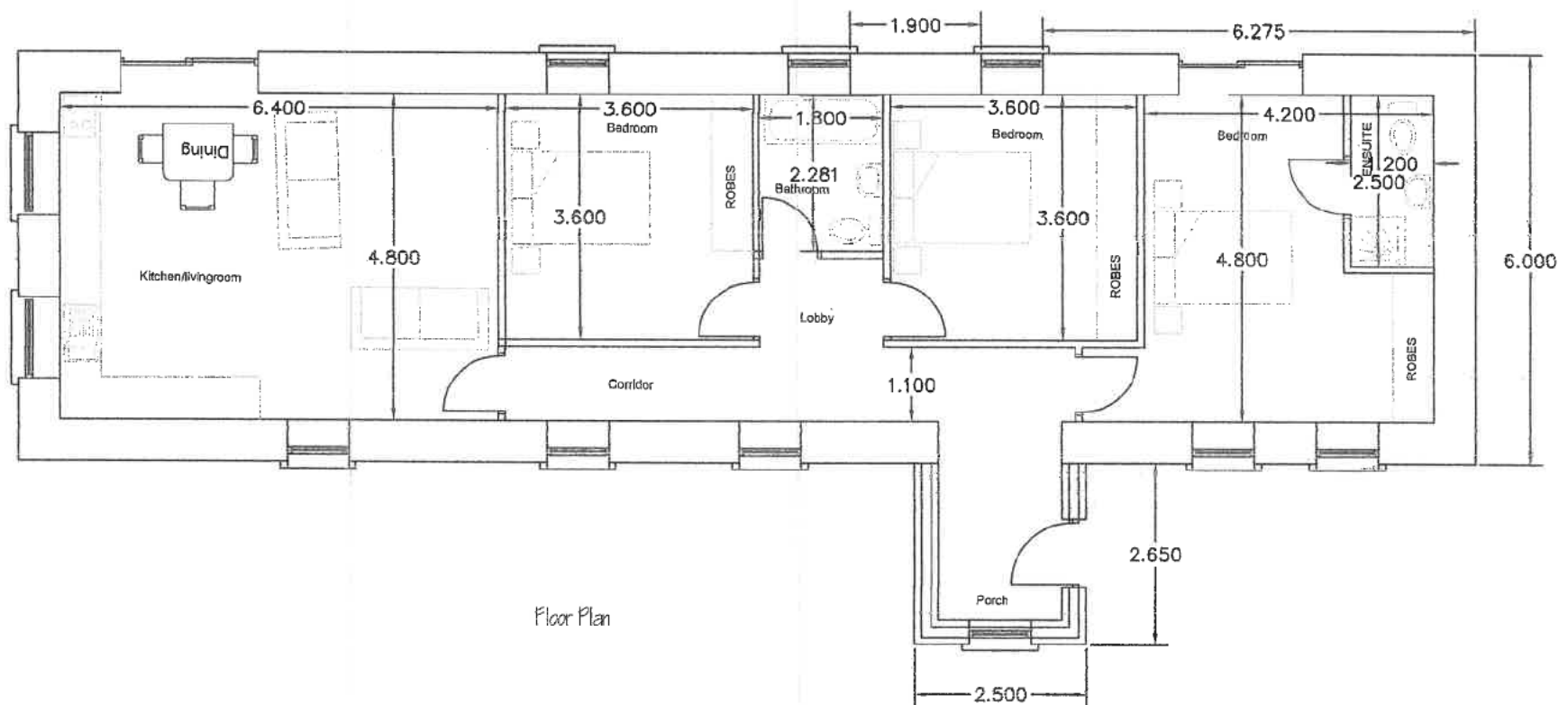


Demolish existing shed and bathroom to restore house to original footprint.
A bathroom will be incorporated within the original footprint.
The Chimney will be removed to help increase the energy efficiency of the house .

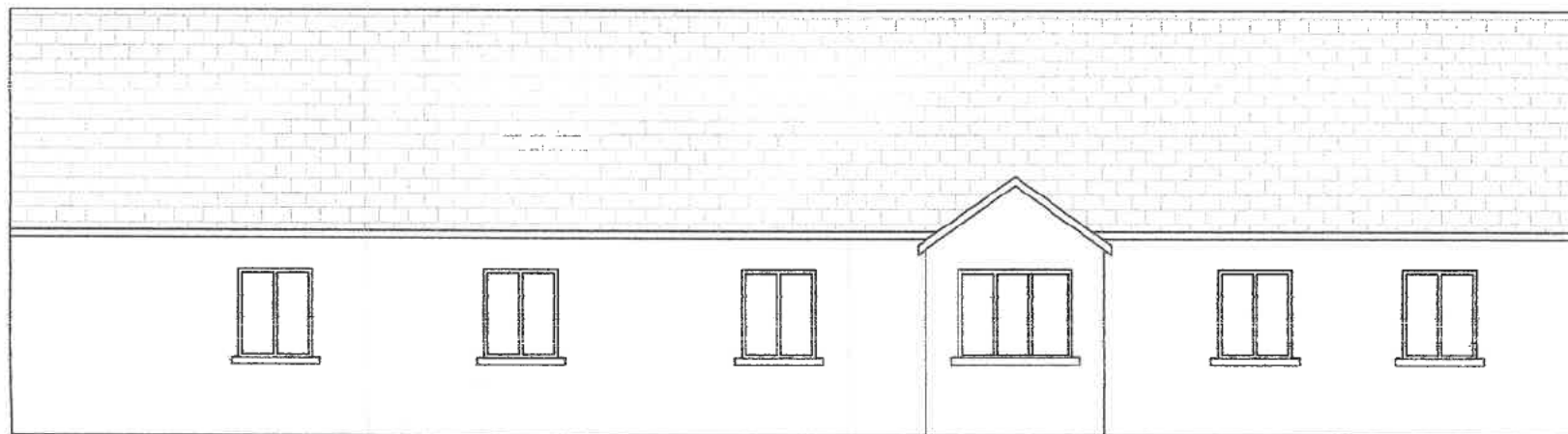
Floor Areas
Original building including porch 101 sq.m.
substandard bathroom and shed to rear 19 sq.m.



Rev.	Amendment	Date	Chk'd
Killaloe Consultants Ltd. Architectural , and Engineering Services. Rahenabeg, Killaloe , Co. Clare 087 2562647 obrientinarana@gmail.com			
Title:		Existing elevations Plan , Elevations	
Client:		Sean O'Sullivan	
Address:		Jamestown , Effin , Kilmallock Co. Limerick	
Dwg. No.	29-6-26	Sheet No. 1	
Date:	June 26		
Drawn:	MOB		
Chk'd:	Michael O' Brien		
Scale:	1:100		

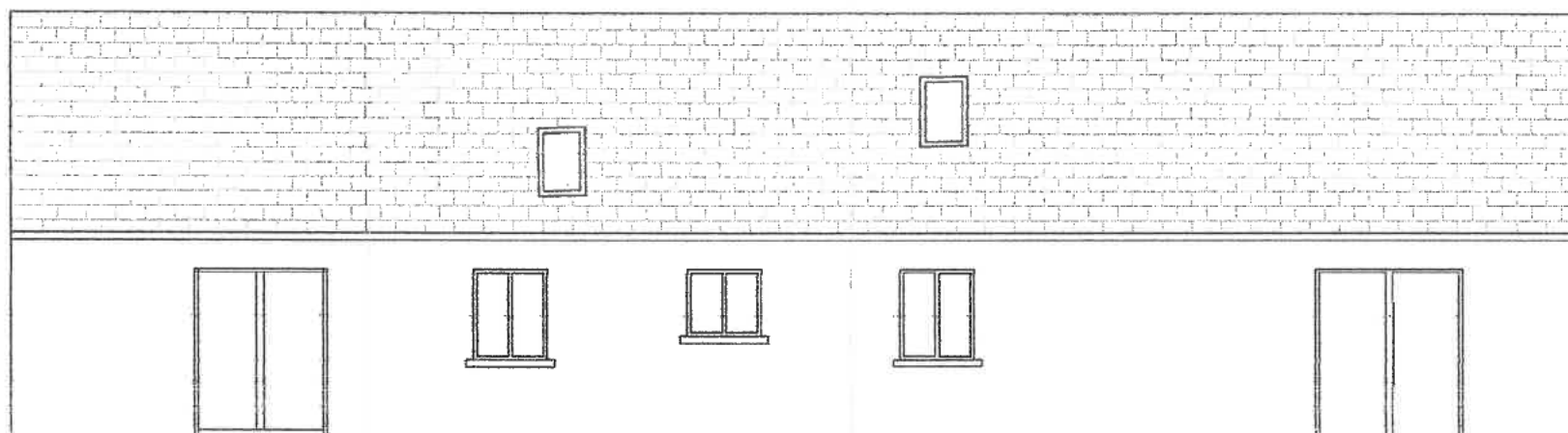


Floor Plan



Front elevation

Fit new PVC double glazed windows
Painted Composite door.

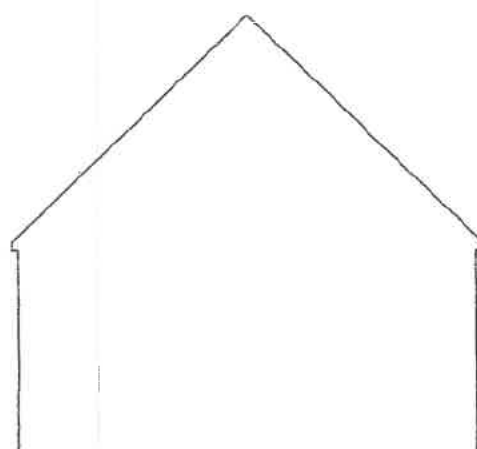


Rear elevation

Floor area 101 sq.m.



End Elevation



End Elevation

Rev.	Amendment	Date	Chk'd
Killaloe Consultants Ltd. Architectural, and Engineering Services. Rahenabeg, Killaloe, Co. Clare 087 2562647 obrientinarana@gmail.com			
Title:		Proposed Plan, Elevations, and cross section	
Client:		Sean O'Sullivan	
Address:		Jamestown, Effin, Kilmallock., Co. Limerick	
Drw. No.	29/6/26	Sheet No. 2	
Date:	June 26		
Drawn:	MOB		
Chk'd:	Michael O'Brien		
Scale:	1:100		

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

File Reference number	EC-132-26
Applicant(s)	Sean O' Sullivan
Location	Jamestown, Effin, Kilmallock, Co. Limerick V35 TY29

Description of Site and Surroundings:

The subject site is a single storey dwelling with a front and rear garden. It located in a rural area in the townland of Jamestown around 4 km from Ardpatrick. The site can be accessed from L1533 road.

Proposal:

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

- The removal of an existing chimney stack and close off the roof and the demolition and removal of the toilet extension and shed to the rear of the cottage.

This Section 5 declaration includes the following:

- Application form
- Additional information letter
- Site layout map
- Floor areas and elevations
- Photos of dwelling

Planning History:

Subject site:

None

Adjacent:

None

Enforcement History:

N/A

Relevant An Coimisiún 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 and, in relation to a protected structure or proposed protected structure, includes any act or operation involving the application or removal of plaster, paint, wallpaper, tiles or other material to or from the surfaces of the interior or exterior of a structure.

‘**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 –

(b) in relation to a protected structure or proposed protected structure, includes—

- (i) the interior of the structure,
- (ii) the land lying within the curtilage of the structure,
- (iii) any other structures lying within that curtilage and their interiors, and
- (iv) all fixtures and features which form part of the interior or exterior of any structure or structures referred to in subparagraph (i) or (iii);

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 proposal concerns, the removal of an existing chimney stack and close off the roof and the demolition and removal of the toilet extension and shed to the rear of the cottage, **constituting ‘works’ and ‘development’.**

Is the proposal exempted development?

To assess whether the proposed development is exempted development, it will be assessed under Class 2A of Part 1 of Schedule 2 of the Planning and Regulations 2001 (as amended) and Class 50 of Part 1 of Schedule 2 of the Planning and Regulations 2001 (as amended).

Class 2A

The removal of a chimney from a house.

1. No chimney shall be removed where it forms part of a joint chimney stack with a separate dwelling house.

The chimney does not form part of a joint chimney stack with a separate dwelling house.

2. Roof finishes shall be the same as the existing roof.

No details of the materials proposed to close off the roof have been supplied, however, the applicant will be advised that the roof finish is required to be the same as the existing roof.

3. This exemption is subject to compliance with Section 22 (protection of nests of wild birds) and Section 23 (breeding or resting places of protected wild animals including bats) of the Wildlife Act 1976, as amended.

The application does not explicitly state the compliance with Section 22 and Section 23 of the Wildlife Act 1976 (as amended). However, any works undertaken must comply with the relevant provisions of the Act. The applicant should be advised of this.

Class 50

The demolition of a building, or buildings, within the curtilage of— (i) a house

1. No such building or buildings shall abut on another building in separate ownership.

The building does not abut on another building in separate ownership

2. The cumulative floor area of any such building, or buildings, shall not exceed:

(a) in the case of a building, or buildings within the curtilage of a house, 40 square metres, and (b) in all other cases, 100 square metres.

The floor area of the extension to be demolished is 19sqm and therefore does not exceed 40 sqm.

3. No such demolition shall be carried out to facilitate development of any class prescribed for the purposes of section 176 of the Act.

The demolition will not facilitate development of any class prescribed for the purposes of section 176 of the Act.

Article 9 Restrictions

Planning and Development Regulations 2001 – 2025 Article 9(1) Development to which article 6 relates shall not be exempted development for the purposes of the Act— (a) if the carrying out of such development would—	
(i) contravene a condition attached to a permission under the Act or be inconsistent with any use specified in a permission under the Act,	N/A
(ii) consist of or comprise the formation, laying out or material widening of a means of access to a public road	N/A

the surfaced carriageway of which exceeds 4 metres in width,	
(iii) endanger public safety by reason of traffic hazard or obstruction of road users,	N/A
(iiia) endanger public safety by reason of hazardous glint and/or glare for the operation of airports, aerodromes or aircraft,	N/A
(iv) except in the case of a porch to which class 7 specified in column 1 of Part 1 of Schedule 2 applies and which complies with the conditions and limitations specified in column 2 of the said Part 1 opposite the mention of that class in the said column 1, comprise the construction, erection, extension or renewal of a building on any street so as to bring forward the building, or any part of the building, beyond the front wall of the building on either side thereof or beyond a line determined as the building line in a development plan for the area or, pending the variation of a development plan or the making of a new development plan, in the draft variation of the development plan or the draft development plan,	N/A
(v) consist of or comprise the carrying out under a public road of works other than a connection to a wired broadcast relay service, sewer, water main, gas main or electricity supply line or cable, or any works to which class 25, 26 or 31 (a) specified in column 1 of Part 1 of Schedule 2 applies,	N/A
(vi) interfere with the character of a landscape, or a view or prospect of special amenity value or special interest, the preservation of which is an objective of a development plan for the area in which the development is proposed or, pending the variation of a development plan or the making of a new development plan, in the draft variation of the development plan or the draft development plan,	N/A
(vii) consist of or comprise the excavation, alteration or demolition (other than peat extraction) of places, caves, sites, features or other objects of archaeological, geological, historical, scientific or ecological interest, the preservation, conservation or protection of which is an objective of a development plan or local area plan for the area in which the development is proposed or, pending the variation of a development plan or local area plan, or the making of a new development plan or local area plan, in the draft variation of the development plan or the local area plan or the draft development plan or draft local area plan,	N/A

(viiA) consist of or comprise the excavation, alteration or demolition of any archaeological monument included in the Record of Monuments and Places, pursuant to section 12 (1) of the National Monuments (Amendment) Act 1994, save that this provision shall not apply to any excavation or any works, pursuant to and in accordance with a consent granted under section 14 or a licence granted under section 26 of the National Monuments Act 1930 (No. 2 of 1930) as amended,	N/A
(viiB) comprise development in relation to which a planning authority or An Bord Pleanála is the competent authority in relation to appropriate assessment and the development would require an appropriate assessment because it would be likely to have a significant effect on the integrity of a European site,	N/A
(viiC) consist of or comprise development which would be likely to have an adverse impact on an area designated as a natural heritage area by order made under section 18 of the Wildlife (Amendment) Act 2000.	N/A
(viii) consist of or comprise the extension, alteration, repair or renewal of an unauthorised structure or a structure the use of which is an unauthorised use,	N/A
(ix) consist of the demolition or such alteration of a building or other structure as would preclude or restrict the continuance of an existing use of a building or other structure where it is an objective of the planning authority to ensure that the building or other structure would remain available for such use and such objective has been specified in a development plan for the area or, pending the variation of a development plan or the making of a new development plan, in the draft variation of the development plan or the draft development plan,	N/A
(x) consist of the fencing or enclosure of any land habitually open to or used by the public during the 10 years preceding such fencing or enclosure for recreational purposes or as a means of access to any seashore, mountain, lakeshore, riverbank or other place of natural beauty or recreational utility,	N/A
(xi) obstruct any public right of way,	N/A
(xii) further to the provisions of section 82 of the Act, consist of or comprise the carrying out of works to the exterior of a structure, where the structure concerned is located within an architectural conservation area or an area specified as an architectural conservation area in a development plan for the area or, pending the variation of a development plan or the making of a new development plan, in the draft variation of the development plan or the draft development plan and the	N/A

development would materially affect the character of the area,	
(b) in an area to which a special amenity area order relates, if such development would be development:—	
(i) of class 1, 3, 11, 16, 21, 22, 27, 28, 29, 31, (other than paragraph (a) thereof), 33 (c) (including the laying out and use of land for golf or pitch and putt or sports involving the use of motor vehicles, aircraft or firearms), 39, 44 or 50(a) specified in column 1 of Part 1 of Schedule 2, or	N/A
(ii) consisting of the use of a structure or other land for the exhibition of advertisements of class 1, 4, 6, 11, 16 or 17 specified in column 1 of Part 2 of the said Schedule or the erection of an advertisement structure for the exhibition of any advertisement of any of the said classes, or	N/A
(iii) of class 3, 5, 6, 7, 8, 9, 10, 11, 12 or 13 specified in column 1 of Part 3 of the said Schedule, or	N/A
(iv) of any class of Parts 1, 2 or 3 of Schedule 2 not referred to in subparagraphs (i), (ii) and (iii) where it is stated in the order made under section 202 of the Act that such development shall be prevented or limited,	N/A
(c) if it is development to which Part 10 applies, unless the development is required by or under any statutory provision (other than the Act or these Regulations) to comply with procedures for the purpose of giving effect to the Council Directive,	N/A
(d) if it consists of the provision of, or modifications to, an establishment, and could have significant repercussions on major accident hazards.	N/A
Article 9(2) Sub-article (1)(a)(vi) shall not apply where the development consists of the construction by any electricity undertaking of an overhead line or cable not exceeding 100 metres in length for the purpose of conducting electricity from a distribution or transmission line to any premises.	N/A
Article 9 (3) For the avoidance of doubt, sub-article (1)(a)(vii) shall not apply to any operation or activity in respect of which a Minister of the Government has granted consent or approval in accordance with the requirements of regulation 31 of the Habitats Regulations 1997, and where regulation 31(5) does not apply.	N/A

Appropriate Assessment

Having regard to the nature and scale of the proposed development and the absence of proximity or connectivity to a Natura 2000 European Site, no Appropriate Assessment issues arise, and it is not considered that the proposed development would be likely to have a significant effect individually or in combination with other plans or projects, on a European Site. An appropriate assessment screening report and determination is attached to this report.

Environmental Impact Assessment

Having regard to the nature, size and location of the proposed development and to the criteria set out in Schedule 7 of the Regulations it has been concluded at preliminary examination that there is no real likelihood of significant effects on the environment arising from the proposed development. EIA, therefore, is not required.

Conclusion/Recommendation

The proposed works can be considered development. In this regard, the proposal to remove an existing chimney stack and close off the roof falls within the scope of Class 2A of Part 1 of Schedule 2 of the Planning and Development Regulations 2001, as amended, provided that the proposed roof finishes are the same as the existing roof and the proposed development complies with Section 22 and Section 23 of the Wildlife Act 1976, as amended. In addition, the proposal to demolish the toilet extension and shed to the rear of the cottage falls within the scope of Class 50 of Part 1 of Schedule 2 of the Planning and Development Regulations 2001, as amended.

Regard has been had to –

- (a) Sections 2, 3 and 4 of the Planning and Development Act 2000 (as amended);
- (b) Article 6, 9, Class 2A of Part 1 of Schedule 2 & Class 50 of Part 1 of Schedule 2 of the Planning and Development Regulations 2001 (as amended);
- (c) The plans and particulars submitted with the application received on the 27th of July 2026

It is therefore considered that the said works constitute development and exempted development under Class 2A of Part 1 of Schedule 2 and Class 50 of Part 1 of Schedule 2 of the Planning and Development Regulations 2001 (as amended) provided that the proposed roof finishes are the same as the existing roof and the development complies with Section 22 and Section 23 of the Wildlife Act 1976, as amended.

Student Planner	Conor Deering	Date:
Signature:		10/08/2026
Executive Planner	Jennifer Collins	Date:
Signature		18/08/2026

Appendix 1: AA PN01 Screening Form

STEP 1: Description of the project/proposal and local site characteristics:	
(e) File Reference No:	EC-132-26
(e) Brief description of the project or plan:	The removal of an existing chimney stack and close off the roof and the demolition and removal of the toilet extension and shed to the rear of the cottage.
(e) Brief description of site characteristics:	The subject site is a single storey dwelling with a front and rear garden. It located in a rural area in the townland of Jamestown around 4 km from Ardpark. The site can be accessed from L1533 road.
(e) Relevant prescribed bodies consulted: e.g. DHLGH (NPWS), EPA, OPW	N/A
(e) Response to consultation:	N

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
002036 Ballyhoura Mountains SAC	https://www.npws.ie/protected-sites/sac/002036	2 km	N/A	N
002170 Blackwater River (Cork/Waterford) SAC	https://www.npws.ie/protected-sites/sac/002170	5.8 km	N/A	N

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	None. No direct encroachment or hydrological connection.

- 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	
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. No direct encroachment or hydrological connection
In-combination/Other	N/A.

(a) Describe any likely changes to the European site:	
Examples of the type of changes to give consideration to include: - 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	None. No direct encroachment or hydrological connection.

(a) (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.		
Given the sites size, no hydrological connection to any SAC/SPA, no encroachment on any SAC/SPA and the limited scale of the development proposed, an AA is not 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:	 _____ Conor Deering 10/08/2026	
Signature and Date of the Decision Maker:	 _____ Jennifer Collins, Executive Planner 18/08/2026	

Yes, Schedule 7A information/screening report has been submitted by the applicant No, Schedule 7A information/screening report has not been submitted by the applicant	Screening Determination required Preliminary Examination required
Signature and Date of Recommending Officer:	 Conor Deering 10/08/2026
Signature and Date of the Decision Maker:	 Jennifer Collins, Executive Planner 18/08/2026



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

DEVELOPMENT MANAGEMENT, PLANNING

REG POST:

Sean O' Sullivan
The Green,
Killaloe,
Co. Clare.
V94 FHT9

EC/132/26

20 August 2026

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/2026/1054

File Ref No. EC/132/26

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

RE: **Removal of an existing chimney stack, close off the roof, the demolition & removal of the toilet extension & shed to the rear of the cottage at Jamestown, Effin, Kilmallock, Co. Limerick**

ORDER: Whereas by Director General's Order No. DG/2026/032 dated 18th March 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 Conor Deering, Student Planner dated 10/08/2026 and Jennifer Collins, Executive Planner dated 18/08/2026 hereby order that a Declaration under Section 5 of the Planning and Development Act 2000 (as amended) be issued to Sean O' Sullivan, The Green, Killaloe, Co. Clare to state that the works as described above is

Development and is Exempt Development.

Signed



SENIOR PLANNER, DEVELOPMENT MANAGEMENT, PLANNING

Date





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

SECTION 5 – DECLARATION ON DEVELOPMENT AND EXEMPTED DEVELOPMENT

DECLARATION NO.

EC/132/26

Name and Address of Applicant: Sean O' Sullivan, The Green, Killaloe, Co. Clare

Agent: N/A

Whether the removal of an existing chimney stack, close off the roof, the demolition & removal of the toilet extension & shed to the rear of the cottage at Jamestown, Effin, Kilmallock, 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 27th day of July 2026.

AND WHEREAS the Planning Authority has concluded that the removal of an existing chimney stack, close off the roof, the demolition & removal of the toilet extension & shed to the rear of the cottage at Jamestown, Effin, Kilmallock, Co. Limerick **DOES** come within the scope of exempted development under Class 2A of Part 1 of Schedule 2 and Class 50 of Part 1 of Schedule 2 of the Planning and Development Regulations 2001 (as amended) provided that the proposed roof finishes are the same as the existing roof and the development complies with Section 22 and Section 23 of the Wildlife Act 1976, 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 Exempted Development.**

Signed on behalf of the said Council

Date:

20.8.2026

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