

Limerick City and County Council

Planning Department

Section 5 Application

DECLARATION ON DEVELOPMENT AND EXEMPTED DEVELOPMENT

Applicant's Name: Wendy and Timmy O Connor

Applicant's Address: 1 Bushy Park Road,
Rathgar,
Dublin 1

Telephone No.



Name of Agent (if any): Donal Brosnan Architectural Design and Development

Address: Brosna Tralee Co. Kerry

Telephone No. 068 44 242 087 206 77 28

Address for Correspondence:

Donal Brosnan Architectural Design and Development
Brosna Tralee Co. Kerry

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

The Hill, Abbyfeale, Co. Limerick. V94V2P4

Description of Proposed development:

To construct an extension, single storey to the rear of an existing

cottage measuring 4.500m X 4.000m in size. + REAR WINDOW

AS WELL AS SIDE WINDOW TO GARAGE

DRAWING

(GREEN + PURPLE)

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

Class 1 of Schedule 2, Part 1 of the Planning and Development Regulations 2001

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:

Ground floor plan, elevations, sections, OSI map and site layout plan.

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

If Yes please provide floor areas of all existing structures:

No

Signature of Applicant (or Agent)

David Broome

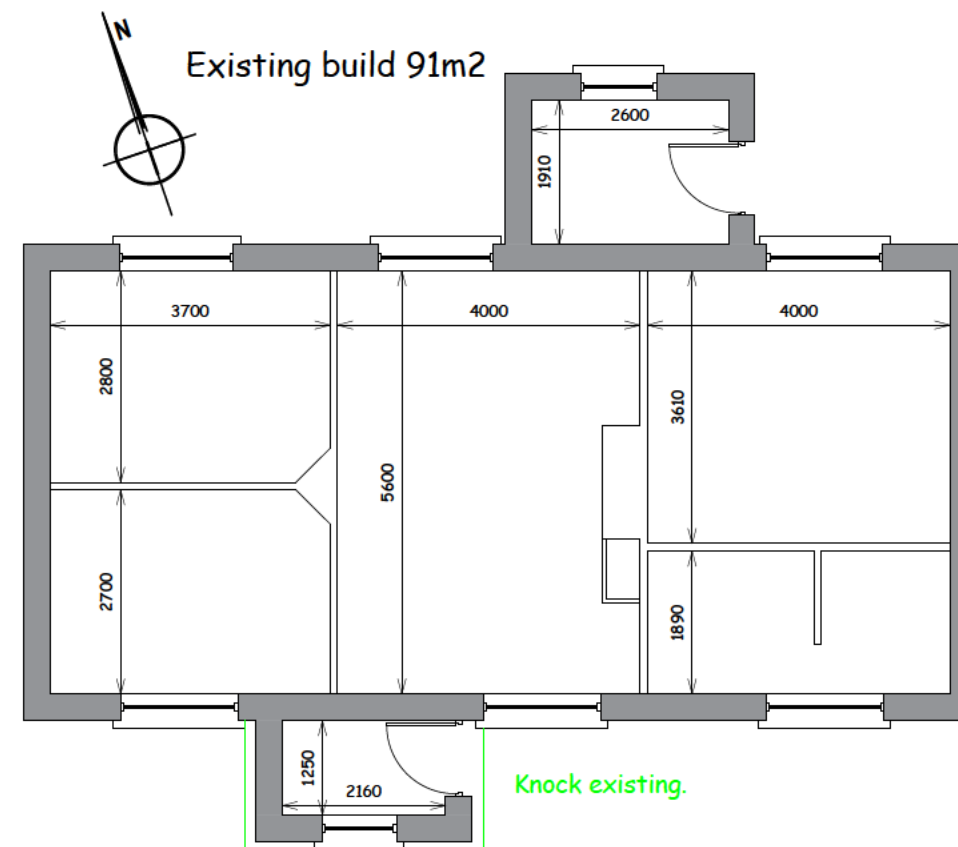
NOTES: Application must be accompanied by:

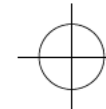
- (a) Fee of €80
- (b) Site location map
- (c) Site layout plan
- (d) Dimensioned plans and elevations of the structure and any existing structures.
- (e) Where the declaration is in respect of a farm building, a layout identifying the use of each existing building together with floor area of each building.

Application to be forwarded to:

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

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



 **Existing Floor Plan**
Scale 1 to 100.

Client(s): Wendy and Timmy O Connor

Date: February 2026

Scale: 1 in 100

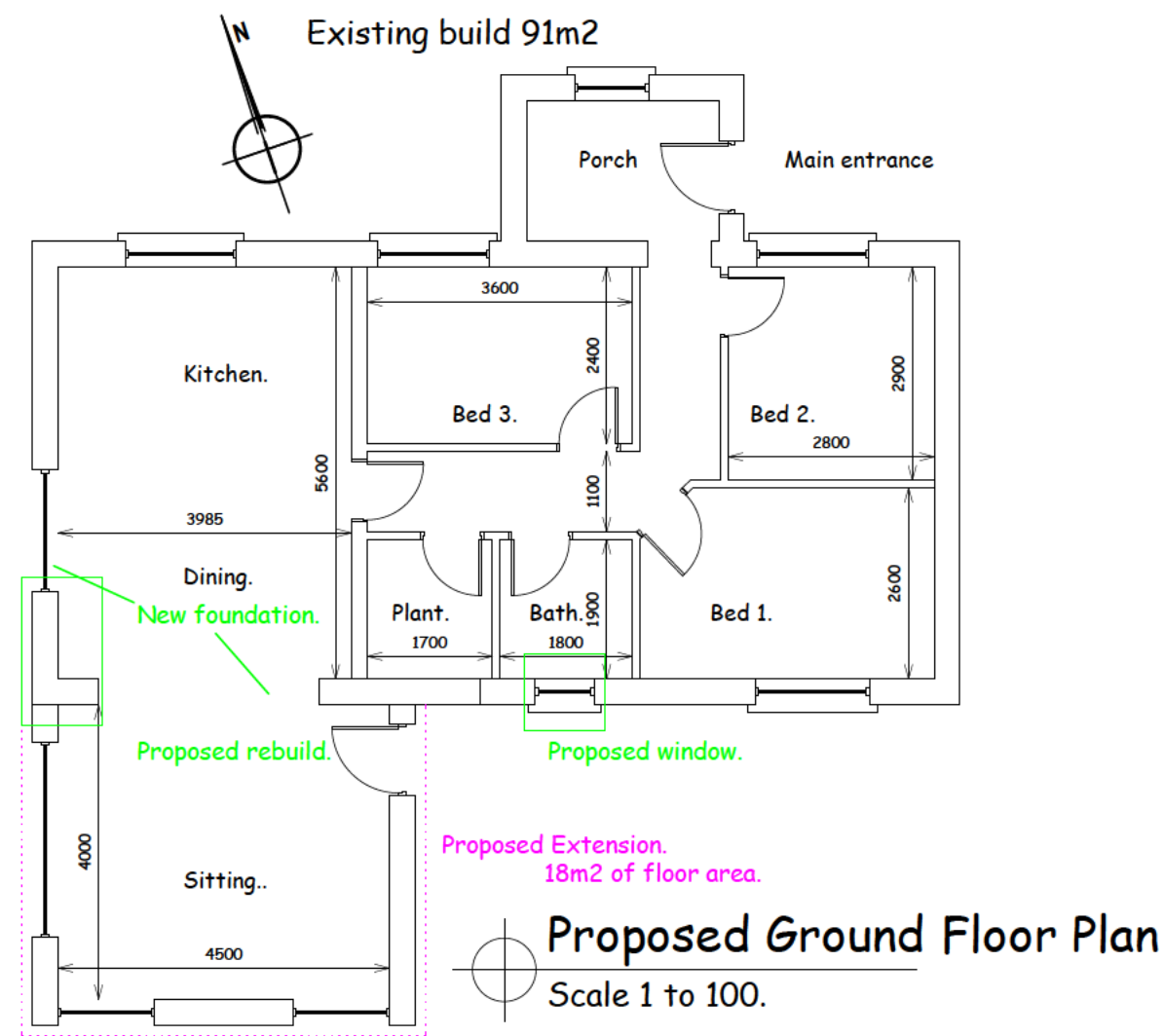
Drawing No: 1327-01 Rev. A

Drawings of existing cottage and
proposed extension to rear at
The Hill, Abbeyfeale, Co. Limerick.

Prepared By: Donal Brosnan
Donal Brosnan
Architectural Design & Development Ltd.
Brosna, Tralee, Co. Kerry
Web: www.architectural.ie
Email: donalbrosnan01@gmail.com

Note(s)

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- 2) This drawing has been prepared solely for the purposes of making a planning application.
- 3) Do not scale off this drawing. Use figured dimensions provided or request any additional dimensions needed.
- 4) Report any discrepancies to the Architect or Engineer at once.



Client(s): Wendy and Timmy O Connor

Date: February 2026

Scale: 1 in 100

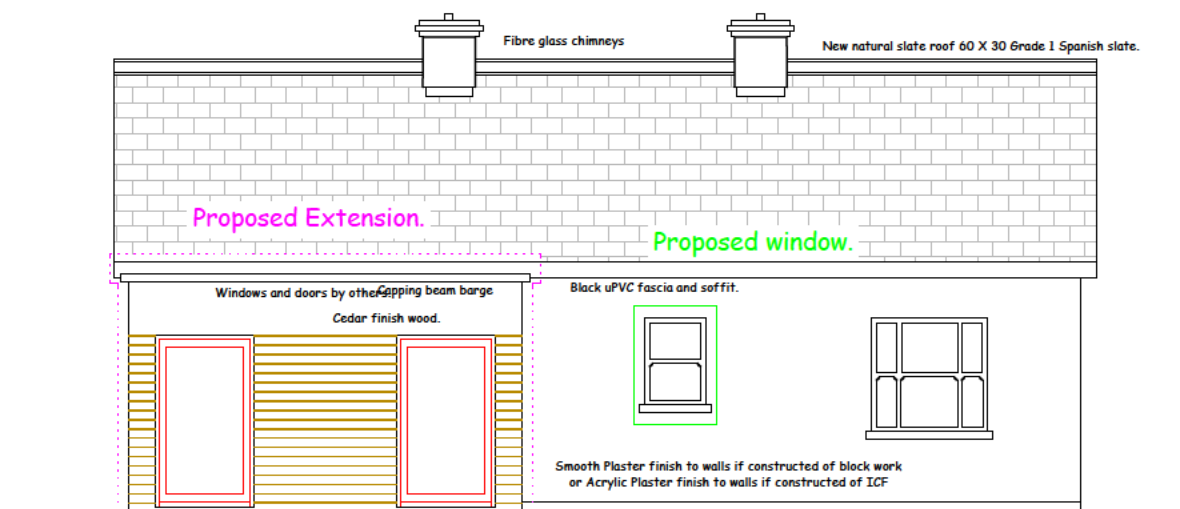
Drawing No: 1327-02 Rev. A

Drawings of existing cottage and
proposed extension to rear at
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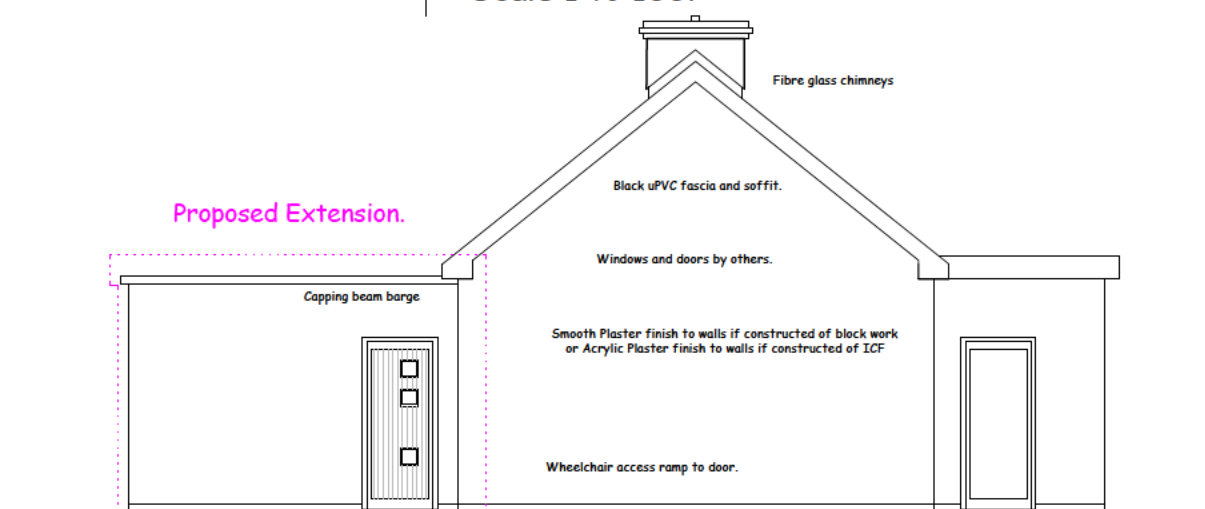
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Note(s)

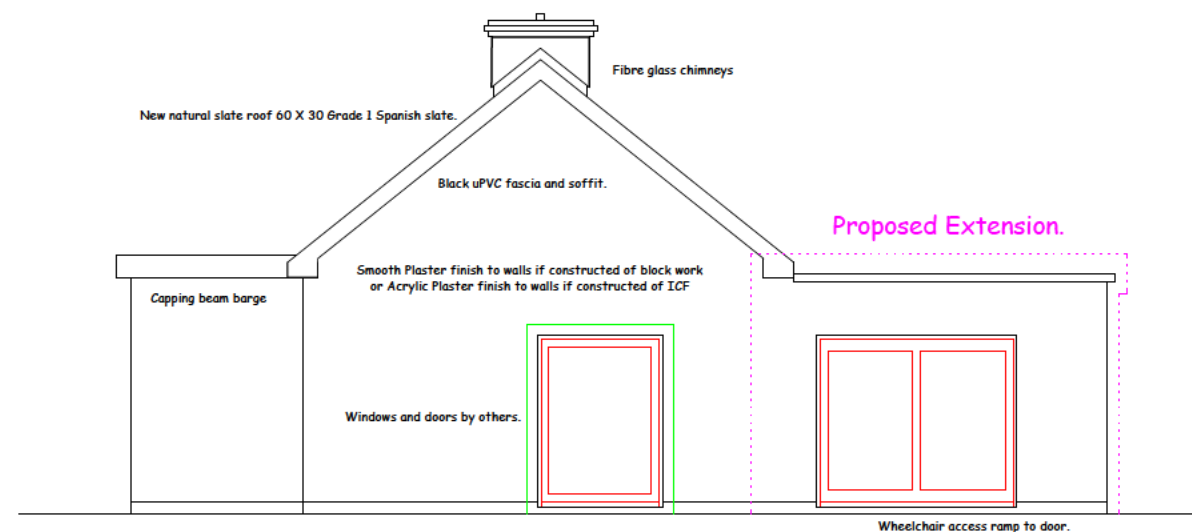
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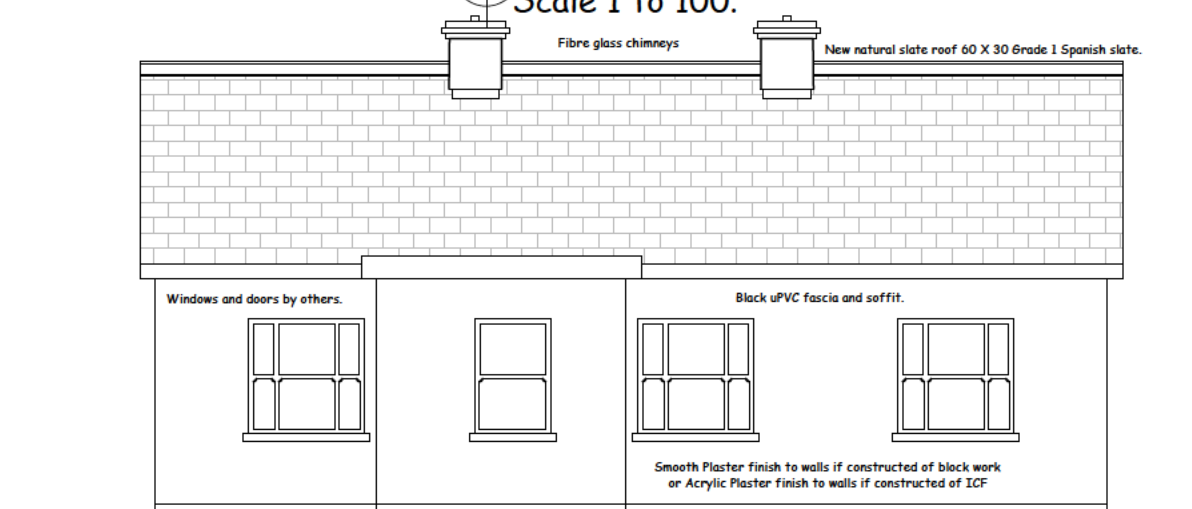
Rear Elevation.
Scale 1 to 100.



Side Elevation.
Scale 1 to 100.



Side Elevation.
Scale 1 to 100.



Front Elevation.
Scale 1 to 100.

Client(s): Wendy and Timmy O Connor

Date: February 2026

Scale: 1 in 100

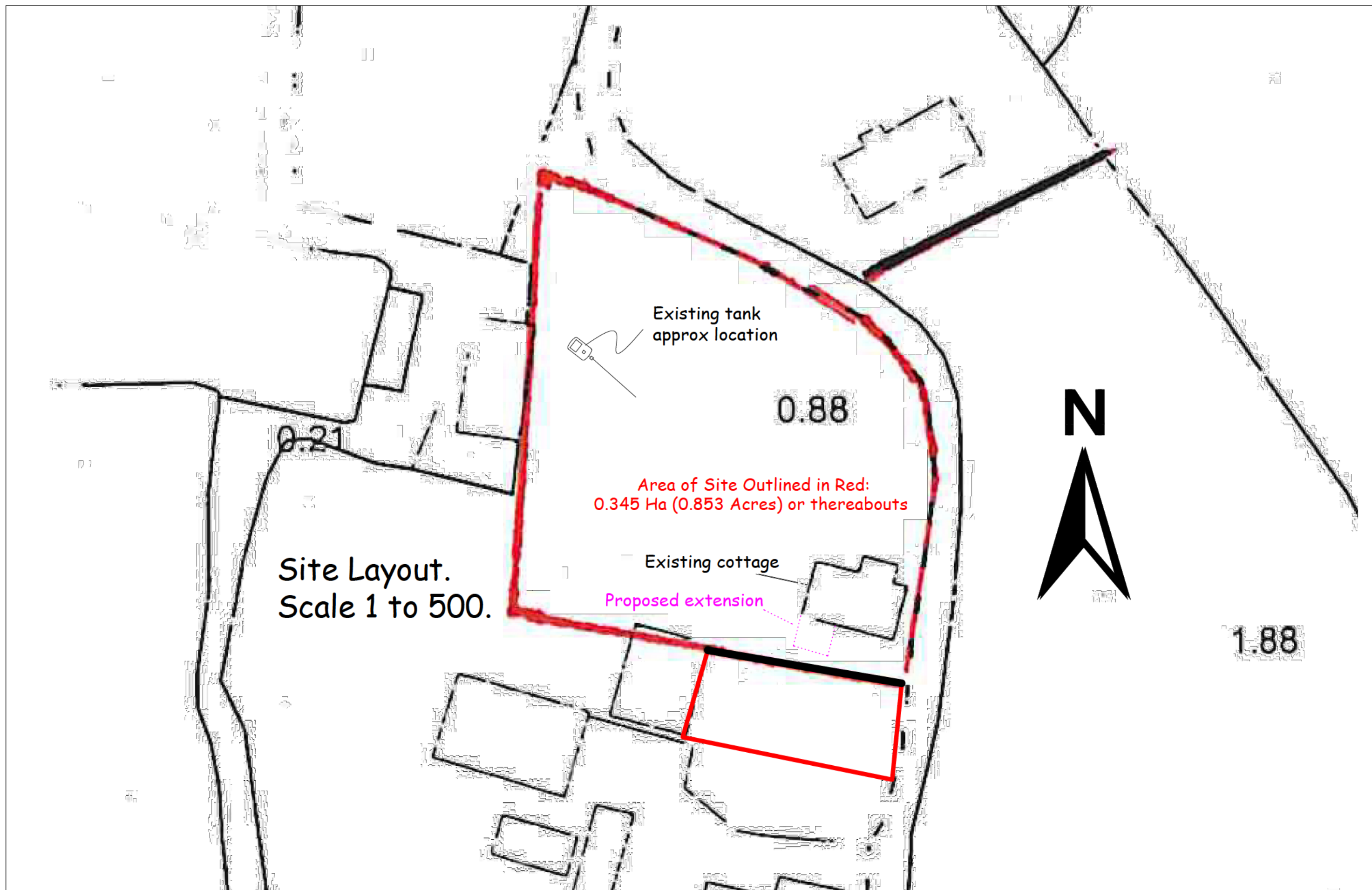
Drawing No: 1327-03 Rev. A

Drawings of existing cottage and
proposed extension to rear at
The Hill, Abbeyfeale, Co. Limerick.

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Client(s): Wendy and Timmy O Connor

Date: February 2026

Scale: 1 in 500

Drawing No: 1327-09 Rev. A

Drawings of existing cottage and
proposed extension to rear at
The Hill, Abbeyfeale, Co. Limerick.

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

File Reference number	EC-148-26
Applicant(s)	Wendy & Timmy O' Connor
Location	The Hill, Abbeyfeale, Co. Limerick V94 V2P4

1.0 Description of Site and Surroundings:

The subject site is located within the rural townland of Abbeyfeale East, along a private laneway accessed from the L-7090 local road. The site area is stated as 0.753 hectares and features an existing 91m² one-storey gable roof dwellinghouse with front and rear flat roof extension elements.

2.0 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 applicant is proposing to demolish the existing rear extension element and are proposing to construct a single storey extension to the rear of the cottage measuring 18m². They are also proposing to add a rear window as well as a side window to the gable of the house.

This Section 5 declaration includes the following:

- Application form
- Site location
- Elevations
- Floor plans

3.0 Planning History:

Subject site:

EC-046-26

Section 5 declaration for construction of an extension, single storey to the rear of an existing cottage measuring 4.500m X 4.000m in size and rear window as well as side window to gable was deemed to be development but not exempted development under Class 1 of Part 1 of Schedule 2 of the Planning and Development Regulations 2001 (as amended) as the extension proposed was located at the front of the building.

Adjacent:

03/1172 – Conditional Permission - Construction of a single storey dwelling with front boundary, entrance walls, wastewater treatment system and percolation area.

4.0 Enforcement History:

N/A

5.0 Relevant An Coimisiún Pleanála referrals:

N/A

6.0 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).

6.1 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, proposing to demolish the existing rear extension element and are proposing to construct a single storey extension to the rear of the cottage measuring 18m². They are also proposing to add a rear window as well as a side window to the gable of the house, **constituting ‘works’ and ‘development’**.

6.2 Is the proposal exempted development?

To assess whether the proposed development is exempted development, the demolition of the rear extension element will be assessed under Class 50(b) of Part 1 of Schedule 2 of the Planning and Development Regulations 2001 (as amended). The proposed 18m² rear extension will be assessed under Class 1 of Part 1 of Schedule 2 of the Planning and Development Regulations 2001 (as amended). The proposed changes to the side and rear fenestration of the original dwelling will be assessed under Section 4(1)(h) of the Planning and Development Act 2000 (as amended).

Class 50(b)

The demolition of part of a habitable house in connection with the provision of an extension or porch in accordance with Class 1 or 7, respectively, of this Part of this Schedule or in accordance with a permission for an extension or porch under the Act is considered Exempted Development, subject to the following Conditions and Limitations:

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

The rear extension element does not abut 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 cumulative floor area of the elements to be demolished totals 2.7m².

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 proposed demolition will not facilitate development of classes prescribed for the purposes of section 176 of the Act.

Class 1

In the previous section 5 application at the site the extension proposed was considered to be located to the front of the building. The applicant has now proposed flipping the access arrangements with access now to what was previously the rear by means of a porch. The extension can now therefore be considered to the rear of the property given that the entrance would be on the opposite side.

The extension of a house, by the construction or erection of an extension (including a conservatory) to the rear of the house or by the conversion for use as part of the house of any garage, store, shed or other similar structure attached to the rear or to the side of the house.

1. (a) Where the house has not been extended previously, the floor area of any such extension shall not exceed 45 square metres.

The house has existing extension elements. The question does not apply

(b) Subject to paragraph (a), where the house is terraced or semi-detached, the floor area of any extension above ground level shall not exceed 12 square metres.

There is no above ground level extension proposed.

(c) Subject to paragraph (a), where the house is detached, the floor area of any extension above ground level shall not exceed 20 square metres.

There is no above ground level extension proposed.

2. (a) Where the house has been extended previously, the floor area of any such extension, taken together with the floor area of any previous extension or extensions constructed or

erected after 1 October 1964, including those for which planning permission has been obtained, shall not exceed 45 square metres.

The floor area of the extension would not exceed 45 metres. There is an existing extension that would be demolished and the proposed extension would be 18sqm.

(b) Subject to paragraph (a), where the house is terraced or semi-detached and has been extended previously, the floor area of any extension above ground level taken together with the floor area of any previous extension or extensions above ground level constructed or erected after 1 October 1964, including those for which planning permission has been obtained, shall not exceed 12 square metres.

N/A detached house.

(c) Subject to paragraph (a), where the house is detached and has been extended previously, the floor area of any extension above ground level, taken together with the floor area of any previous extension or extensions above ground level constructed or erected after 1 October 1964, including those for which planning permission has been obtained, shall not exceed 20 square metres.

There is no above ground level extension proposed.

3. Any above ground floor extension shall be a distance of not less than 2 metres from any party boundary.

There is no above ground floor extension proposed.

4. (a) Where the rear wall of the house does not include a gable, the height of the walls of any such extension shall not exceed the height of the rear wall of the house.

The rear wall of the house does not include a gable. The height of the walls of the extension do not exceed the height of the rear wall of the house.

(b) Where the rear wall of the house includes a gable, the height of the walls of any such extension shall not exceed the height of the side walls of the house.

The rear wall of the house does not include a gable. The question does not apply.

(c) The height of the highest part of the roof of any such extension shall not exceed, in the case of a flat roofed extension, the height of the eaves or parapet, as may be appropriate, or, in any other case, shall not exceed the height of the highest part of the roof of the dwelling.

The height of the highest part of the proposed rear flat-roof extension does not exceed the height of the eaves of the dwelling.

5. The construction or erection of any such extension to the rear of the house shall not reduce the total area of private open space within the curtilage of the house, reserved exclusively for the use of the occupants of the house to less than 25 square metres.

The extension will not reduce the area of private open space within the curtilage of the house, reserved exclusively for the use of the occupants of the house to less than 25 square metres.

6. (a) Any window proposed at ground level in any such extension shall not be less than 1 metre from the boundary it faces.

The proposed ground floor windows will not be less than 1 metre from the boundary they will face.

(b) Any window proposed above ground level in any such extension shall not be less than 8 metres from the boundary it faces.

There is no above ground level extension proposed.

(c) Where the house is detached and the floor area of the extension above ground level exceeds 12 square metres, any window proposed at above ground level shall not be less than 8 metres from the boundary it faces.

There is no above ground level extension proposed.

7. The roof of any extension shall not be used as a balcony or terrace.

The roof of the extension will not be used as a balcony or terrace.

8. This exemption shall only be used on the principal house and not any additional detached house within the curtilage of the principal house.

This exemption will only be used on the principal house.

Under Section 4 (1)(h) of the Planning and Development Act 2000 (as amended), development consisting of the carrying out of works for the maintenance, improvement or other alteration of any structure, being works which affect only the interior of the structure or which do not materially affect the external appearance of the structure so as to render the appearance inconsistent with the character of the structure or of neighbouring structures, shall be considered exempted development. In this regard, it is considered that the proposed additional window on the rear elevation of the original dwelling is appropriate in size and scale to the existing character of the dwelling. I note the proposed additional side window on the side elevation of the original dwelling is larger in size and differs in scale to those of the of the proposed extension, and is generally not out of character with a typical modern rural dwelling. Works are also proposed to the roof, fascia, soffit and smooth plaster to the walls all of which can be considered under section 4(1)(h) and would not materially affect the external appearance of the structure so as to render the appearance inconsistent with the character of the structure or of neighbouring structures

7.0 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 the surfaced carriageway of which exceeds 4 metres in width,	N/A
(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	N/A

the development plan or the local area plan or the draft development plan or draft local area plan,	
(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 development would materially affect the character of the area,	N/A
(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

8.0 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.

9.0 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.

10.0 Conclusion/Recommendation

The proposal, to demolish the existing rear extension element and the proposal to construct a single storey extension to the rear of the cottage measuring 18m² and also to add a rear window as well as a side window to the gable of the house can be considered to be development. The proposed development can also be considered to fall within the scope of exempted development under Class 1 & Class 50 of the Planning and Development Regulations 2001 (as amended) and Section 4(1)(h) of the Planning and Development Act 2000 (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 1 & 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 11th of August 2026

It is therefore considered that the said works constitute development and exempted development under Class 1 & Class 50(b) of the Planning and Development Regulations 2001 (as amended) and Section 4 (1)(h) of the Planning and Development Act 2000 (as amended).

Student Planner	Conor Deering	Date: 13/08/2026
Signature:		
Senior Executive Planner	Barry Henn	Date: 31/08/2026
Signature		

Appendix 1: AA PN01 Screening Form

STEP 1: Description of the project/proposal and local site characteristics:	
(e) File Reference No:	EC-18-26
(e) Brief description of the project or plan:	to demolish the existing rear extension element and the proposal to construct a single storey extension to the rear of the cottage measuring 18m ² and also to add a rear window as well as a side window to the gable of the house.
(e) Brief description of site characteristics:	The subject site is located within the rural townland of Abbeyfeale East, along a private laneway accessed from the L-7090 local road. The site area is stated as 0.753 hectares and features an existing 91m ² one-storey gable roof dwellinghouse with front and rear flat roof extension elements.
(e) 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
Lower River Shannon SAC	https://www.npws.ie/protected-sites/sac/00216	3.5 km	N/A	N
Stack's to Mullaghareirk Mountains, West Limerick Hills and Mount Eagle SPA	https://www.npws.ie/protected-sites/spa/004161	4.3 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 - Surface water runoff from soil excavation/infill/landscaping (including borrow pits)	None. No direct encroachment or hydrological connection.

- 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:	 _____ 13/08/2026	
Signature and Date of the Decision Maker:	 _____ 31/08/2026	

Appendix 2: EIA Screening

Establishing if the proposal is a 'sub-threshold development':		
Planning Register Reference:	EC-148-26	
Development Summary:	to demolish the existing rear extension element and the proposal to construct a single storey extension to the rear of the cottage measuring 18m2 and also to add a rear window as well as a side window to the gable of the house.	
Was a Screening Determination carried out under Section 176A-C?	Yes. no further action 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)? (Tick as appropriate)		
☐ Yes. specify class: [insert 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? (Tick as appropriate)		
☒ 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> : [insert here] _		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:  13/08/2026	
Signature and Date of the Decision Maker:  31/08/2026	



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& County Council

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Luimneach
V94 WV78

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

t: 061 556 000

DEVELOPMENT MANAGEMENT, PLANNING

REG POST:

Wendy & Timmy O' Connor
c/o Donal Brosnan Architectural Design and Development,
Brosna,
Tralee,
Co. Kerry

EC/148/26

31 August 2026

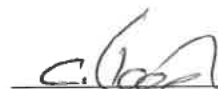
Re: Declaration under Section 5

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/2026/1097

File Ref No. EC/148/26

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

RE: **Demolish the existing rear extension element and proposing to construct a single storey extension to the rear of the cottage, add a rear window as well as a side window to the gable of the house at The Hill, Abbeyfeale, Co. Limerick**

ORDER: Whereas by Director General's Order No. DG/2026/056 dated 25th 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 Barry Henn, Senior Executive Planner the functions as defined in the Local Government Acts, 1925 to 2024.

ok

Now therefore pursuant to the delegation of the functions aforesaid, I, Barry Henn, Senior Executive Planner, having considered the report and recommendation of Conor Deering, Student Planner dated 13/08/2026, hereby order that a Declaration under Section 5 of the Planning and Development Act 2000 (as amended) be issued to Wendy & Timmy O' Connor, c/o Donal Brosnan Architectural Design and Development, Brosna, Tralee to state that the works as described above is

Development and is Exempt Development.

Signed

B. Henn

SENIOR EXECUTIVE PLANNER, DEVELOPMENT MANAGEMENT,
PLANNING

Date

31 | 08 | 2026



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SECTION 5 – DECLARATION ON DEVELOPMENT AND EXEMPTED DEVELOPMENT

DECLARATION NO.

EC/148/26

Name and Address of Applicant: Wendy & Timmy O' Connor, 1 Bushy Park Road, Rathgar, Dublin 1

Agent: Donal Brosnan Architectural Design and Development, Brosna, Tralee,
Co. Kerry

Whether the demolition of the existing rear extension element and proposing to construct a single storey extension to the rear of the cottage, add a rear window as well as a side window to the gable of the house at The Hill, Abbeyfeale, 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 11th day of August 2026.

AND WHEREAS the Planning Authority has concluded that the demolition of the existing rear extension element and proposing to construct a single storey extension to the rear of the cottage, add a rear window as well as a side window to the gable of the house at The Hill, Abbeyfeale, Co. Limerick **DOES** come within the scope of exempted development under Class 1 & Class 50(b) of the Planning and Development Regulations 2001 (as amended) and Section 4 (1)(h) 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 **Development and is Exempted Development.**

Signed on behalf of the said Council

Date:

31.8.2026

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.