

Leitrim County Council



Declaration regarding Development/Exempted Development (Section 5 of Planning & Development Act 2000, as amended)

Leitrim County Council Reference Number: ED- 23-06

WHEREAS a question has arisen as to whether the provision of play equipment in a field at Coast Road, Tullaghan, Co. Leitrim, constitutes development and, if so, whether such development is or is not exempted development;

AND WHEREAS the said question was referred to Leitrim County Council on the 31st May 2023, by Tullaghan Development Association, C/o Louise Collins (Secretary) with the additional Further Information as received on the 12th December 2024 and the 8th January 2025;

AND WHEREAS Leitrim County Council, in considering this referral, had regard particularly to -

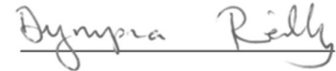
- (a) Sections 2 and 3 of the Planning and Development Act, 2000 as amended;
- (b) Section 4(1)(f) of the Planning and Development Act, 2000 as amended
- (c) Article 6 (1) of the Planning and Development Regulations 2001 as amended;
- (d) Schedule 2 Part 1 Classes 33 of the Planning and Development Regulations 2001 as amended;
- (e) The potential effects of the project, either alone or in combination with other projects or plans would not undermine any Natura 2000 sites, conservation objectives or have any significant adverse impact on same;
- (f) the documentation submitted as part of the referral including the further information response;

AND WHEREAS Leitrim County Council has concluded that -

- (a) the proposed provision of play equipment in a field at Coast Road, Tullaghan, Co. Leitrim is considered to be works and is, therefore, development within the meaning of the Planning and Development Act 2000, as amended;
- (b) the proposed development is to be carried out in partnership with Leitrim County Council and therefore, the provisions of Section 4(1)(f) of the Planning and Development Act 2000, as amended, wherein 'development carried out on behalf of, or jointly or in partnership with, a local authority that is a planning authority, pursuant to a contract entered into by the local authority concerned, whether in its capacity as a planning authority or in any other capacity' can be considered exempted development, apply in the context of the proposed development.

NOW THEREFORE Leitrim County Council, in exercise of the powers conferred on it by Section 5(2)(b) of the Planning and Development Act, 2000 as amended, hereby declares that:

the proposed provision of play equipment in a field at Coast Road, Tullaghan, Co. Leitrim, is development and **is exempted development.**

A handwritten signature in cursive script, reading "Dymphna Reddy", written in black ink over a thin horizontal line.

**Signed: Administrative Officer
Planning Department**

Dated this 9th January, 2025