

Leitrim County Council



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

Leitrim County Council Reference Number: ED- 24-07

WHEREAS a question has arisen as to whether the construction of a dwelling extension to the rear of the existing dwelling at Drumsillagh, Carrigallen, Co. Leitrim constitutes development which is exempted development

AND WHEREAS the said question was referred to Leitrim County Council by David Wilson on 08 February 2024, in relation to a property/site at Drumsillagh, Carrigallen, Co. Leitrim.

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

- (a) Section 3(1) and 4(2) of the Planning and Development Act, 2000 (as amended)
- (b) Article 6 (1) of the Planning and Development Regulations 2001 (as amended)
- (c) Article 9 (1)(a) of the Planning and Development Regulations 2001 (as amended)
- (d) Schedule 2, Part 1, Class 1 of the Planning and Development Regulations 2001 (as amended)

AND WHEREAS Leitrim County Council has concluded that –

The construction of a 40m² single storey extension to the rear of the existing dwelling at Drumsillagh, Carrigallen, Co. Leitrim constitutes development which is not exempted development as the height of the walls of the proposed extension exceeds the height of the rear wall of the existing dwelling contrary to condition 4 (a) of Class 1 of Schedule 2 Part 1 of the Planning and Development Regulations 2001 (as amended) *Exempted Development –General*.

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

The construction of a 40m² single storey extension to the rear of the existing dwelling at Drumsillagh, Carrigallen, Co. Leitrim constitutes development which is **NOT** exempted development as the height of the walls of the proposed extension exceed the height of the rear wall of the existing dwelling contrary to condition 4 (a) of Class 1 of Schedule 2 Part 1 of the Planning and Development Regulations 2001 (as amended) *Exempted Development –General*.

Signed: 
Administrative Officer
Planning Department

Dated this 6th March, 2024