

# Comhairle Contae Chorcaí Cork County Council

NBI Infrastructure DAC T/A National Broadband Ireland,  
C/O Lungelo Nkosi,  
Unit 1, First Floor,  
Oranmore Business Park,  
Oranmore,  
Co. Galway  
H91 P7X8

11<sup>th</sup> July, 2024

REF: D/236/24  
LOCATION: Monanimy Upper, Killavullen, Co. Cork.

**RE: DECLARATION OF EXEMPTED DEVELOPMENT UNDER SECTION 5 OF THE  
PLANNING & DEVELOPMENT ACT 2000 - 2010.**

Dear Sir,

On the basis of the information submitted by you on 13<sup>th</sup> June, 2024 the Planning Authority, having considered whether the proposed installation of electronic communications apparatus/development of a fibre broadband cabin at **Monanimy Upper, Killavullen, Co. Cork** is or is not development or is or is not exempted development, has declared that it is **exempted development**.

## **Reason for Decision**

The Planning Authority in considering this referral, had particular regard to:

- Section 2(1) of the Planning and Development Act, 2000 (as amended)
- Section 3(1) of the Planning and Development Act, 2000 (as amended)
- Section 4(1)(a) of the Planning and Development Act, 2000 (as amended)
- Article 6(1) and Article 9(1) of the Planning and Development Regulations 2001 (as amended)
- Class 31 of Part 1 of Schedule 2 to the Planning and Development Regulations, 2001, as amended
- The plans and particulars received by the Planning Authority on 13<sup>th</sup> June, 2024.

**And Whereas the Planning Authority** hereby concludes that

The installation of a broadband cabinet and ancillary development constitutes "works" and "development" as defined in Sections 2 and 3 of the Planning and Development Act. The development comes within the scope of the exemption for such development by Section 4(1)(a) of the Planning and Development Act 2000 as it comes within the scope of Class 31 of Part 1 of Schedule 2 of the Planning and Development Regulations 2001 (as amended) and complies with the relevant Conditions and

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Limitations. It is also considered that these exemptions are not restricted by the terms of Article 9(1)(a)(iii) and (viiB).

On this basis it is considered that the proposed development at **Monanimy Upper, Killavullen, Co. Cork** constitutes **development and is exempted development**.

*This exemption does NOT itself empower a person to carry out a development unless that person is legally entitled to do so.*

**Please note that under Section 5 Subsection 3(a) where a declaration is issued under this section, any person issued with a declaration under subsection 2(a) may, on payment to the Board of such fee as may be prescribed, refer a declaration for review by the Board within 4 weeks of the date of the issuing of the declaration.**

Yours faithfully,



---

**PIO TREACY,  
ADMINISTRATIVE OFFICER,  
PLANNING DEPARTMENT.**

*In order to process your query, it may be necessary for Cork County Council to collect Personal information from you. Such information will be processed in line with our privacy statement which is available to view at <https://www.corkcoco.ie/privacy-statement-cork-county-council>*

# Comhairle Contae Chorcaí Cork County Council

Kathleen Quane,  
Monanimy Upper,  
Killavullen,  
Co. Cork.

12<sup>th</sup> July, 2024

**Our Ref.: D/236/24**

**Re: Declaration of Exempted Development under Section 5 of The Planning and Development Act 2000 – 2010.**

*Whether the installation of electronic communications apparatus/development at Monanimy Upper, Killavullen, Co. Cork is or is not development or is or is not exempted development.*

Dear Madam,

Further to recent correspondence notifying you of a third-party Declaration with regard to the above development I enclose for your information copy of the Planning Authority's decision.

Yours faithfully,



---

**Tracy O' Callaghan**  
**SO PLANNING DEPARTMENT**

*In order to process your query, it may be necessary for Cork County Council to collect Personal information from you. Such information will be processed in line with our privacy statement which is available to view at <https://www.corkcoco.ie/privacy-statement-cork-county-council>*

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## SECTION 5 DECLARATION – PLANNER’S REPORT

<b>Application Ref. No.:</b>	D/236/24
<b>Report From:</b>	Janet Payne (AP)
<b>Report To:</b>	Louise Ahern (SEP)
<b>Question/Description to which Declaration relates:</b>	Fibre Broadband Cabin and ancillary development. The proposal is to install electronic communications apparatus/development on behalf of National Broadband Ireland. Please see attached cover letter for description of development.
<b>Location:</b>	Monanimy Upper, Killavullen, Co. Cork
<b>Applicant:</b>	NBI Infrastructure DAC T/A National Broadband Ireland
<b>Date:</b>	8 <sup>th</sup> July 2024

### SUMMARY OF RECOMMENDATION

It is concluded that the installation of a broadband cabinet and ancillary development constitutes ‘works’ and ‘development’ as defined in Sections 2 and 3 of the Planning and Development Act. The development comes within the scope of the exemption for such development by Section 4(1)(a) of the Planning and Development Act 2000 as it comes within the scope of Class 31 of Part 1 Schedule 2 of the Planning and Development Regulations 2001 (as amended) and complies with the relevant conditions and limitations. It is also considered that these exemptions are not restricted by the terms of Article 9(1)(a) (iii) and (viiB).

On this basis it is considered that the proposed development **is development and is exempted development.**

#### 1. Introduction

This report relates to an application which has been made under Section 5(4) of the *Planning and Development Act 2000* (as amended) relating to development on lands located at Monanimy Upper, Killavullen, Co. Cork. The applicant is seeking a declaration from the Planning Authority as to whether the installation of a broadband cabinet and ancillary development is or is not development and/or is or is not exempted development.

#### 2. Question

The question which has been presented to the Planning Authority within the submitted application form is as follows:

*Fibre Broadband Cabin and ancillary development. The proposal is to install electronic communications apparatus/development on behalf of National Broadband Ireland. Please see attached cover letter for description of development.*

The specific works, as detailed within the accompanying Cover Letter (as per the reference above), which are proposed to occur are as follows:

- *The proposed cabin that will be painted green will be situated within the corner of an agricultural field at the junction of the Mallow road N72 and an unnamed local road;*
- *The cabin measures 3m (Length) x 3m (Width) x 3m (Height) on concrete plinth not exceeding ground level;*

- *Proposed 1.2m high green mesh fencing in 4 sides of the compound along with 1m wide pedestrian access gate on the southern side;*
- *Existing site entrance is proposed to be used for access to proposed NBI compound;*
- *Proposed newly planted 2 row/s along eastern and northern sides of 3m high semi-mature native species trees with a mix of native species native evergreens and native deciduous.*
- *Ducting, cabling, earth pits, cabinets, chambers, mini pillars and all ancillary development thereto.*

The application is supported by a comprehensive set of drawings which illustrate the full scope of the works which are the focus of the foregoing question. Further drawings with amendments to the proposed site access route were submitted by way of further information on the 4<sup>th</sup> of July 2024.

### **3. Site Location and Description**

The subject site is located in the townland of Monanimy Upper approximately 950m north of Killavullen, as illustrated within Figure 1 below. The site is situated in a rural location in the corner of a large agricultural field. The N72 forms the southern site boundary while an unnamed local road forms the eastern site boundary.

The subject site is surrounded by agricultural farmland with the closest dwelling 43m to the northeast of the site with a farmyard to the east of same. The following images provide a visual context for the site and its immediate setting.



**Figure 1: Location of the Subject Site relative to Killavullen and the River Blackwater**

### **4. Planning History**

No planning history is noted to be associated with the subject site. The majority of applications within the surrounding area relate to agricultural development, one off dwellings, extensions and renovations. The following planning history is noted on the adjoining lands to the east:

22/5135 – Permission for the following: a) removal of existing earthen banked slurry pit, b) construction of agricultural building to include robotic milking parlour, cubicle livestock housing, livestock crush & slatted slurry/ soiled water / parlour washing tanks, c) agricultural building to include straw bedded livestock housing, d) erection of meal bin, and all associated site works (granted).

07/8775 – Permission for the construction of slatted tank with cubicle and loose house shed and parlour run-off effluent tank (granted).

96/2255- Dormer style dwelling and garage (granted).

## **5. Planning Policy Framework**

The site occurs within a rural area and, as such, is not subject to any specific land use zoning (thereby defaulting to agricultural in terms of use). The *Cork County Development Plan 2022* confirms that this site falls within a *High Value Landscape* area but is not in close proximity to any scenic route, cultural or heritage designations.

The site is located outside of any designated flood risk zone.

## **6. Legislative Framework**

### **Planning and Development Act 2000 (as amended)**

**Section 3(1)** of the Act states the following in respect of ‘development’: “In this Act, ‘development’ means, except where the context otherwise requires, 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.”

**Section 2(1)** of the Act states the following in respect of ‘works’: “Any act or operation of construction, excavation, demolition, extension, alteration, repair or renewal...”

**Section 4 (2)(a)** of the Act enables certain classes of development to be deemed exempted development by way of regulation.

**Section 4(4)** states that notwithstanding paragraph (a) of subsection (1) and any regulations under subsection (2), development shall not be exempted development if an environmental impact assessment or an appropriate assessment is required.

### **Planning and Development Regulations, 2001 as amended.**

**Article 6(3)** states: Subject to Article 9, in areas other than a city, a town or an area specified in section 19 (1) (b) of the Act or the excluded areas as defined in section 9 of the Local Government (Reorganisation) Act, 1985 (No.7 of 1985), development of a class specified in Column 1 of Part 3 of Schedule 2 shall be exempted development for the purposes of the Act, provided that such development complies with the conditions and limitations specified in column 2 of the said Part 3 opposite the mention of that class in the said column 1.

### **Restrictions on exemption by virtue of Article 9(1)(a) of the Planning and Development Regulations 2001 (as amended)**

Article 9 (1) (a) provides that certain development to which Article 6 relates (i.e. exempted development) shall not be exempted in various circumstances. Article 9(1) states that: 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:

(iii) endanger public safety by reason of traffic hazard or obstruction of road users,

(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.

Having regard to the specific proposal for which the declaration has been sought, Class 31 of Part 1 of Schedule 2 of the Regulations is relevant, stating that:

*The carrying out by a statutory undertaker authorised to provide a telecommunications service of development consisting of the provision of—*

*....*

- (e) permanent telecommunications exchange and radio station containers, including containers for electronic equipment required for transmitting, receiving and processing telecoms data for both wireless or wired networks,*
- (f) cabinets forming part of a telecommunications system,*

The exemption as provided by part (e), above, is accompanied by the following conditions and limitations:

- 1. The equipment housed in the container shall be used exclusively for the purposes of concentrating and re-routing calls or for transmitting, receiving and processing telecoms data for both wireless or wired networks and the container shall not have attached to it or within it, whether visible or not, any antennae for the direct transmission or reception of mobile telephony or other telecommunications signals in such a way that the container would act as an antennae support structure.*
- 2. No such container shall exceed 10 metres in length, 3 metres in width or 3 metres in height.*
- 3. No such container shall be situated within 10 metres of the curtilage of a house save with the consent in writing of the owner or occupier thereof, or within 10 metres of the window of a workroom of any other structure.*
- 4. The field strength of the non-ionising radiation emissions from the radio station container shall not exceed the limits specified by the Director of Telecommunications Regulation.*

## **5. Other Considerations**

### Appropriate Assessment

The subject site is located in excess of 400m from the Blackwater River (Cork/Waterford) SAC (Site Code 002170). The requirement for Appropriate Assessment can be screened out for the proposed development having regard to the minor scale and nature of the proposal and lack of physical or hydrological connection between the development site and any European Site.

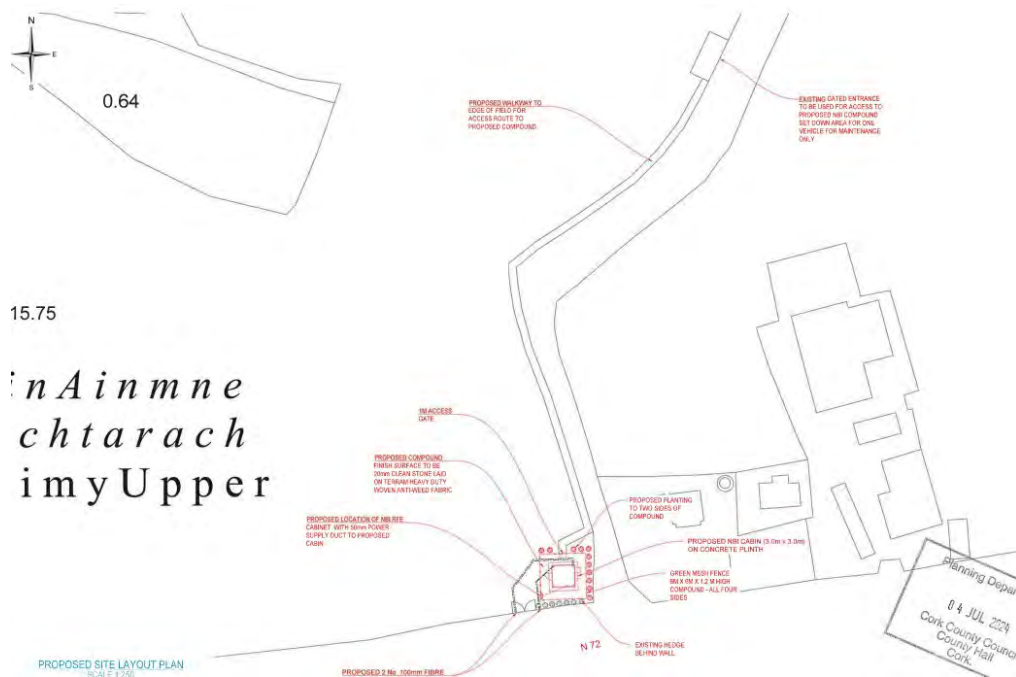


**Environmental Impact Assessment**

Having regard to the nature and scale of the proposed development, and to the nature of the receiving environment, there is no real likelihood of significant effects on the environment arising from the proposed development. The need for environmental impact assessment can, therefore, be excluded at preliminary examination and a screening determination is not required.

**Traffic**

The proposed development is to be accessed off the unnamed local road to the northeast of the subject site as shown in the following image – (submitted as UFI on the 4<sup>th</sup> July). The submitted documents state that ‘There is no access to the proposed site from the N72 existing access.’ The submitted documents state that there will be approx. 12 no. maintenance visits throughout the course of a year and as such that there would be no intensification of use of the existing entrance. It is considered that the subject proposal would not endanger public safety by reason of traffic hazard or obstruction of road users.





## 6. Assessment

### Is or is not development?

Development is defined, under Section 3(1) of the Planning and Development Act, 2000 (as amended), as “the carrying out of works on, in, over or under land...” Works are defined, under Section 2(1) of this Act, as including “any act or operation of construction, excavation, demolition, extension.

It is evident, from the details submitted with the application, that the current proposal includes both works (i.e. the installation of a concrete plinth, placing the cabin and the erection of fencing amongst other associated works) and a change in the use of the subject site from agriculture to use in support of the provision of rural broadband services. Therefore, I am satisfied that the proposal, as currently presented, consists of the carrying out of ‘works’ and therefore **constitute ‘development’**, as defined in Section 3 of the Planning and Development Act 2000, as amended.

### Is or is not Exempted Development?

Class 31(e) of Part 1 of Schedule 2 provides a specific exemption for container units associated the telecommunications and radio transmission networks. From the details provided with the application, I am satisfied that the proposed fibre broadband cabin is consistent with the type of development which is intended to benefit from the exemption as provided by Class 31(e).

Consideration must be given to the conditions and limitations of Class 31(e) and to the de-exemptions of Article 9.

In terms of the various conditions and limitations, I note the following:

- The proposed development will be only used for transmitting, receiving and processing telecoms data from a wired network;
- The dimensions of the proposed cabin (3 metres high by 3 metres long by 3 metres wide) are less than the maximum dimensions as stated under condition 2; and
- The cabinet will be more than 10 meters from the nearest third-party dwelling.

The final condition/limitation is technical in nature and relates to non-ionising radiation emissions. The documents which have been submitted with the application state as follows:

*“The field strength of the non- ionising radiation emissions from the NBI cabin do not exceed the limits specified by the Director of Telecommunications Regulation”.*

Having regard to the foregoing statement, it is accepted that the proposed development is compliant with condition/limitation 4 of Class 31(e). Regard must also be given to the de-exemptions of Article 9.

As regards Appropriate Assessment Section 4(4) of the Planning and Development Act restricts exemption where development needs an appropriate assessment. In view of the scale and the nature and extent of the development, together with the separation and hydrological distances from the nearest European sites, it is considered that no appropriate assessment issues arise. It is considered that the development would not be likely to have a significant effect individually or in combination with other plans or projects on a European site. Appropriate Assessment is not therefore required and the provisions of Section 4(4) of the Planning and Development Act 2000 (as amended) are not relevant.

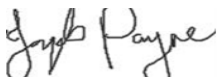
## 7. Conclusion and Recommendation

Having regard to:

- the particulars received by the Planning Authority on 13<sup>th</sup> June 2024
- Section 2(1) of the Planning and Development Act, 2000, as amended,
- Section 3(1) of the Planning and Development Act, 2000,
- Section 4(1)(a) of the Planning and Development Act, 2000, as amended,
- article 6(1) and article 9(1) of the Planning and Development Regulations, 2001, as amended,
- Class 31 of Part 1 of Schedule 2 to the Planning and Development Regulations, 2001, as amended.

It is concluded that the installation of a broadband cabinet and ancillary development constitutes 'works' and 'development' as defined in Sections 2 and 3 of the Planning and Development Act. The development comes within the scope of the exemption for such development by Section 4(1)(a) of the Planning and Development Act 2000 as it comes within the scope of Class 31 of Part 1 Schedule 2 of the Planning and Development Regulations 2001 (as amended) and complies with the relevant conditions and limitations. It is also considered that these exemptions are not restricted by the terms of Article 9(1)(a) (iii) and (viiB).

On this basis it is considered that the proposed development **is development and is exempted development.**



**Janet Payne**  
**Executive Planner**  
**08/07/2024**

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The report of the Area Planner is noted and endorsed.

I concur with the conclusion above that the subject development **is development and is exempted development.**



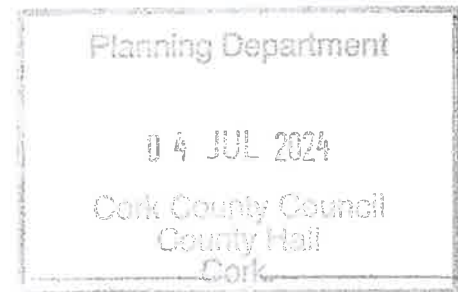
**Louise Ahern**  
**A/Senior Executive Planner**  
**10/07/2024**

National Broadband Ireland  
c/o Entrust Planning & Environmental  
Unit 1D Deerpark Business Centre  
Oranmore  
Co. Galway  
H91 X599

2<sup>nd</sup> July 2024

Cork County Council  
Planning Department  
County Hall  
Carrigrohane Road  
County Cork  
T12 R2NC

Your Ref: D/236/24



Our Ref: NBI 78780, Killavullen

**REGISTERED POST**

Dear Sir or Madam,

**APPLICATION FOR DECLARATION OF EXEMPT DEVELOPMENT – NATIONAL BROADBAND IRELAND**

**APPLICATION BY THE STATUTORY UNDERTAKER OF A PROPOSED DEVELOPMENT IN ACCORDANCE WITH THE PLANNING AND DEVELOPMENT REGULATIONS 2001 (AS AMENDED) TO UTILISE EXEMPT DEVELOPMENT RIGHTS.**

**INSTALLATION AT: MONANIMY UPPER, KILLAVULLEN, CO. CORK (ITM E: 565549, N: 600541).**

We wish to submit to the Planning Authority unsolicited additional Further Information.

NBI Infrastructure Designated Activity Company  
3009 Lake Drive, Citywest, Dublin 24, D24 H6RR

E: [contactus@nbi.ie](mailto:contactus@nbi.ie)  
WWW.NBI.IE

Registered in Ireland. Company Number: 631656  
Directors: D. McCourt (American), M. Adams (American), P. Haran, B. Gray, H. Akhavan (American),  
M. Sonmez (German), A. McCullen, D. McCauley, W.D. Scott (American)

**BUILDING A LIMITLESS IRELAND**

1. Access to the Compound.

Please find attached the revised drawings which show the proposed access to the compound which will be gained through the existing access to the property which is northwest of the proposed site along a local unnamed Road.

2. Construction and Maintenance.

Please be advised that the proposed construction of the compound will be contained within the field and access will be gained from the existing access field gate to the northwest of the site as shown in drawings Revision C. The accessing of the site for maintenance and servicing will only be conducted once a month by a field engineer who would park maintenance vehicle on the private land and walk to the site. The applicant contends that due to the proposed frequency for access of 12 no. times in a year, there will be no intensification of an existing access onto the local road.

There is **no** access to the proposed site from the N72 existing access.

Should you have any queries regarding this matter, please do not hesitate to contact me (quoting reference NBI Killavullen).

Yours faithfully,



**Lungelo Nkosi MIPI**

Entrust Planning & Environmental for

Obelisk Limited

On behalf of NBI Infrastructure DAC T/A National Broadband Ireland

Email: lungelo@entrust-services.com

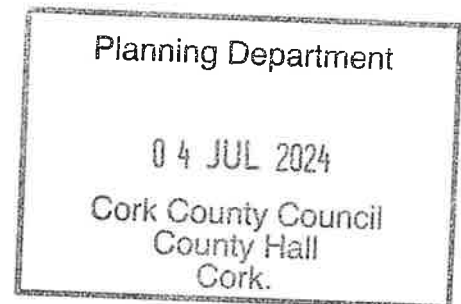
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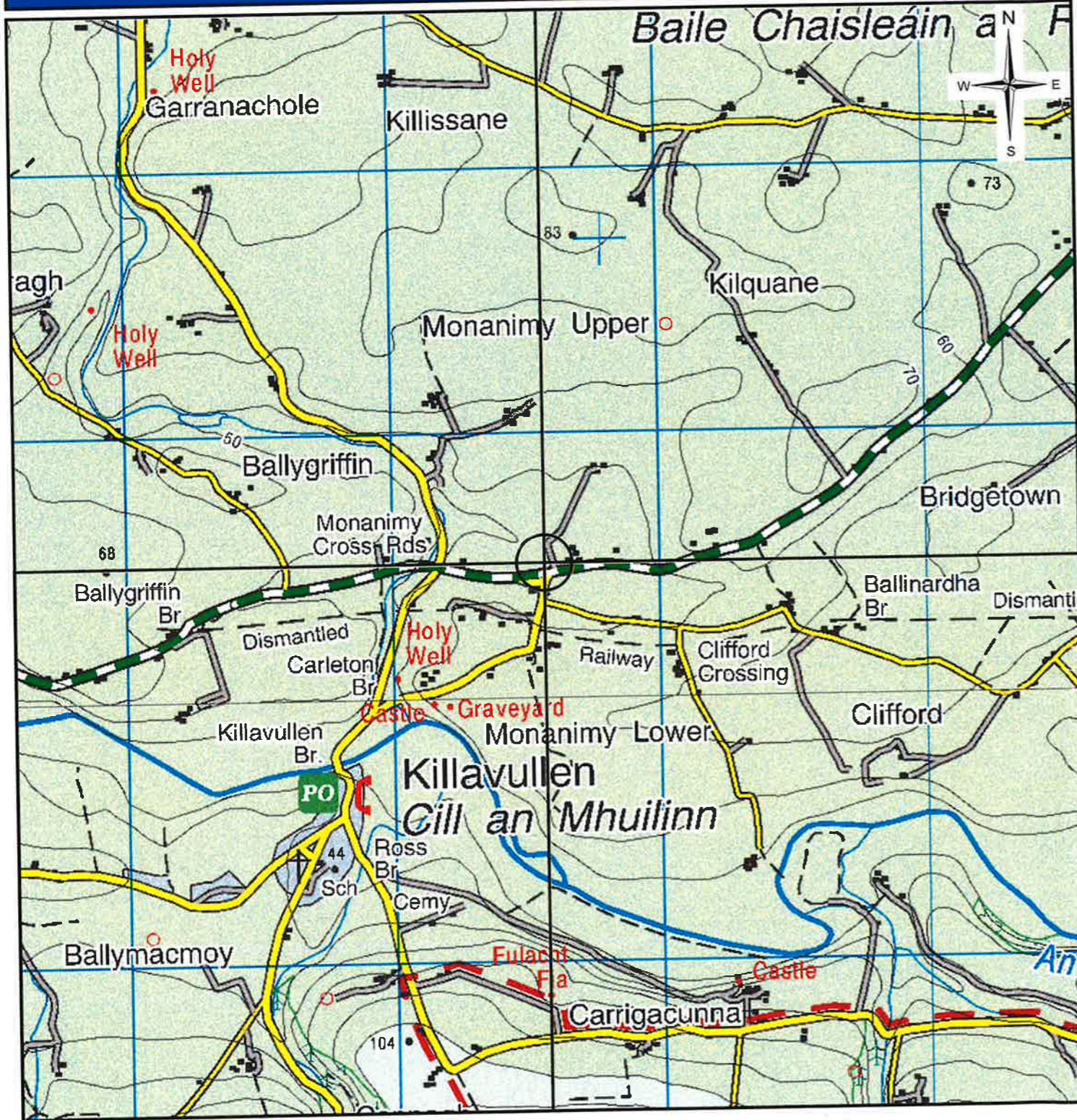
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Site Photographs



FIG. 1: ELEVATION



FIG. 2: PROPOSED SITE LOCATION



FIG. 3: PROPOSED RFE CABINET LOCATION

Drawing No.	Drawing Title
78780/001/00	Location Map & Photos
78780/001/01	Site Location Map
78780/001/02	Site Location Map 1:350
78780/001/03	Site Layout Plan 1:350
78780/001/04	Site Layout Plan 1:100
78780/001/05	Proposed Elevation
78780/001/06	Prop. Cabin Setting Out
78780/001/07	Proposed Earthing Layout

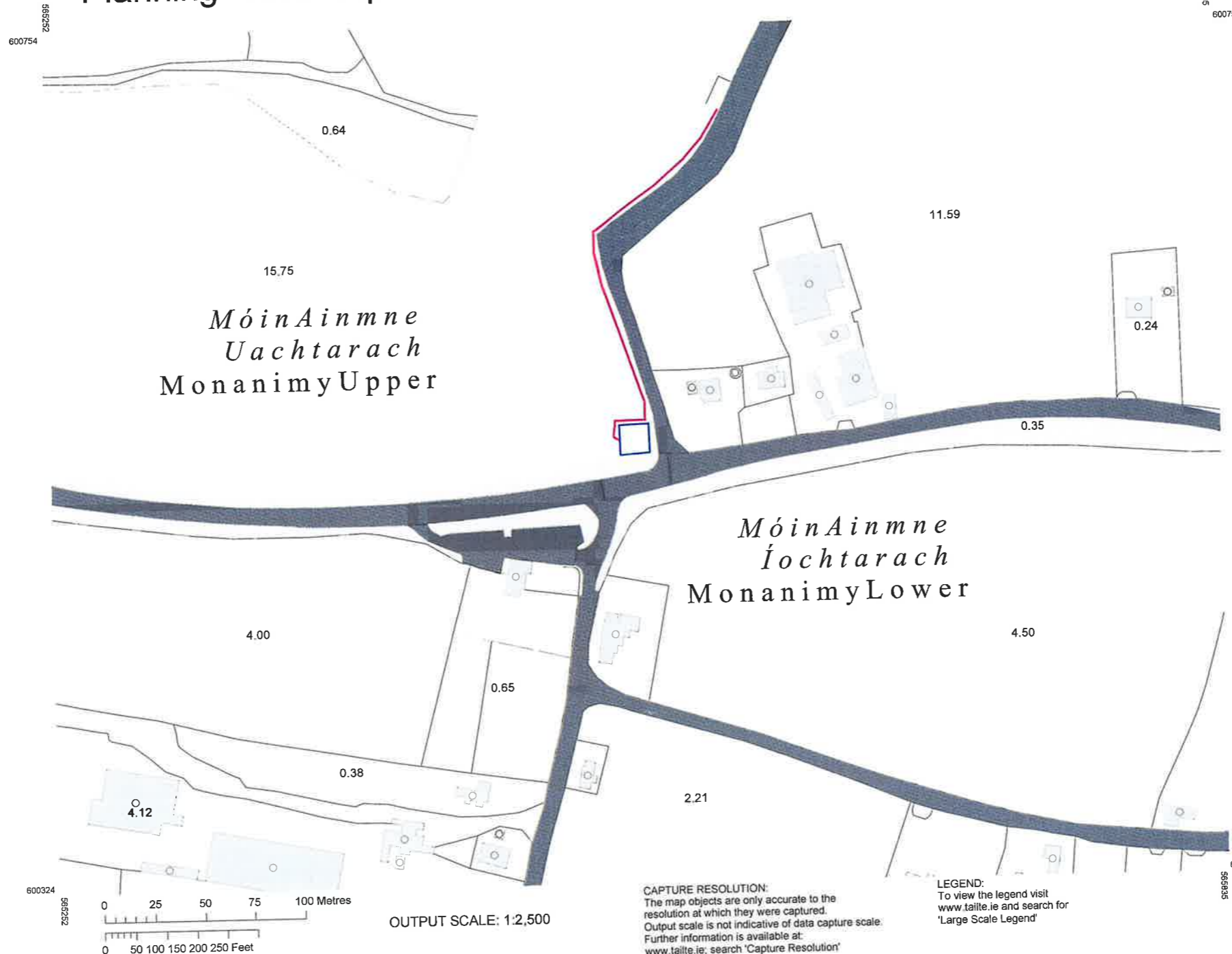
Planning Department  
04 JUL 2024  
Cork County Council

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<p>ENTERPRISE CENTRE, DUBLIN ROAD, CAVAN, IRELAND TEL: +353 (0) 494371044 FAX: +353 (0) 494371045 EMAIL: info@obelisk.com WEB: www.obelisk.com</p>	<p>NATIONAL BROADBAND IRELAND, 3009 LAKE DRIVE, CITYWEST, DUBLIN 24 D24 N6RR TEL: +353 (0) 618 624624</p>	<p>NOTES</p> <p>1.1 Do not scale.</p> <p>1.2 All dimensions are in mm unless otherwise specified.</p> <p>1.3 Assume all site details are existing unless otherwise specified.</p>	<table border="1"> <thead> <tr> <th>Iss.</th> <th>Description</th> <th>By</th> <th>Date</th> </tr> </thead> <tbody> <tr> <td>C</td> <td>Entrance to Site revised</td> <td>GOR</td> <td>28.06.24</td> </tr> <tr> <td>B</td> <td>Fence height revised</td> <td>GOR</td> <td>10.06.24</td> </tr> <tr> <td>A</td> <td>Initial Issue</td> <td>GOR</td> <td>17.05.24</td> </tr> </tbody> </table>	Iss.	Description	By	Date	C	Entrance to Site revised	GOR	28.06.24	B	Fence height revised	GOR	10.06.24	A	Initial Issue	GOR	17.05.24	<p>Cabinet/Cabinet Details</p> <p>Cabinet Type: NBI CABIN Dimensions: 3m x 3m x 3m Colour: -</p>	<p>Site Coordinates</p> <p>Latitude: 52.155639 Longitude: -8.503465</p>	<p>Grid Reference</p> <p>Easting: 565549 Northing: 600541</p>	<p>Purpose: <b>LOW LEVEL DESIGN</b></p>	<p>Site code</p>	<p>Survey date: 14.05.24</p>	<p>Sheet Size: A3</p>	<p>Title: Location Map &amp; Photographs</p>	<p>Project: Killavullen N72 - Farmland Monanimy Killavullen Co. Cork</p>	<p>NOT FOR CONSTRUCTION SUBJECT TO CHANGES</p>
				Iss.	Description	By	Date																						
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<p>Scale: As Shown</p>	<p>Drawn By: GOR</p>	<p>Checked By: VM</p>	<p>Drawing No: 78780/001/00</p>	<p>REVISION: C</p>																									



# Planning Pack Map



**LEGEND**

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CENTRE COORDINATES:  
 ITM 565544,600539

PUBLISHED: 27/06/2024 ORDER NO.: 50406819\_1

MAP SERIES: 1:5,000 MAP SHEETS: 5892

COMPILED AND PUBLISHED BY:  
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 Phoenix Park,  
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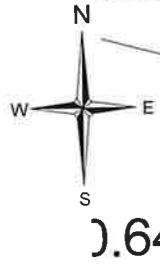
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 SCALE 1:1000

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1:64

**PLOT A**  
**COMPOUND AREA 36 M<sup>2</sup>**  
**0.0036 HECTARE**  
**ITM CO-ORDS**  
**E565,549**  
**N600,541**

*n m n e*  
*a r a c h*  
*U p p e r*

11.59

Planning Department  
 04 JUL 2024  
 Cork County Council  
 County Hall  
 Cork.

LEGEND	
PROPOSED SITE	
PROPOSED RIGHT OF WAY	

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SITE LOCATION MAP PLAN  
 SCALE 1:350

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0.64

PROPOSED WALKWAY TO  
EDGE OF FIELD FOR  
ACCESS ROUTE TO  
PROPOSED COMPOUND

EXISTING GATED ENTRANCE  
TO BE USED FOR ACCESS TO  
PROPOSED NBI COMPOUND  
SET DOWN AREA FOR ONE  
VEHICLE FOR MAINTENANCE  
ONLY

11.59

15.75

*in Ainmne  
ichtarach  
nimy Upper*

1M ACCESS  
GATE

PROPOSED COMPOUND  
FINISH SURFACE TO BE  
20mm CLEAN STONE LAID  
ON TERRAM HEAVY DUTY  
WOVEN ANTI-WEED FABRIC

PROPOSED LOCATION OF NBI RFE  
CABINET WITH 50mm POWER  
SUPPLY DUCT TO PROPOSED  
CABIN

PROPOSED PLANTING  
TO TWO SIDES OF  
COMPOUND

PROPOSED NBI CABIN (3.0m x 3.0m)  
ON CONCRETE PLINTH

GREEN MESH FENCE  
6M X 6M X 1.2 M HIGH  
COMPOUND - ALL FOUR  
SIDES

N72  
EXISTING HEDGE  
BEHIND WALL

PROPOSED 2 No. 100mm FIBRE  
SUPPLY DUCT

PROPOSED SITE LAYOUT PLAN  
SCALE 1:250

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County Hall  
Cork.

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NATIONAL BROADBAND IRELAND,  
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CITYWEST, DUBLIN 24  
D24 H6RR.  
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NOTES

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Iss	Description	By	Date
C	Entrance to Site revised	GOR	28.06.24
B	Fence height revised	GOR	10.08.24
A	Initial Issue	GOR	17.05.24

Cabinet/Cabinet Details	
Cabinet Type:-	NBI CABIN
Dimensions:	3m x 3m x 3m
Colour:	-

Site Coordinates	
Latitude:	52.155639
Longitude:	-8.503465

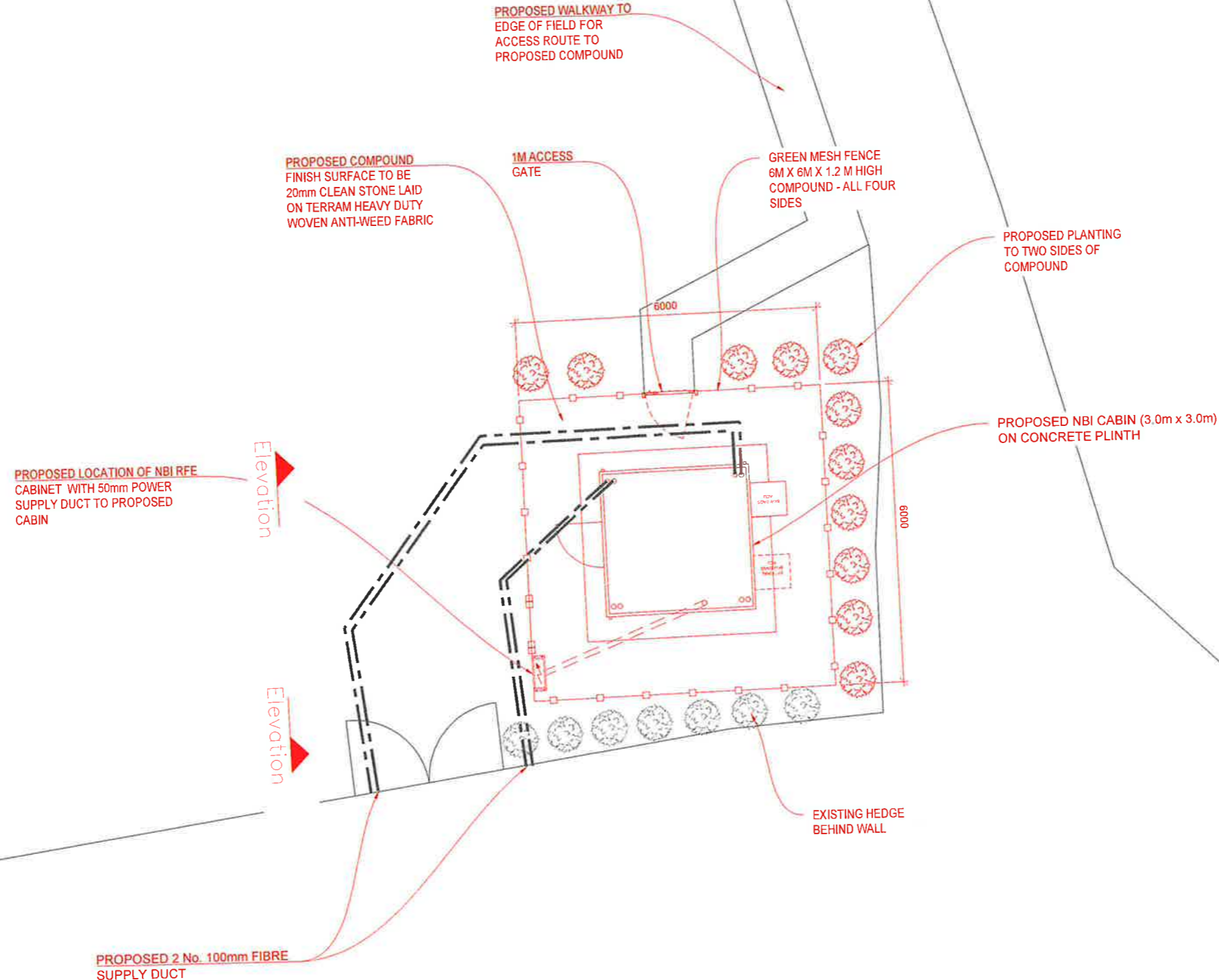
Grid Reference	
Easting:	565549
Northing:	600541

Purpose			
<b>LOW LEVEL DESIGN</b>			
Site code	Survey date	Sheet Size	
-	14.05.24	A3	
Scale	Drawn By	Checked By	VM
As Shown	GOR	GOR	VM
Date Drawn	17.05.24	Date Checked	17.05.24

Title:	
Proposed Site Layout Plan 1:350	
Project:	Killavullen N72 - Farmland Monanimy Killavullen Co. Cork
Drawing No	78780/001/03
REVISION	C

NOT FOR  
CONSTRUCTION  
SUBJECT TO  
CHANGES





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PROPOSED SITE LAYOUT PLAN  
 SCALE 1:100

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**NBI**

NATIONAL BROADBAND IRELAND,  
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Cabin/Cabinet Details

Cabinet Type:- NBI CABIN  
 Dimensions: 3m x 3m x 3m  
 Colour: -

Site Coordinates

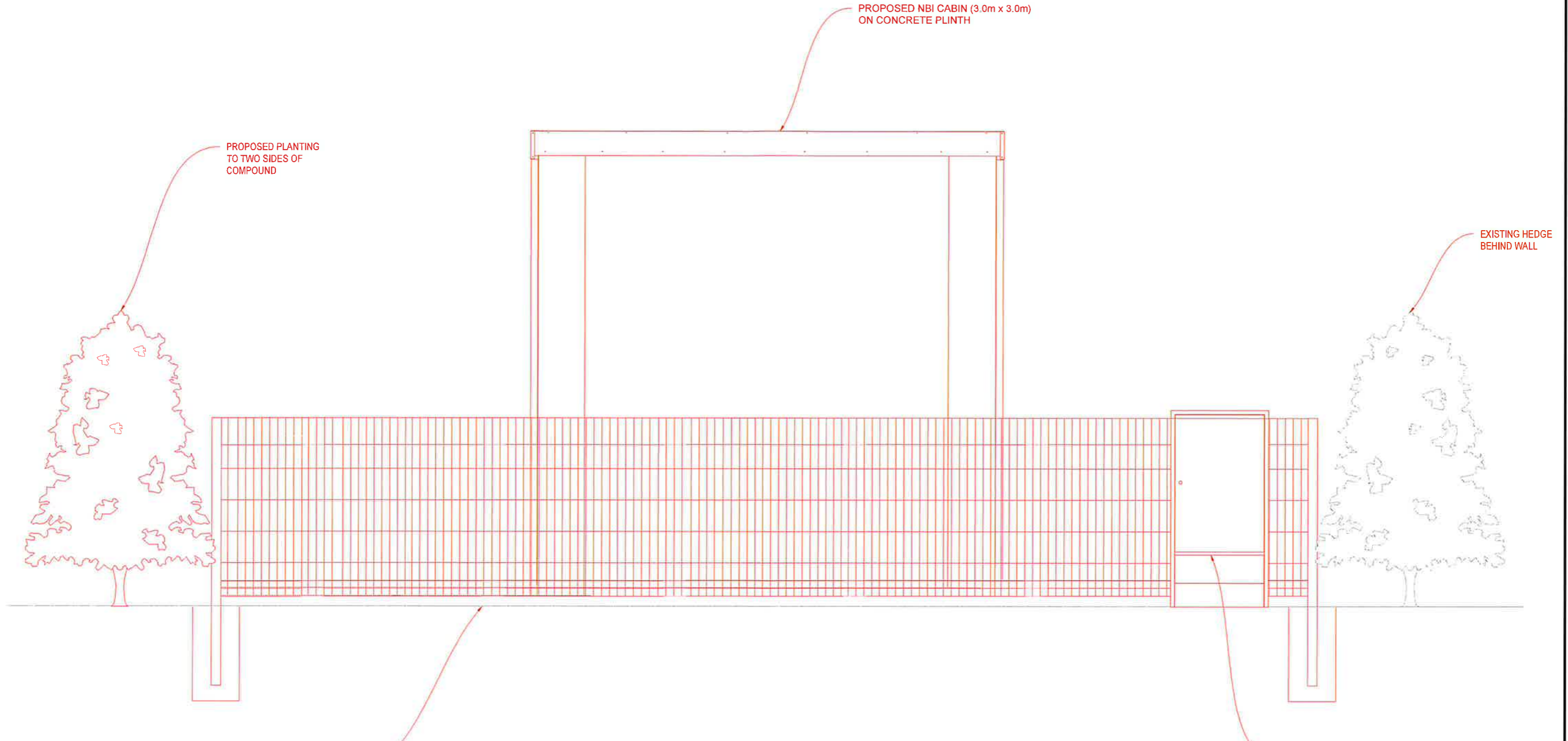
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Grid Reference

Easting: 565549  
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Purpose <b>LOW LEVEL DESIGN</b>			
Site code	Survey date 14.05.24	Sheet Size A3	
Scale As Shown	Drawn By GOR	Checked By VM	Date Checked 17.05.24
Date Drawn 17.05.24	Date Checked 17.05.24		

Title: <b>Proposed Site Layout Plan 1:100</b>	Project: Killavullen N72 - Farmland Monanimy Killavullen Co. Cork	Drawing No <b>78780/001/04</b>	REVISION C
NOT FOR CONSTRUCTION SUBJECT TO CHANGES			



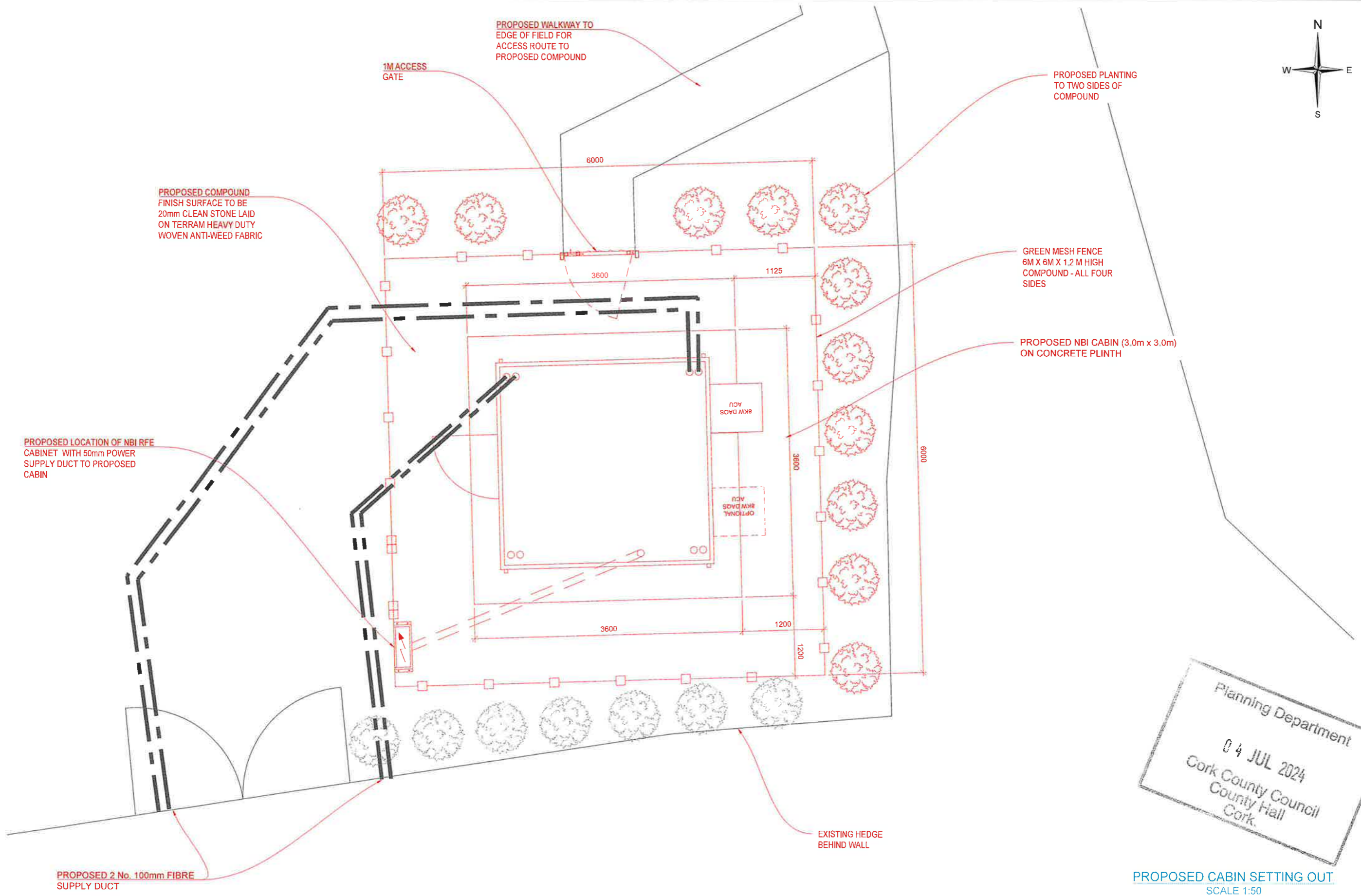
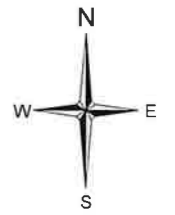
PROPOSED LOCATION OF NBI RFE CABINET, WITH 50mm POWER SUPPLY DUCT TO PROPOSED CABIN

PROPOSED SITE ELEVATION A-A  
SCALE 1:25

Training Department  
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County Hall  
Cork.

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 Cork.

PROPOSED CABIN SETTING OUT  
 SCALE 1:50

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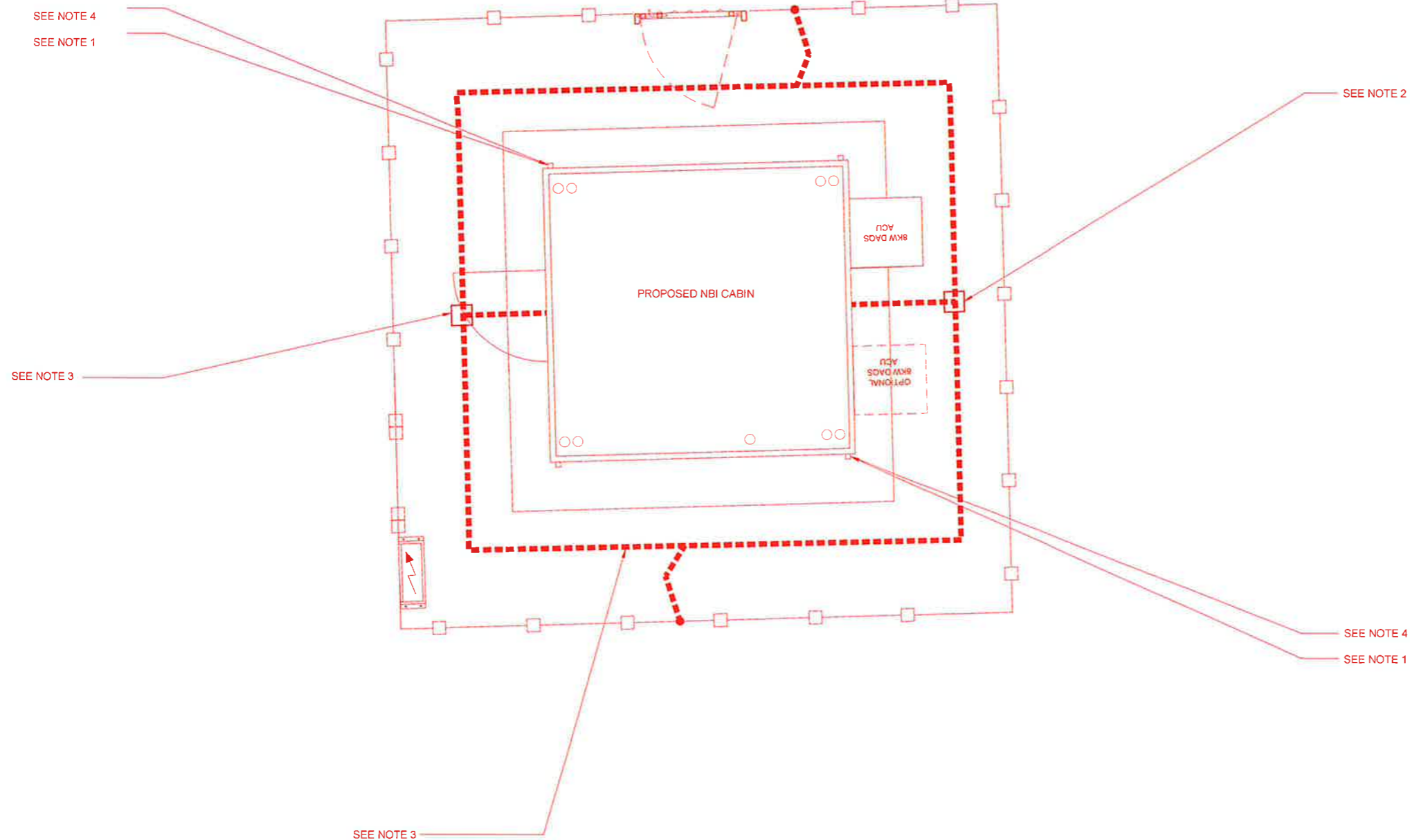
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Drawing No 78780/001/06 REVISION C



**NOTES:**

1. PROPOSED CABIN CONNECTED TO INNER EARTH RING AT DESIGNATED POINTS ON CABINS. (INDICATED BY CIRCLE), FOR DETAILS THE CABIN EARTH POINTS PLEASE REFER TO MANUFACTURERS SPECIFICATION. ALUMINIUM TAPE OR CABLE TAIL TO BE LEFT FOR CONNECTION TO CABIN. OVERGROUND EARTH CONNECTION TO BE INSULATED.
2. LINE OF EARTH RING. EARTH SYSTEM TO CONSIST OF CABLE OR BARE COPPER TAPE 50 SQ LAID INTO TRENCH.
3. POSITION OF EARTH PIT AND EARTH RODS. BI-METALLIC CONNECTORS TO BE LOCATED IN EARTH PITS. GROUND TO BE CLEAR OF ANY UNDERGROUND CABLES IN VICINITY OF EARTH PITS AND BI-METALLIC CONNECTORS. No. OF CONNECTORS RELATES TO GROUND CONDITIONS. CONDITION OF GROUND TO BE CHECKED ON SITE BEFORE COMMENCEMENT.
4. 50mm DUCT IN BASE SLAB FOR EARTH TO CONNECT TO CABIN EARTH POINT TO BE SEALED WITH EXPANDING FOAM



Planning Department  
 04 JUL 2024  
 Cork County Council  
 County Hall  
 Cork.

**PROPOSED EARTHING LAYOUT**  
SCALE 1:50

THE OWNERSHIP AND COPYRIGHT OF THIS DRAWING REMAINS WITH OBELISK AT ALL TIMES. THE DRAWING MAY NOT BE COPIED, DUPLICATED OR PASSED TO THIRD PARTIES WITHOUT THE WRITTEN PERMISSION OF OBELISK.



ENTERPRISE CENTRE,  
DUBLIN ROAD,  
CAVAN,  
IRELAND.  
TEL: +353 (0) 494371044  
FAX: +353 (0) 494371045  
EMAIL: info@obelisk.com  
WEB: www.obelisk.com



NATIONAL BROADBAND IRELAND,  
3009 LAKE DRIVE,  
CITYWEST, DUBLIN 24  
D24 HERR.  
TEL: +353 (0618) 624624

**NOTES**

- 1.1 Do not scale.
- 1.2 All dimensions are in mm unless otherwise specified.
- 1.3 Assume all site details are existing unless otherwise specified.

Iss	Description	By	Date
C	Entrance to Site revised	GOR	28.06.24
B	Fence height revised	GOR	10.06.24
A	Initial issue	GOR	17.05.24

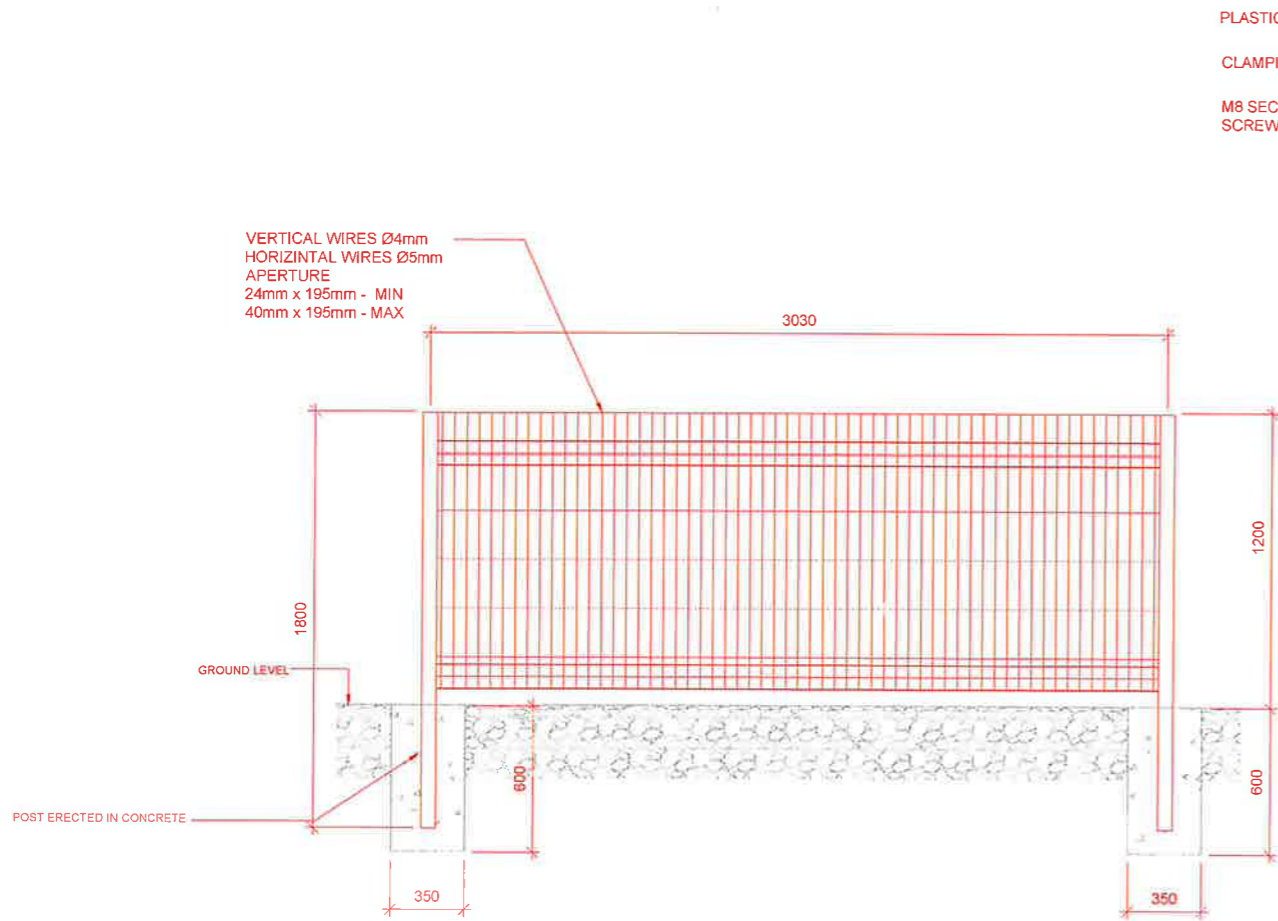
Cabinet/Cabinet Details	
Cabinet Type:-	NBI CABIN
Dimensions:	3m x 3m x 3m
Colour:	-

Site Coordinates	
Latitude:	52.155639
Longitude:	-8.503465

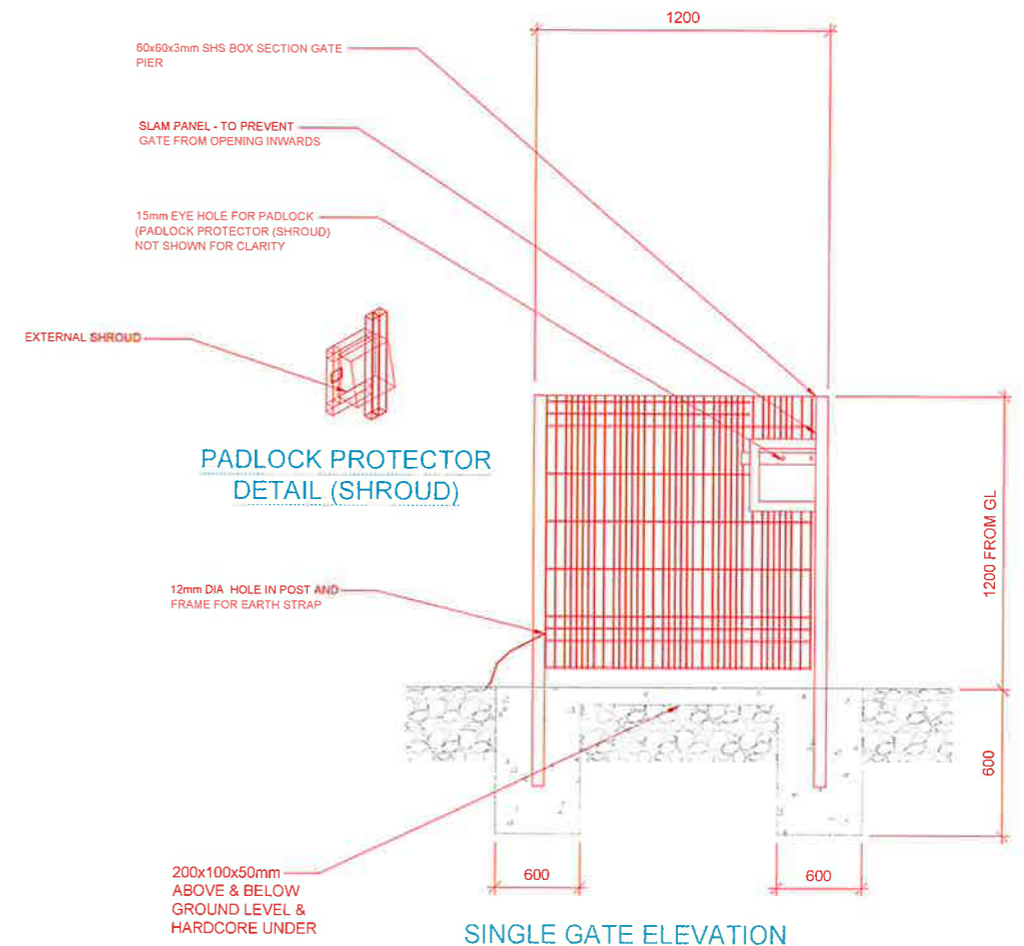
Purpose			
<b>LOW LEVEL DESIGN</b>			
Site code	Survey date	Sheet Size	
-	14.05.24	A3	
Scale	Drawn By	Checked By	VM
As Shown	GOR	GOR	VM
Date Drawn	17.05.24	Date Checked	17.05.24

Title:		Project:	Drawing No	REVISION
<b>Proposed Earthing Layout</b>				

**NOT FOR  
CONSTRUCTION  
SUBJECT TO  
CHANGES**



TYPICAL KINSALE MESH FENCE - COMPOUND ELEVATION



SINGLE GATE ELEVATION

Planning Department  
14 JUL 2024  
Cork County Council  
County Hall  
Cork.

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WEB: www.obelisk.com



NATIONAL BROADBAND IRELAND,  
3000 LAKE DRIVE,  
CITYWEST, DUBLIN 24  
D24 H6RR  
TEL: +353 (0) 816 624624

NOTES

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Iss	Description	By	Date
C	Entrance to Site revised	GOR	28.06.24
B	Fence height revised	GOR	10.06.24
A	Initial Issue	GOR	17.05.24

Cabin/Cabinet Details  
Cabinet Type:- NBI CABIN  
Dimensions: 3m x 3m x 3m  
Colour: -

Site Coordinates  
Latitude: 52.155639  
Longitude: -8.503465

Grid Reference  
Easting: 565549  
Northing: 600541

Purpose <b>LOW LEVEL DESIGN</b>			
Site code	Survey date 14.05.24	Sheet Size A3	
Scale As Shown	Drawn By GOR	Checked By VM	Date Checked 17.05.24

Title: Proposed Fencing Details

Project: Killavullen  
N72 - Farmland  
Monanlmy  
Killavullen Co. Cork

Drawing No 78780/001/08

NOT FOR  
CONSTRUCTION  
SUBJECT TO  
CHANGES

REVISION C

Kathleen Quane,  
Monanimy Upper,  
Killavullen,  
Co. Cork.

14<sup>th</sup> June, 2024

**Our Ref.: D/236/24**

**Re: Declaration of Exempted Development under Section 5 of The Planning and Development Act 2000 – 2010.**

***Whether the installation of electronic communications apparatus/development at Monanimy Upper, Killavullen, Co. Cork is or is not development or is or is not exempted development.***

Dear Madam,

Please be advised that a declaration has been sought with respect to Section 5 of the Planning and Development Act 2000 (as amended) from the Planning Authority by NBI Infrastructure DAC T/A National Broadband Ireland with respect to whether the above description at Monanimy Upper, Killavullen, Co. Cork constitutes development.

You are being notified as the applicant has indicated that you are the legal owner of the land in question.

Yours faithfully,

---

**Angela Carrigy**  
**ASO PLANNING DEPARTMENT**

*In order to process your query, it may be necessary for Cork County Council to collect Personal information from you. Such information will be processed in line with our privacy statement which is available to view at <https://www.corkcoco.ie/privacy-statement-cork-county-council>*

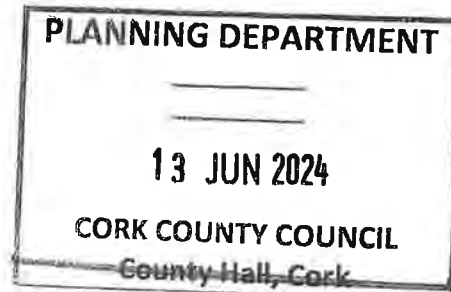
National Broadband Ireland  
c/o Entrust Planning & Environmental  
Unit 1D Deerpark Business Centre  
Oranmore  
Co. Galway  
H91 X59

Cork County Council  
Planning Department,  
County Hall,  
Carrigrohane Road,  
Cork,  
T12 R2NC.

Our Ref: NBI 78780, Killavullen

REGISTERED POST

Dear Sir or Madam,



11 June 2024

**APPLICATION FOR DECLARATION OF EXEMPT DEVELOPMENT – NATIONAL BROADBAND IRELAND**

**APPLICATION BY THE STATUTORY UNDERTAKER OF A PROPOSED DEVELOPMENT IN ACCORDANCE WITH THE PLANNING AND DEVELOPMENT REGULATIONS 2001 (AS AMENDED) TO UTILISE EXEMPT DEVELOPMENT RIGHTS.**

**INSTALLATION AT: MONANIMY UPPER, KILLAVULLEN, CO. CORK (ITM E: 565549, N: 600541).**

We write in connection with a proposal to carry out exempt development by NBI Infrastructure DAC T/A National Broadband Ireland (NBI) at the above-named location, for use by NBI. This letter forms part of the request for a Declaration of Exempt Development by NBI Infrastructure DAC T/A National Broadband Ireland (NBI) to utilise exempt development rights to install electronic communications apparatus at this site, which has been chosen as a suitable network point in the design of its fibre broadband network for the area.

**National Broadband Ireland**

The National Broadband Plan (NBP) is the largest ever telecommunications project undertaken by the Irish State. It aims to radically transform the country's broadband landscape through the delivery of quality, affordable high-speed broadband to all parts of Ireland where such services are not available commercially.

The NBP will ensure that all people and businesses have access to high-speed broadband, no matter where they live or work. Once completed, all parts of Ireland will have access to a modern and reliable broadband network, capable of supporting the communications, information, education and entertainment requirements of current and future generations. It will make its services available to 23% of the population in about approximately 544,000 homes, farms, schools and businesses.

NBI Infrastructure Designated Activity Company  
3009 Lake Drive, Citywest, Dublin 24, D24 H6RR

E: [contactus@nbi.ie](mailto:contactus@nbi.ie)  
WWW.NBI.IE

Registered in Ireland, Company Number: 631656  
Directors: D. McCourt (American), M. Adams (American), P. Haran, B. Gray, H. Akhavan (American),  
M. Seimaz (German), A. McCuller, D. McCauley, W.D. Scott (American).

**BUILDING A LIMITLESS IRELAND**

Planning Department

13 JUN 2024

Cork County Council  
County Hall

on behalf of National Broadband

### Proposal

The proposal is to install electronic communications apparatus/development on behalf of National Broadband Ireland as follows:

### Description of Development:

- The proposed cabin that will be painted green will be situated on a disused area of grassy vacant land on the corner of Mallow Road and a local unnamed Road;
- The cabin measures 3m (Length) x 3m (Width) x 3m (Height) on concrete plinth not exceeding ground level;
- Proposed 1.2 m high green mesh fencing on the 4 sides of the compound along with 1m wide pedestrian access gate on southern side.
- Existing site entrance is proposed to be used for access to proposed NBI compound;
- Proposed newly planted 2 row/s along eastern and northern sides of 3 m high semi-mature native species trees with a mix of native species Native Evergreens (Holly and Yew) and Native Deciduous (Elm, Birch, Hazel, Alder, Willow, Elder, Whitethorn, Blackthorn, Irish Whitebeam and Rowan);
- Ducting, cabling, earth pits, cabinets, chambers, mini pillar and all ancillary development thereto.

### Planning Designations:

The proposal is situated on the corner of the N72 (Mallow Rd) and a local unnamed road on private land.

The proposal is also located approx. 420 m from the nearest Special Area Conservation: Blackwater River (Cork/Waterford) (Site Code: 002170) to the West. The River Blackwater is one of the largest rivers in Ireland, draining a major part of Co. Cork and five ranges of mountains. In times of heavy rainfall, the levels can fluctuate widely by more than 12 feet on the gauge at Careysville. The peaty nature of the terrain in the upper reaches and of some of the tributaries gives the water a pronounced dark colour.

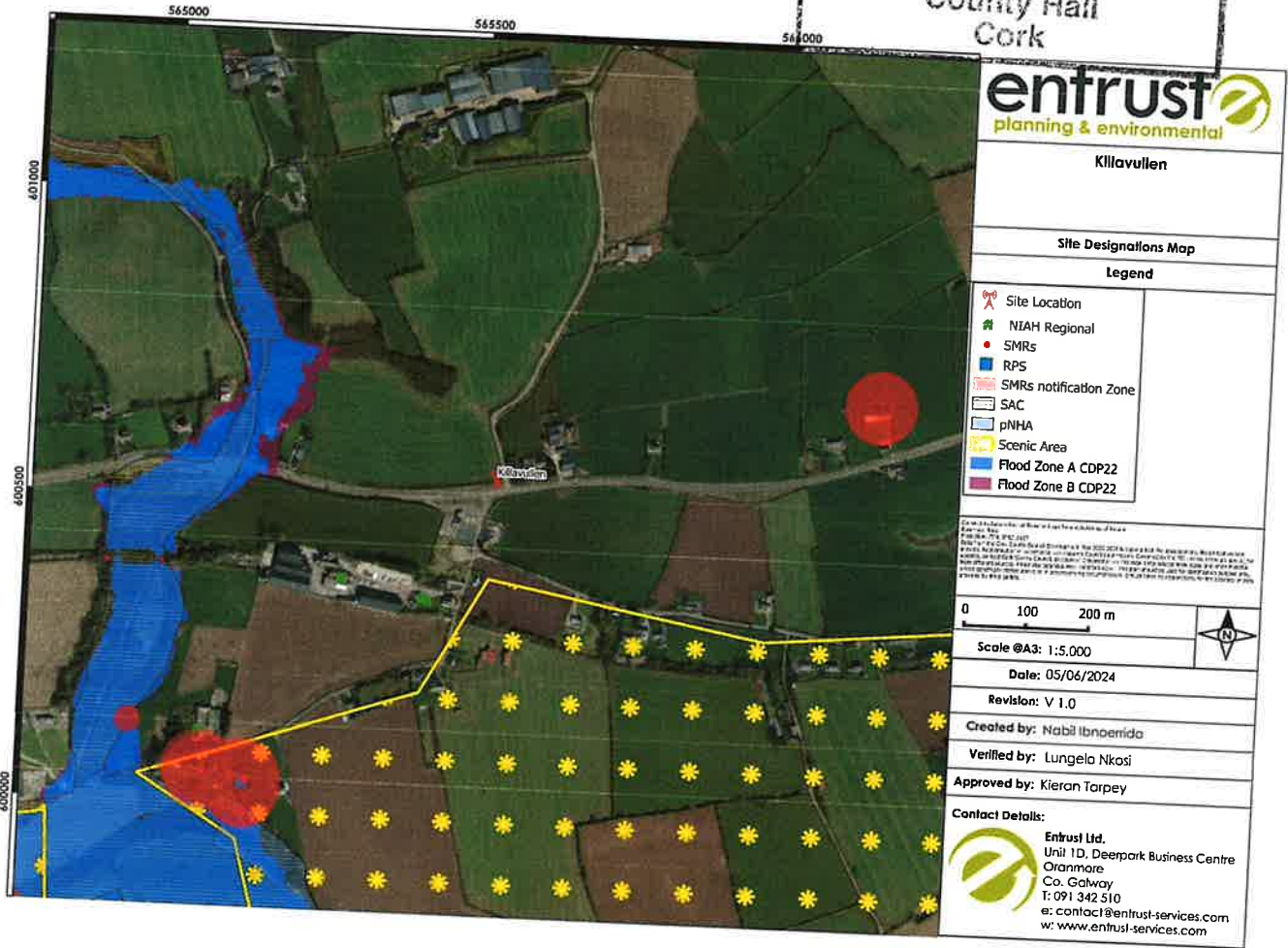
The proposal is located approx. 640 m from the closest Monument (SMR: CO034-013, Classification RATH), in the Eastern direction which is a ringfort. The proposal is also located approx. 640 m from the next nearest Monument (SMR: CO034-008002, Classification CHUR) in the SW direction which is a Church.

The proposal is also approx. 165 m from the scenic area to the south. The proposed development will not impact on the scenic area due to the existing and proposed natural vegetation in the form of mature trees and hedgerows.

Given the small-scale nature of the proposal in terms of its footprint at 3 m x 3 m and its height at 3 m, its green colour and the location of the proposal, benefits from the existing vegetation screening from the SAC to the W direction which effectively blocks visibility of the proposed small-scale development. Similarly in relation to the Scheduled Monuments to the E and SW, there is existing trees and vegetation across the road which blocks visibility of the proposed development and in relation to the Monuments to the SW, there is significant intervening agricultural buildings and proposed vegetation in the form of trees to form screening which ensures there will be no visibility of the proposed development from the designations to the East.



Planning Department  
13 JUN 2024  
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County Hall  
Cork



## Exempt Development

Please accept this submission as a formal application for a Declaration for Exempt Development under Section 5 (1) of the Planning and Development Act 2000 (as amended).

It is considered that this proposal is exempt development in accordance with the Planning & Development Regulations 2001 (as amended 2001-2020). The tables below demonstrates the proposed development's compliance with SI No. 600, 2001-2020, Schedule 2, Part 1, Class 31 (E) for development consisting of permanent telecommunications exchange and radio station containers, including containers for electronic equipment required for transmitting, receiving and processing telecoms data for both wireless or wired network.

NBI Infrastructure Designated Activity Company  
3009 Lake Drive, Citywest, Dublin 24, D24 H6RR

E: [contactus@nbi.ie](mailto:contactus@nbi.ie)  
WWW.NBI.IE

Registered in Ireland. Company Number: 631656  
Directors: D. McCourt (American), M. Adams (American), P. Haran, B. Gray, H. Akhavan (American), M. Sonmez (German), A. McCullen, D. McCauley, W.D. Scott (American).

<p>Conditions and Limitations SI No. 31, 2001-2020 (e) permanent telecommunications exchange and radio station containers, including containers for electronic equipment required for transmitting, receiving and processing telecoms data for both wireless or wired networks.</p>	<p>Compliance with Conditions and Limitations SI No. 31, 2001-2020 (e)</p>
<p>1. The equipment housed in the container shall be used exclusively for the purposes of concentrating and re-routing calls or for transmitting, receiving and processing telecoms data for both wireless or wired networks and the container shall not have attached to it or within it, whether visible or not, any antennae for the direct transmission or reception of mobile telephony or other telecommunications signals in such a way that the container would act as an antennae support structure.</p>	<p>The equipment housed in the NBI cabin shall be used exclusively for the purposes of transmitting, receiving and processing of telecoms data for a wired network. There will be no antennae on or within the proposed NBI cabin.</p> <p style="text-align: center;">13 JUN 2024 Cork County Council County Hall Cork</p>
<p>2. No such container shall exceed 10 metres in length, 3 metres in width or 3 metres in height.</p>	<p>The proposed NBI cabin will measure 3m (Length) x 3m (Width) x 3m (Height).</p>
<p>3. No such container shall be situated within 10 metres of the curtilage of a house save with the consent in writing of the owner or occupier thereof, or within 10 metres of the window of a workroom of any other structure.</p>	<p>The NBI cabin is to be located in excess of 10 metres of the curtilage of a house and window of a workroom of any other structure.</p>
<p>4. The field strength of the non-ionising radiation emissions from the radio station container shall not exceed the limits specified by the Director of Telecommunications Regulation.</p>	<p>The field strength of the non- ionising radiation emissions from the NBI cabin do not exceed the limits specified by the Director of Telecommunications Regulation.</p>
<p>Class 11, Part 1, Schedule 2 of the Planning and Development Regulations 2001, as amended.</p>	<p>The proposed green mesh fence on four sides is 1.2m high.</p>
<p>Class 31 (F) Part 1, Schedule 2 of the Planning and Development Regulations 2001.</p>	<p>The cabinets, chambers, mini pillars come within scope.</p>
<p>Class 31 (a) Part 1, Schedule 2 of the Planning and Development Regulations 2001, as amended.</p>	<p>The installation of ducting, cabling and earth pits come within scope.</p>

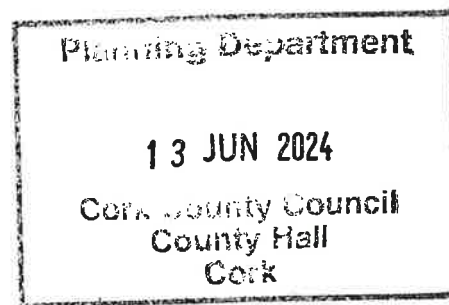
Yours Sincerely,



**Lungelo Nkosi, MCRP, BTech**  
Entrust Limited for Obelisk Limited  
On behalf of NBI  
Email: [lungelo@entrust-services.com](mailto:lungelo@entrust-services.com)  
Tel: 091 342 517

Enclosures:

- Cover Letter (this document);
- Application Form;
- Plans & Drawings;
- Cheque for €80;
- Drawings;





## **CORK COUNTY COUNCIL APPLICATION FOR SECTION 5 DECLARATION OF EXEMPTION**

### APPLICANT CHECKLIST

(Please tick ✓)

- 4 No. Copies of Application Form:
- 1 No. Copy of Contact Details:
- 4 No. Copies 6" O.S. Maps:
- 4 No. Copies 25" O.S. Maps:
- 4 No. Copies of Site Layout Plan:
- 4 No. Copies Scaled Drawings of Development:
- €80 Application Fee:

<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>
<input type="checkbox"/>
<input type="checkbox"/>
<input type="checkbox"/>
<input type="checkbox"/>
<input type="checkbox"/>



### FOR OFFICE USE ONLY

Receipt No.	P120002389
Cash/Cheque/ Credit Card	CHEQUE
Date	14/6/24
Declaration Ref. No.	D/236/24

DATE STAMP HERE

**You should make sure that you are satisfied that any information/documentation that you submit is appropriate to be viewed by the public. Please do not submit any information that you do not want 3<sup>rd</sup> parties to view.**

- In the case of a Declaration of Exemption for Land Reclamation, the following additional information is required:
- A copy of the details submitted to the Council's Environment Department (Inniscarra) for a Waste Licence Permit
  - Correspondence from Teagasc (detailing how the land reclamation would benefit the land in question for agricultural purposes)
  - Details of existing and proposed levels
  - Details of fill material and duration of fill.

### **DATA PROTECTION**

The planning process is an open and public one. In that context, all applications for Declarations of Exemption are made available for public inspection.

*Personal information collected by Cork County Council is done so in order for us to process your application for a Section 5 Declaration of Exemption. Legally we can process this information as it is necessary for us to comply with our statutory/legal obligations. The protection of our personal data is a key priority for the Council and your data will be processed in line with our Privacy policy which is available at <http://www.corkcoco.ie/Privacy-Policy> or hardcopy from our offices at County Hall, Carrigrohane Road, Cork, Ireland. Should you have any questions about our privacy policy or the information we hold about you, please contact us by email to [dpo@corkcoco.ie](mailto:dpo@corkcoco.ie) or write to us at Data Protection Officer, Cork County Council, County Hall, Carrigrohane Road, Cork, Ireland.*

**1. NAME OF APPLICANT: (ADDRESS TO BE SUPPLIED AT QUESTION A – CONTACT DETAILS)**

NBI Infrastructure DAC T/A National Broadband Ireland

**2. POSTAL ADDRESS OF LAND OR STRUCTURE FOR WHICH DECLARATION OF EXEMPTION IS SOUGHT:**

MONANIMY UPPER, KILLAVULLEN, CO. CORK

Planning Department  
13 JUN 2024  
Cork County Council  
County Hall  
Cork

**3. QUESTION/DECLARATION DETAILS:**

Please state the specific question for which a Declaration of Exemption is sought

Note: Only works listed and described under this section will be assessed under the Section 5 Declaration of Exemption

Fibre Broadband Cabin and ancillary development
The proposal is to install electronic communications apparatus/development on behalf of National Broadband Ireland
Please see attached cover letter for description of development

**4. APPLICATION DETAILS:**

Answer the following if applicable. Note: Floor areas are measured from the inside of the external walls and should be indicated in square metres (m<sup>2</sup>)

(a) Floor area of existing/proposed structure(s):	49 m <sup>2</sup>
(b) If a domestic extension is proposed, have any previous extensions/structures been erected at this location after 1 <sup>st</sup> October, 1964 (including those for which planning permission has been obtained):	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> If yes, please provide floor areas (m <sup>2</sup> ) and previous planning reference(s) where applicable:
(c) If a change of use of land and/or building(s) is proposed, please state the following:  Existing/previous use Vacant	Proposed use Fibre Broadband Cabin and Ancillary Development
(d) Are you aware of any enforcement proceedings connected to this site?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> If yes, please state relevant reference number(s):

Planning Department  
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 Cork County Council  
 County Hall  
 Cork

**5. LEGAL INTEREST OF APPLICANT IN THE LAND/STRUCTURE:**

Please tick appropriate box to show applicant's legal interest in the land or structure:	A. Owner <input type="checkbox"/>	B. Other <input checked="" type="checkbox"/>
Where legal interest is "Other", please state your interest in the land/structure:	Leasehold	
If you are not the legal owner, please state the name of the owner/s (address to be supplied at Question C in Contact Details):	KATHLEEN QUANE	

**6. PROTECTED STRUCTURE DETAILS / ARCHITECTURAL CONSERVATION AREA:**

Is this a Protected Structure/Proposed Protected Structure or within the curtilage of a Protected Structure:	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
If yes, has a Declaration under Section 57 of the Planning & Development Act 2000 been requested or issued for the property by the Planning Authority:	Yes <input type="checkbox"/>	No <input type="checkbox"/>
If yes, please state relevant reference No.	N/A	
Is this site located within an Architectural Conservation Area (ACA), as designated in the County Development Plan?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>

**7. APPROPRIATE ASSESSMENT:**

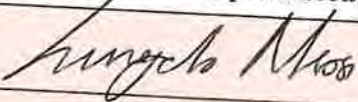
Would the proposed development require an appropriate assessment because it would be likely to have a significant effect on the integrity of a European site (SAC, SPA etc)? Yes  No

**8. DATA PROTECTION DECLARATION:**

In order for the Planning Authority to process the personal data you have provided, your consent is required. By ticking the box below, you consent to the Planning Authority processing the personal data provided by you in line with the terms of Cork County Council's Privacy Policy available at <http://www.corkcoco.ie/privacy-statement-cork-county-council> or in hardcopy from any Council office; and to having your information processed for the following purposes:

**Processing of your Declaration of Exemption application by the Planning Authority**

I give permission for my personal information to be processed for the purpose stated above

Signed (By Applicant Only)	
Date	12-Jun-2024

**GDPR Special Categories of data / Sensitive Personal data - Explicit Consent**

Where Special Categories of personal data / sensitive personal data are provided as part of / in support of a declaration application, **explicit consent** to the processing of the special categories of data must be given by the person to whom the data refers, namely the Data Subject.

Special Categories of data / Sensitive Personal data include:

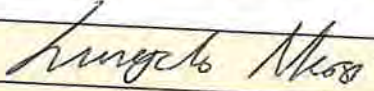
- Race
- Ethnic origin
- Political opinions
- Religion
- Philosophical beliefs
- Trade union membership
- Genetic data
- Biometric data
- Health data
- Concerning a natural person's sex life
- Sexual orientation



In order for the Planning Authority to process the sensitive personal data you have provided, your consent is required. By ticking the box below, you consent to the Planning Authority processing the personal data provided by you in line with the terms of Cork County Council's Privacy Policy available at <https://www.corkcoco.ie/privacy-statement-cork-county-council> or in hardcopy from any Council office; and to having your information processed for the following purposes:

**Sensitive personal data being submitted in support of Declaration of Exemption Application**

I give permission for my sensitive personal data submitted to the Planning Authority to be processed for the purpose stated above.

Signed	
Date	12-Jun-2024

You have the right to withdraw your consent by contacting the Planning Department, Ground Floor, County Hall, Carrigrohane Road, Cork. Tel: (021) 4276891 Email: [planninginfo@corkcoco.ie](mailto:planninginfo@corkcoco.ie) or by contacting the Planning Department, Norton House, Cork Road, Skibbereen, Co. Cork. Tel: (028) 40340 Email: [westcorkplanninginfo@corkcoco.ie](mailto:westcorkplanninginfo@corkcoco.ie) However if consent to the use of personal data is withdrawn during the declaration of exemption decision-making process this information cannot be considered as part of the decision making process. Once a decision has been made, an applicant is not entitled to withdraw consent, as the right of erasure does not apply to a situation where processing is required for compliance with a legal obligation or for the performance of a task carried out in the public interest.

**Please note that all information / supporting documentation submitted will be available publicly to view at the Planning Authority offices.**

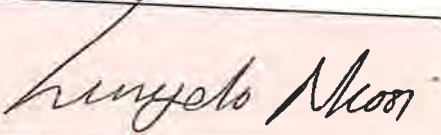
**ADVISORY NOTES:**

The application must be accompanied by the required fee of €80  
The application must be accompanied by a site location map which is based on the Ordnance Survey map for the area, is a scale not less than 1:1000 and it shall clearly identify the site in question.  
Sufficient information should be submitted to enable the Planning Authority to make a decision. If applicable, any plans submitted should be to scale and based on an accurate survey of the lands/structure in question.  
The application should be sent to the following address:  
The Planning Department, Cork County Council, Floor 2, Co. Hall, Carrigrohane Road, Cork, T12 R2NC; or for applications related to the Western Division, The Planning Department, Cork County Council, Norton House, Cork Road, Skibbereen, Co. Cork, P81 AT28.

- The Planning Authority may require further information to be submitted to enable the authority to issue a decision on the Declaration of Exemption application.
- The Planning Authority may request other person(s), other than the applicant; to submit information on the question which has arisen and on which the Declaration of Exemption is sought.
- Any person issued with a Declaration of Exemption may on payment to An Bord Pleanála refer a Declaration of Exemption for review by the Board within 4 weeks of the date of the issuing of the Declaration of Exemption decision.
- In the event that no Declaration of Exemption is issued by the Planning Authority, any person who made a request may on payment to the Board of such a fee as may be prescribed, refer the question for decision to the Board within 4 weeks of the date that a Declaration of Exemption was due to be issued by the Planning Authority.

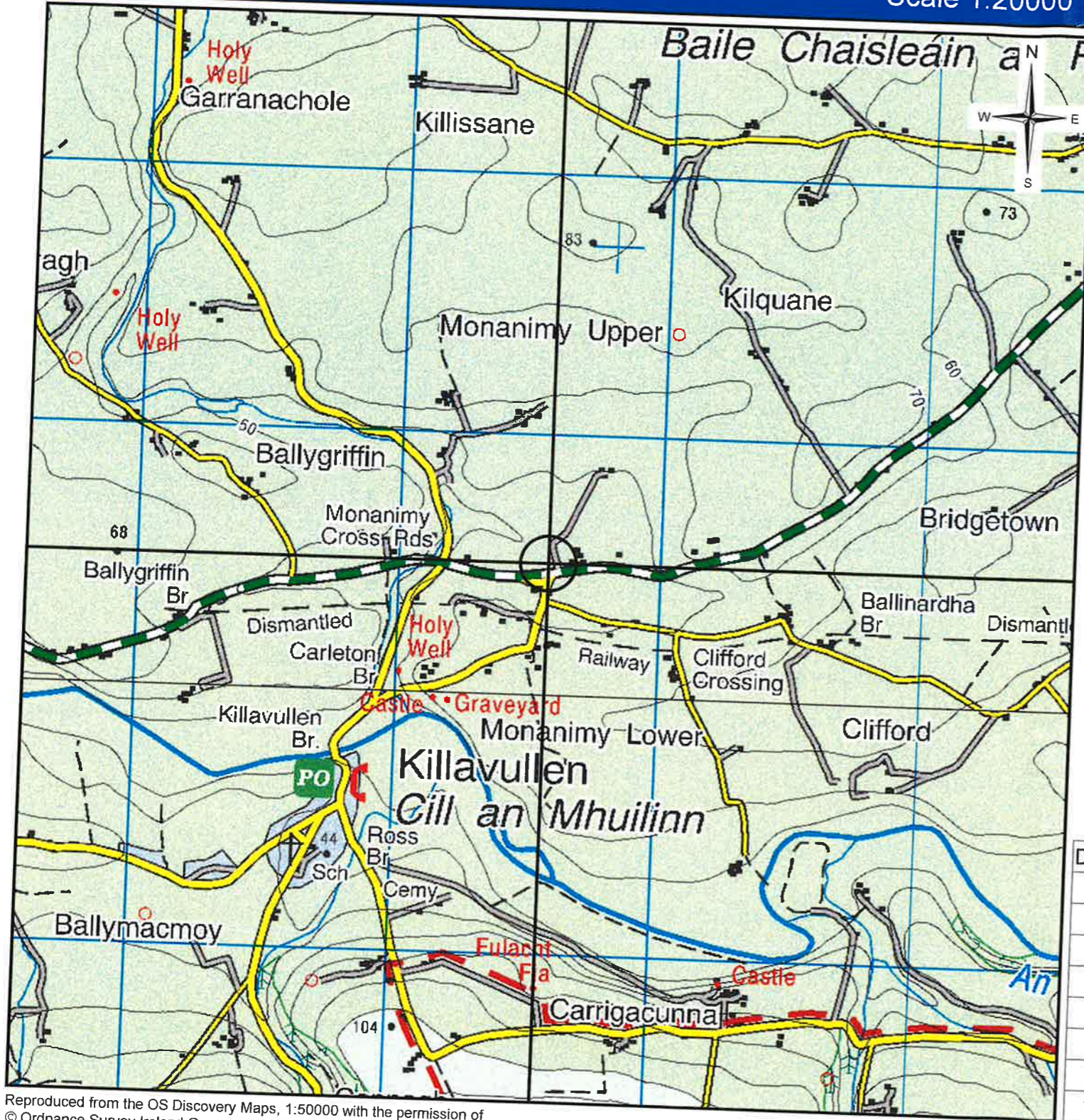
*The application form and advisory notes are non-statutory documents prepared by Cork County Council for the purpose of advising the type of information which is normally required to enable the Planning Authority to issue a Declaration of Exemption under Section 5. This document does not purport to be a legal interpretation of the statutory legislation nor does it state to be a legal requirement under the Planning and Development Act 2000 as amended, or Planning and Development Regulations, 2001, as amended.*

9. **I hereby declare that, to the best of my knowledge and belief, the information given in this form is correct, accurate and fully compliant with the Planning and Development Acts 2000, as amended and the Regulations made thereunder:**

Signed (Applicant or Agent as appropriate)	
Date	12-Jun-2024







Reproduced from the OS Discovery Maps, 1:50000 with the permission of © Ordnance Survey Ireland Government of Ireland  
Copyright Reference: CYAL50311179

Site Photographs



FIG. 1: ELEVATION



FIG. 2: PROPOSED SITE LOCATION



FIG. 3: PROPOSED RFE CABINET

Planning Department  
13 JUN 2024  
Cork Council

Drawing No.	Drawing Title
78780/001/00	Location Map & Photos
78780/001/01	Site Location Map
78780/001/02	Site Location Map 1:350
78780/001/03	Site Layout Plan 1:250
78780/001/04	Site Layout Plan 1:100
78780/001/05	Proposed Elevation
78780/001/06	Prop. Cabinet Setting Out
78780/001/07	Proposed Earthing Layout

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NOTES  
1.1 Do not scale.  
1.2 All dimensions are in mm unless otherwise specified.  
1.3 Assume all site details are existing unless otherwise specified.

Iss.	Description	By	Date
B	Fence height revised	GOR	10.06.24
A	Initial Issue	GOR	17.05.24

Cabinet/Cabinet Details  
Cabinet Type: NBI CABIN  
Dimensions: 3m x 3m x 3m  
Colour:

Site Coordinates  
Latitude: 52.155639  
Longitude: -8.503465

Grid Reference  
Easting: 565549  
Northing: 600541

Purpose <b>LOW LEVEL DESIGN</b>			
Site code	Survey date 14.05.24	Sheet Size A3	
Scale As Shown	Drawn By GOR	Checked By VM	Date Drawn 17.05.24
Date Drawn 17.05.24	Date Checked 17.05.24	Drawing No 78780/001/00	

Title: Location Map & Photographs  
Project: Killavullen  
N72 - Farmland  
Monanimy  
Killavullen Co. Cork  
Drawing No: 78780/001/00  
REVISION B

NOT FOR CONSTRUCTION SUBJECT TO CHANGES

13 JUN 2024



# Land Registry Compliant Map

565432  
600628

565432  
600628

CENTRE  
COORDINATES:  
ITM 565549,600542

PUBLISHED: 16/05/2024 ORDER NO.: 50400834\_1

MAP SERIES: 1:5,000 MAP SHEETS: 5892

Planning Department

13 JUN 2024

Cork County Council  
County Hall  
Cork

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

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is not evidence of the existence  
of a right of way.

This topographic map  
does not show  
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nor does it show  
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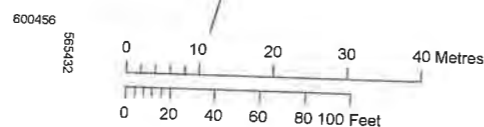
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600456  
565432

Móin Ainmne  
Uachtarach  
Monanimy Upper

Móin  
Íochtarach  
Monanimy Lower

LEGEND	
PROPOSED SITE	
PROPOSED RIGHT OF WAY	



OUTPUT SCALE: 1:1,000

CAPTURE RESOLUTION:  
The map objects are only accurate to the  
resolution at which they were captured.  
Output scale is not indicative of data capture scale.  
Further information is available at:  
[www.tailte.ie](http://www.tailte.ie); search 'Capture Resolution'

LEGEND:  
To view the legend visit  
[www.tailte.ie](http://www.tailte.ie) and search for  
'Large Scale Legend'

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SITE LOCATION MAP PLAN  
SCALE 1:1000

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NOTES

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A	Initial Issue	GOR	17.05.24

Cabinet/Cabinet Details  
Cabinet Type:- NBI CABIN  
Dimensions: 3m x 3m x 3m  
Colour:

Site Coordinates  
Latitude: 52.155639  
Longitude: -8.503465

Purpose <b>LOW LEVEL DESIGN</b>			
Site code	Survey date	Sheet Size	
	14.05.24	A3	
Scale	Drawn By	Checked By	VM
As Shown	GOR	VM	
Date Drawn	17.05.24	Date Checked	17.05.24

Title: Proposed Site Location Map 1:1000

Project: Killavullen  
N72 - Farmland  
Monanimy  
Killavullen Co. Cork

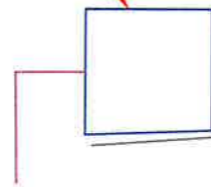
NOT FOR  
CONSTRUCTION  
SUBJECT TO  
CHANGES

Drawing No 78780/001/01

REVISION B



**PLOT A**  
**COMPOUND AREA 36 M<sup>2</sup>**  
**0.0036 HECTARE**  
**ITM CO-ORDS**  
**E565,549**  
**N600,541**



Planning Department  
 13 JUN 2024  
 County Council  
 Cork

LEGEND	
PROPOSED SITE	
PROPOSED RIGHT OF WAY	

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SITE LOCATION MAP PLAN  
 SCALE 1:350

*M O I N*

*A i n m n e*

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ISS.	Description	By	Date
A	Fence height revised	GOR	10.06.24
A	Initial Issue	GOR	17.05.24

Cabin/Cabinet Details

Cabinet Type:- NBI CABIN  
 Dimensions: 3m x 3m x 3m  
 Colour: -

Site Coordinates

Latitude: 52.155639  
 Longitude: -8.503465

Grid Reference

Easting: 565549  
 Northing: 600541

Purpose

**LOW LEVEL DESIGN**

Scale	Drawn By	Survey date	Sheet Size
As Shown	GOR	14.05.24	A3
Date Drawn	Checked By	Date Checked	VM
17.05.24	17.05.24	17.05.24	

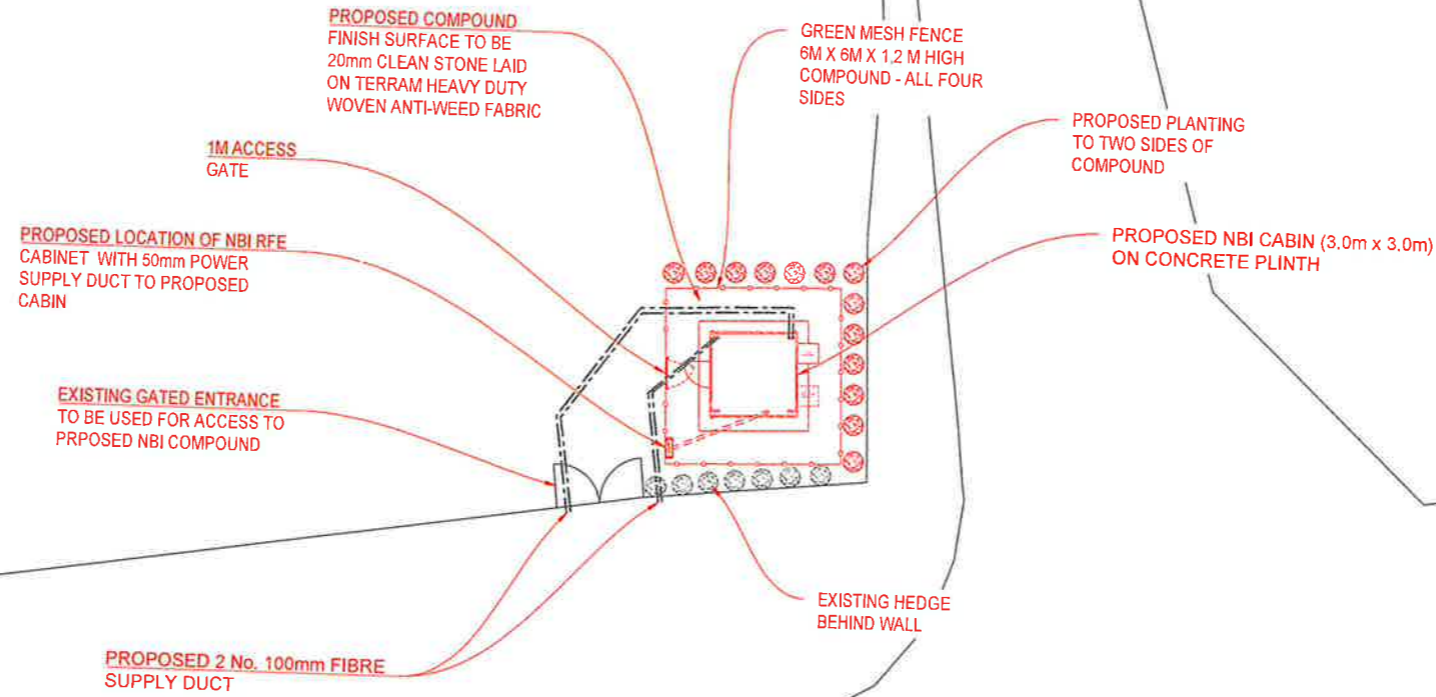
Title: Proposed Site Location Map 1:350

Project: Killavullen  
 N72 - Farmland  
 Monanimy  
 Killavullen Co. Cork

**NOT FOR CONSTRUCTION SUBJECT TO CHANGES**

Drawing No 78780/001/02

REVISION B



Planning Department  
13 JUN 2024  
County Council  
Cork

N72

PROPOSED SITE LAYOUT PLAN  
SCALE 1:250

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A	Initial Issue	GOR	17.05.24

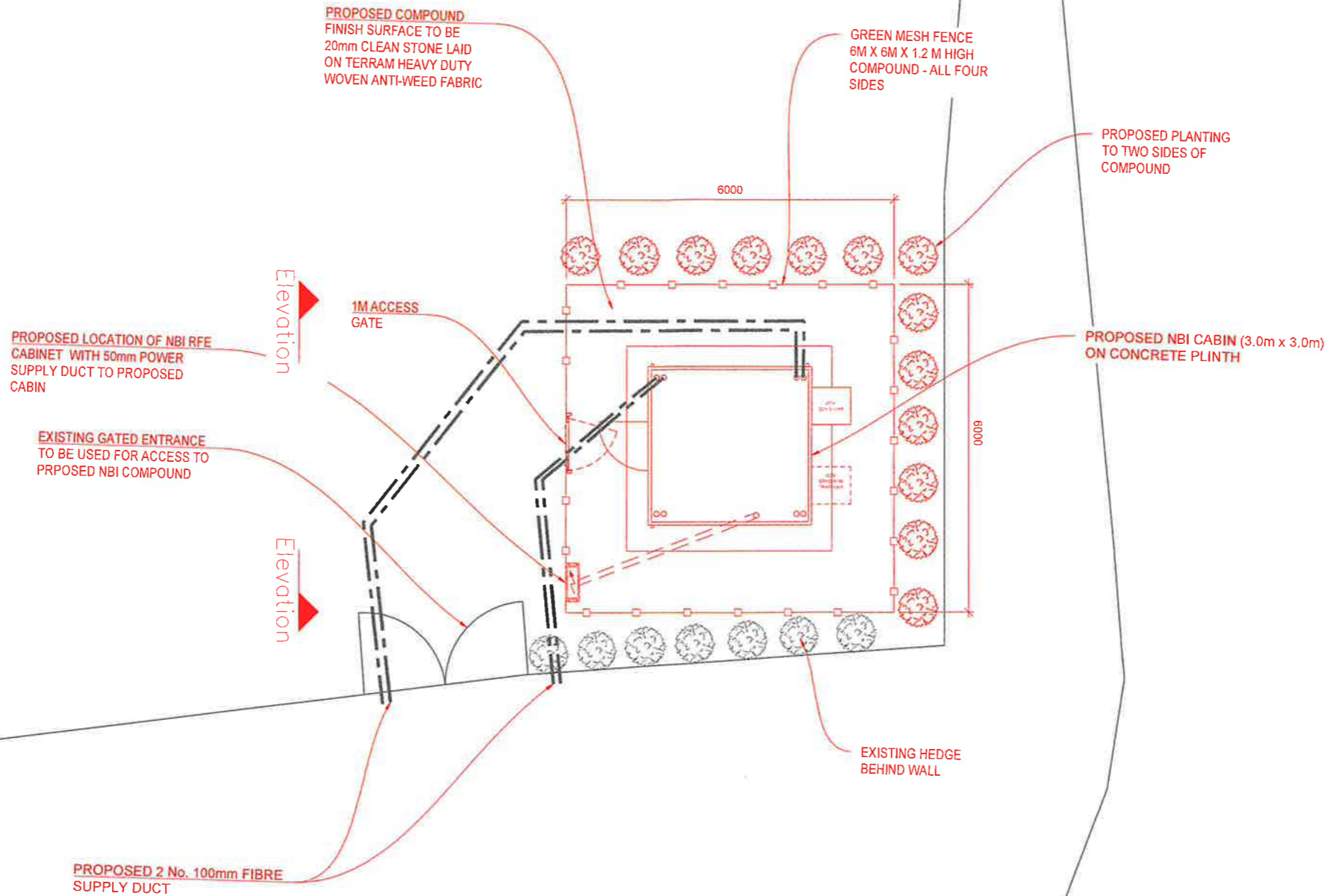
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Cabinet Type:-	NBI CABIN
Dimensions:	3m x 3m x 3m
Colour:	-

Site Coordinates	
Latitude:	52.155639
Longitude:	-8.503465

Purpose			
<b>LOW LEVEL DESIGN</b>			
Site code	Survey date	Sheet Size	
-	14.05.24	A3	
Scale	Drawn By	Checked By	VM
As Shown	GOR	VM	
Date Drawn	17.05.24	Date Checked	17.05.24

Title:	
Proposed Site Layout Plan 1:250	
Project:	Killavullen N72 - Farmland Monanlmy Killavullen Co, Cork
Drawing No	78780/001/03
REVISION	B

NOT FOR CONSTRUCTION  
SUBJECT TO CHANGES



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13 JUN 2024  
Cork County Council  
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Cork

PROPOSED SITE LAYOUT PLAN  
SCALE 1:100

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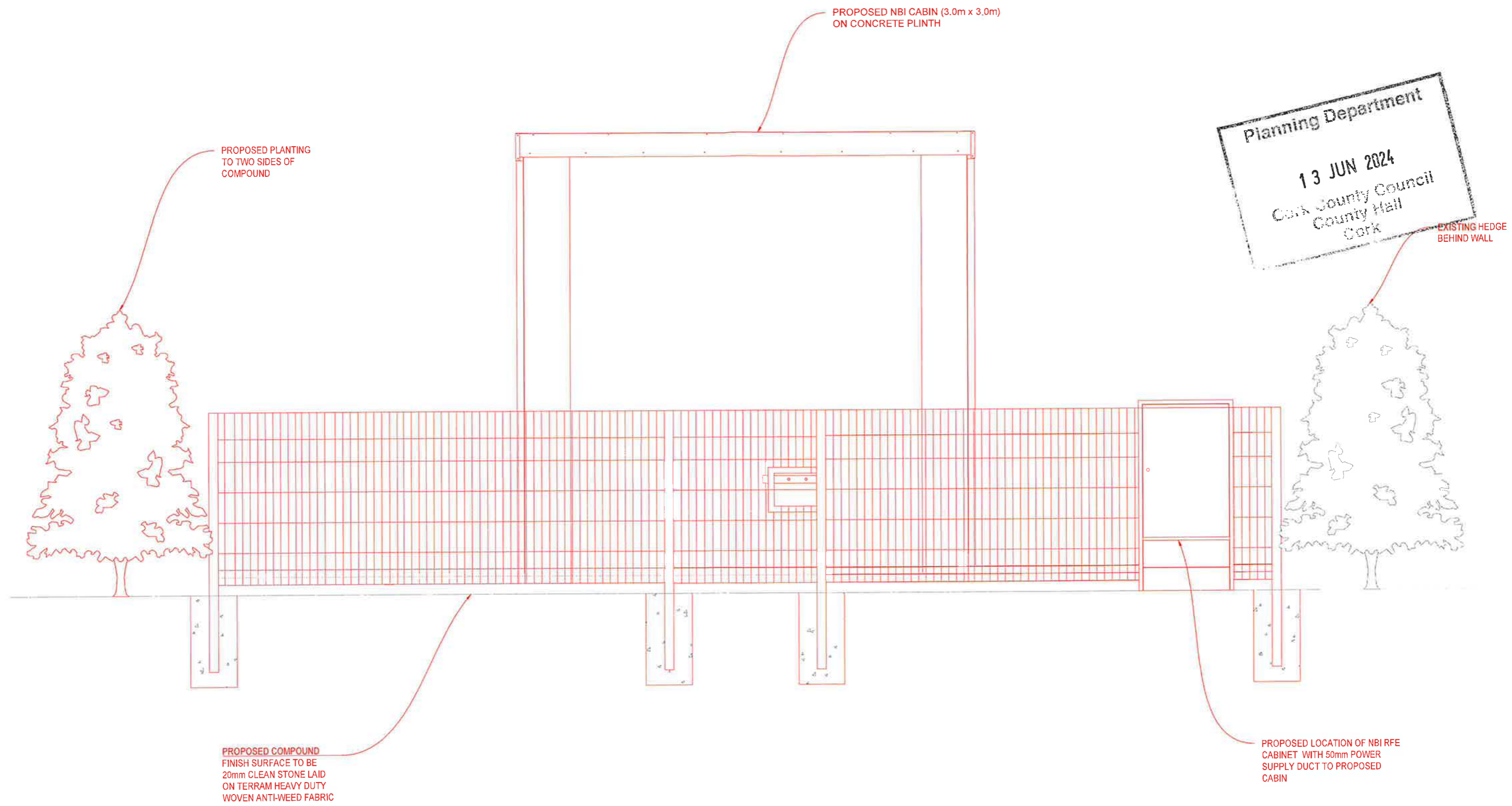
Cabin/Cabinet Details		Site Coordinates	
Cabinet Type:	NBI CABIN	Latitude:	52.155639
Dimensions:	3m x 3m x 3m	Longitude:	-8.503465
Colour:		Grid Reference	
		Eastings:	565549
		Northings:	600541

Purpose			
<b>LOW LEVEL DESIGN</b>			
Site code	Survey date	Sheet Size	
	14.05.24	A3	
Scale	Drawn By	Checked By	VM
As Shown	GOR		
	Date Drawn	Date Checked	17.05.24

Title:	
Proposed Site Layout Plan 1:100	
Project:	Killavullen N72 - Farmland Monanimy Killavullen Co. Cork
Drawing No	78780/001/04

**NOT FOR CONSTRUCTION SUBJECT TO CHANGES**

REVISION B

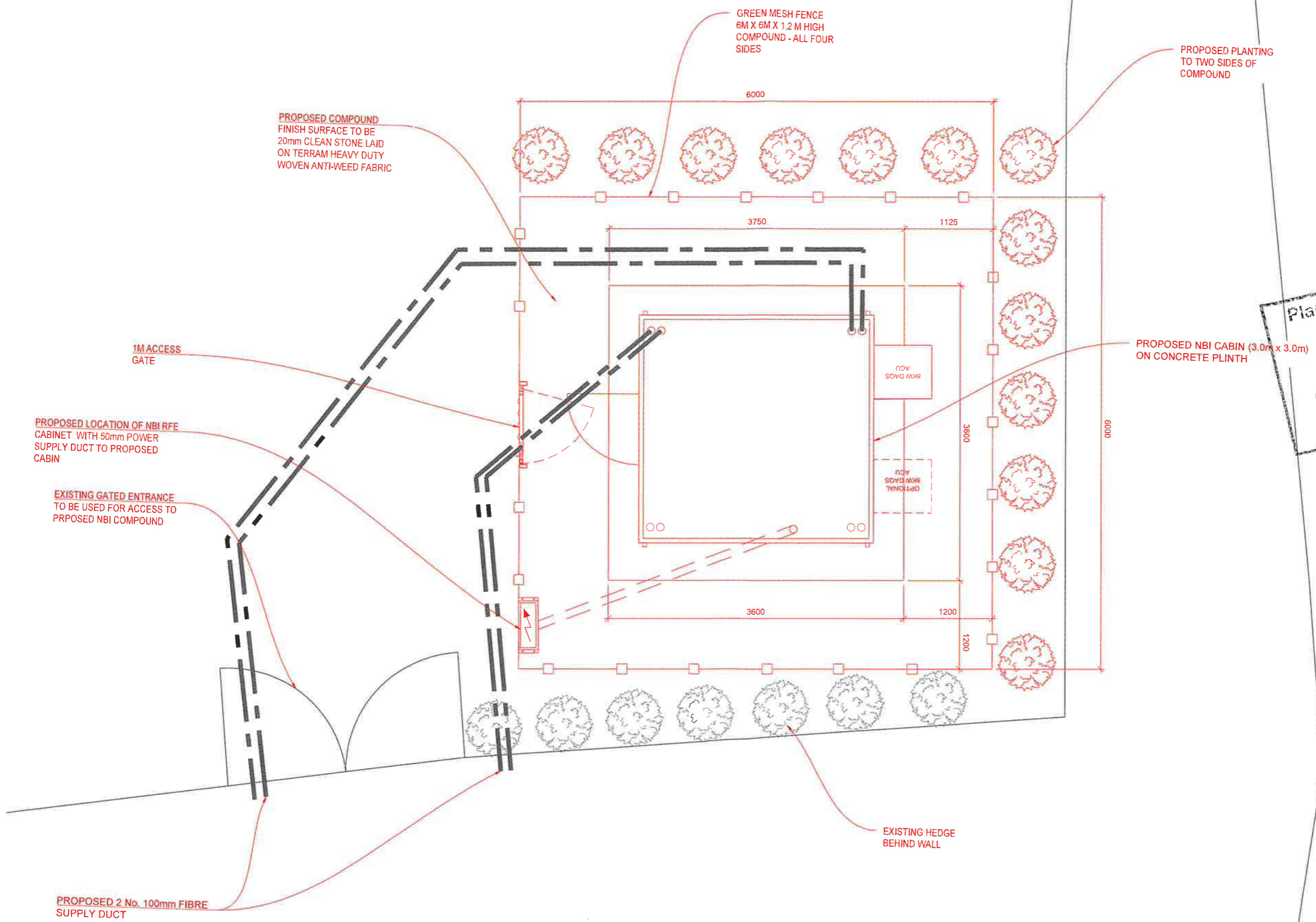


PROPOSED SITE ELEVATION A-A  
SCALE 1:25

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<p>Scale: As Shown</p>		<p>Drawn By: GOR Date Drawn: 17.05.24</p>		<p>Checked By: VM Date Checked: 17.05.24</p>		<p>Project: Killavullen N72 - Farmland Monanirny Killavullen Co. Cork</p>		<p>Drawing No: 78780/001/05</p>		<p>NOT FOR CONSTRUCTION SUBJECT TO CHANGES</p>																																										

REVISION B



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PROPOSED CABIN SETTING OUT  
 SCALE 1:50

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Iss.	Description	By	Date
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Cabinet/Cabinet Details  
 Cabinet Type: NBI CABIN  
 Dimensions: 3m x 3m x 3m  
 Colour:

Site Coordinates  
 Latitude: 52.155639  
 Longitude: -8.503465

Grid Reference  
 Easting: 565549  
 Northing: 600541

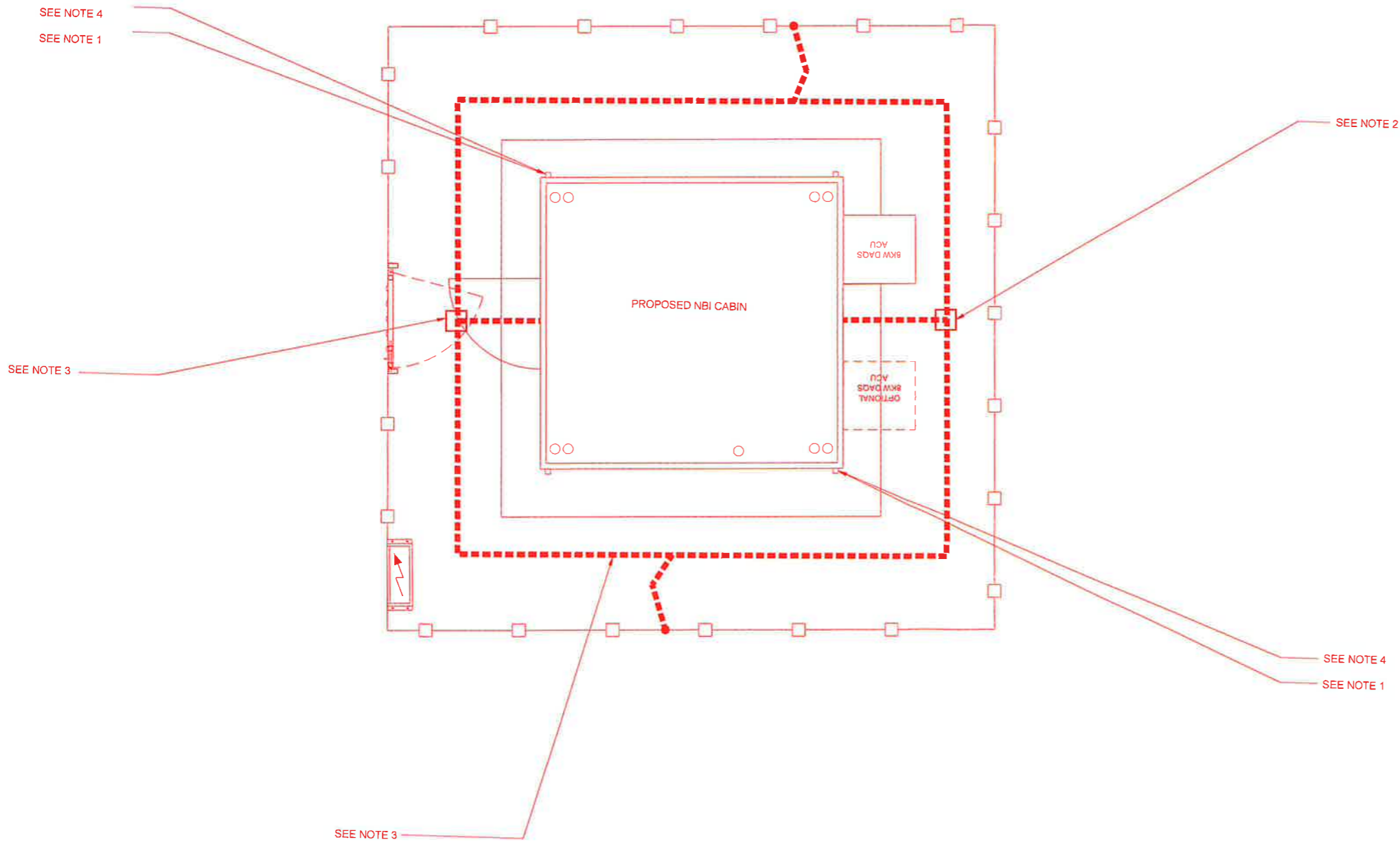
Purpose <b>LOW LEVEL DESIGN</b>			
Site code	Survey date 14.05.24	Sheet Size A3	
Scale As Shown	Drawn By GOR	Checked By VM	Date Checked 17.05.24

Title: <b>Proposed Cabin Setting Out</b>	Project: Killavullen N72 - Farmland Monanimy Killavullen Co. Cork	<b>NOT FOR CONSTRUCTION SUBJECT TO CHANGES</b>
Drawing No 78780/001/06		
REVISION	B	



NOTES:

1. PROPOSED CABIN CONNECTED TO INNER EARTH RING AT DESIGNATED POINTS ON CABINS. (INDICATED BY CIRCLE). FOR DETAILS THE CABIN EARTH POINTS PLEASE REFER TO MANUFACTURERS SPECIFICATION. ALUMINIUM TAPE OR CABLE TAIL TO BE LEFT FOR CONNECTION TO CABIN. OVERGROUND EARTH CONNECTION TO BE INSULATED.
2. LINE OF EARTH RING. EARTH SYSTEM TO CONSIST OF CABLE OR BARE COPPER TAPE 50 SQ LAID INTO TRENCH.
3. POSITION OF EARTH PIT AND EARTH RODS. BI-METALLIC CONNECTORS TO BE LOCATED IN EARTH PITS. GROUND TO BE CLEAR OF ANY UNDERGROUND CABLES IN VICINITY OF EARTH PITS AND BI-METALLIC CONNECTORS. No. OF CONNECTORS RELATES TO GROUND CONDITIONS. CONDITION OF GROUND TO BE CHECKED ON SITE BEFORE COMMENCEMENT.
4. 50mm DUCT IN BASE SLAB FOR EARTH TO CONNECT TO CABIN EARTH POINT TO BE SEALED WITH EXPANDING FOAM



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 13 JUN 2024  
 Cork County Council  
 County Hall  
 Cork

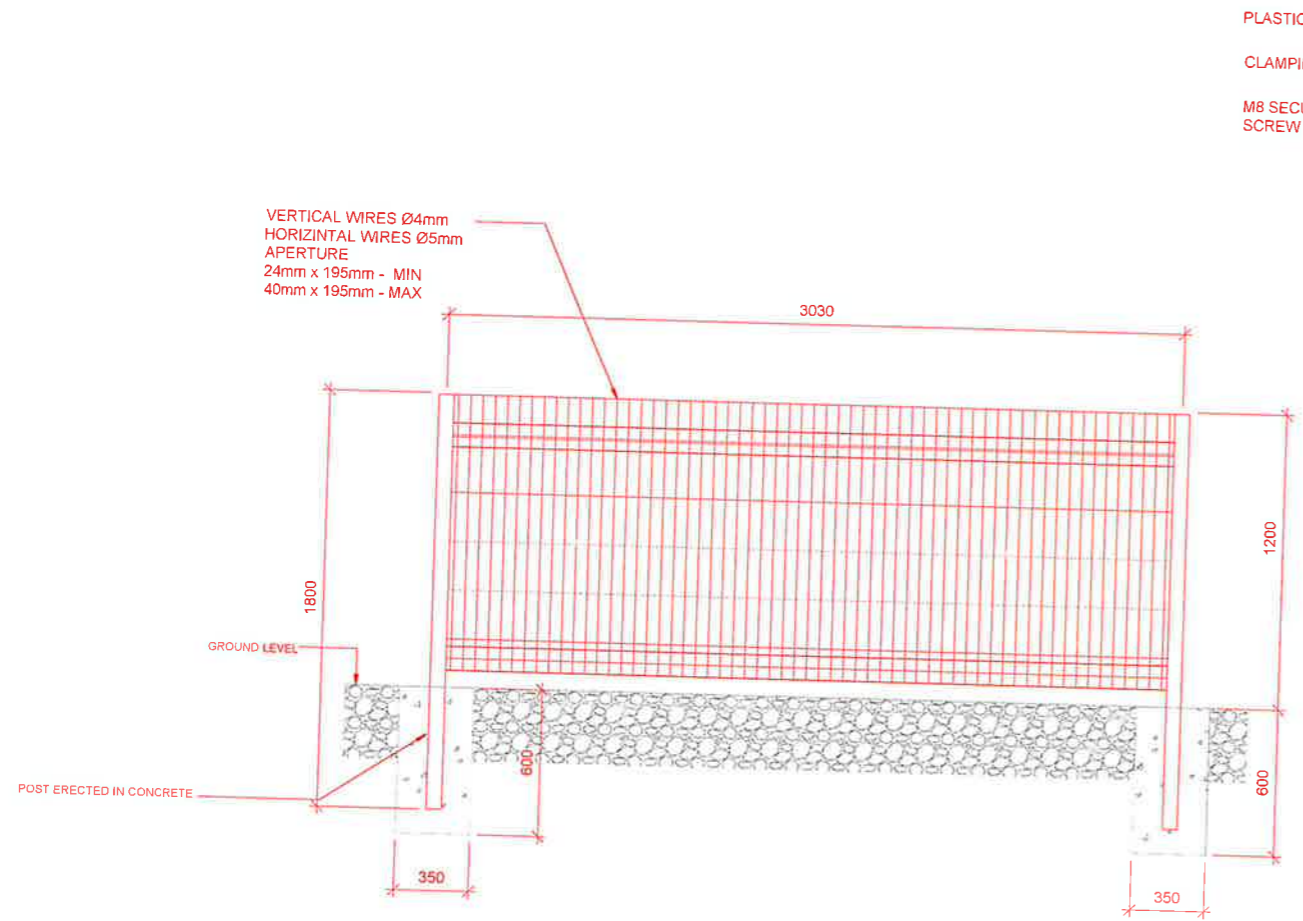
**PROPOSED EARTHING LAYOUT**  
 SCALE 1:50

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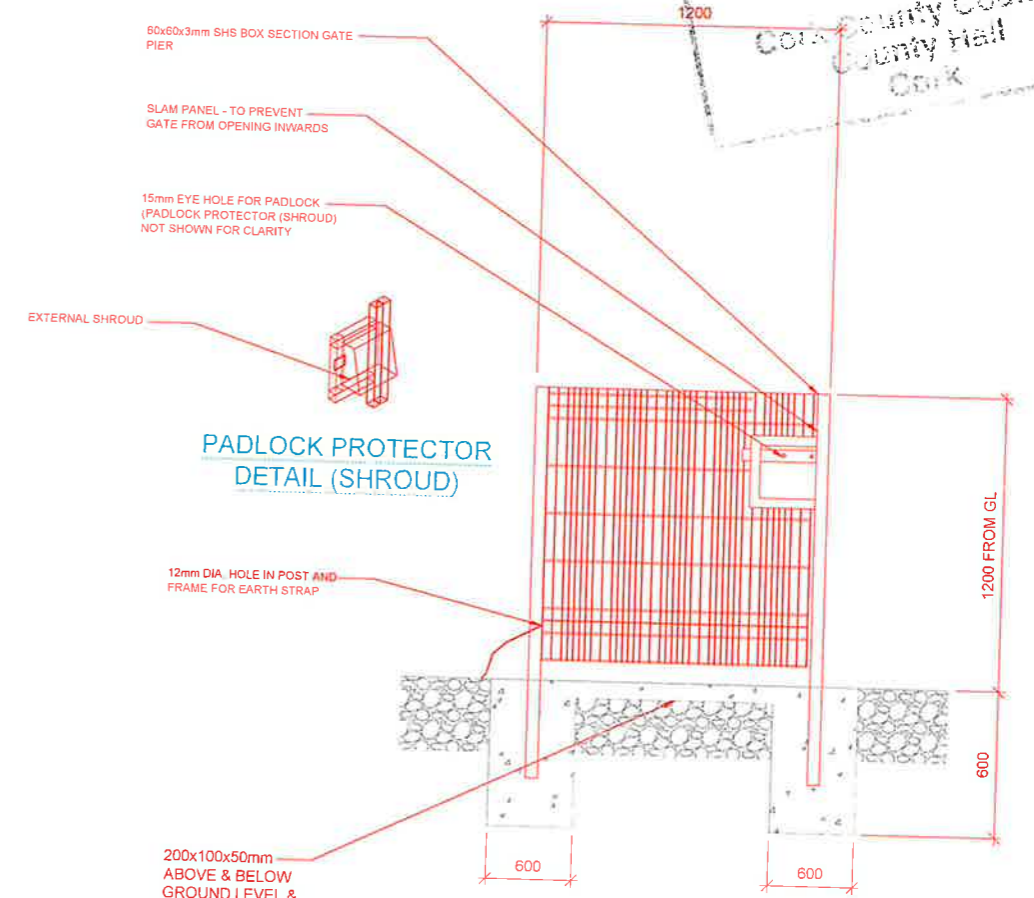
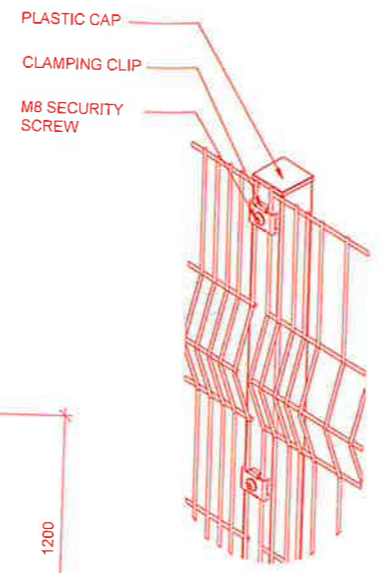
<p>ENTERPRISE CENTRE, DUBLIN ROAD, CAVAN, IRELAND. TEL: +353 (0) 494371044 FAX: +353 (0) 494371045 EMAIL: info@obelisk.com WEB: www.obelisk.com</p>	<p>NATIONAL BROADBAND IRELAND, 3009 LAKE DRIVE, CITYWEST, DUBLIN 24 D24 H8RR. 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Cork</td> </tr> <tr> <td style="text-align: center;">Drawing No</td> <td style="text-align: center;">78780/001/07</td> </tr> <tr> <td style="text-align: center;">REVISION</td> <td style="text-align: center;">B</td> </tr> </table>	Title: <b>Proposed Earthing Layout</b>		Project:	Killavullen N72 - Farmland Monanimy Killavullen Co. Cork	Drawing No	78780/001/07	REVISION	B
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A	Initial Issue	GOR	17.05.24																																																																																																							
Iss.	Description	By	Date																																																																																																							
Cabinet/Cabinet Details		Site Coordinates																																																																																																								
Cabinet Type:-	NBI CABIN	Latitude:	52.155639																																																																																																							
Dimensions:	3m x 3m x 3m	Longitude:	-8.503465																																																																																																							
Colour:	-	Grid Reference																																																																																																								
		Easting:	565549																																																																																																							
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<b>LOW LEVEL DESIGN</b>																																																																																																										
Site code	Survey date	Sheet Size																																																																																																								
-	14.05.24	A3																																																																																																								
Scale	Drawn By	Checked By	VM																																																																																																							
As Shown	GOR	VM	-																																																																																																							
Date Drawn	Date Checked	Date Checked	Date Checked																																																																																																							
17.05.24	17.05.24	17.05.24	17.05.24																																																																																																							
Title: <b>Proposed Earthing Layout</b>																																																																																																										
Project:	Killavullen N72 - Farmland Monanimy Killavullen Co. Cork																																																																																																									
Drawing No	78780/001/07																																																																																																									
REVISION	B																																																																																																									
				<p style="font-size: small; margin: 0;">NOT FOR CONSTRUCTION SUBJECT TO CHANGES</p>																																																																																																						



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 13 JUN 2024  
 Cork County Council  
 County Hall  
 Cork



TYPICAL KINSALE MESH FENCE - COMPOUND ELEVATION



SINGLE GATE ELEVATION

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**NBI**

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 CITYWEST, DUBLIN 24  
 D24 H8RR,  
 TEL: +353 (0) 818 624624

NOTES

1.1 Do not scale.

1.2 All dimensions are in mm unless otherwise specified.

1.3 Assume all site details are existing unless otherwise specified.

Iss.	Description	By	Date
B	Fence height revised	GOR	10.05.24
A	Initial Issue	GOR	17.05.24

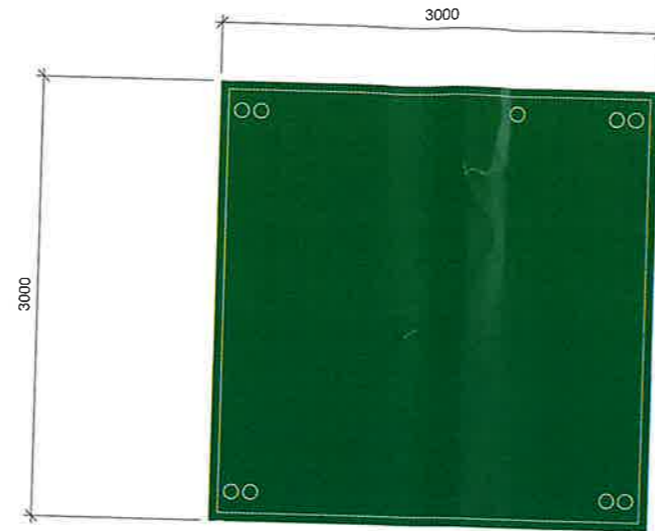
Cabinet/Cabinet Details		Site Coordinates	
Cabinet Type:-	NBI CABIN	Latitude:	52.155639
Dimensions:	3m x 3m x 3m	Longitude:	-8.503465
Colour:		Grid Reference	
		Easting:	565549
		Nothing:	600541

Purpose			
<b>LOW LEVEL DESIGN</b>			
Site code	Survey date	Sheet Size	
	14.05.24	A3	
Scale	Drawn By	Checked By	VM
As Shown	GOR	GOR	
	Date Drawn	Date Checked	17.05.24

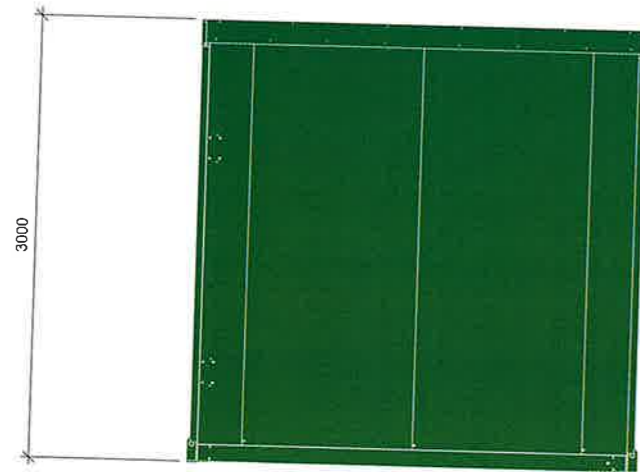
Title:		<b>Proposed Fencing Details</b>	
Project:		Killavullen N72 - Farmland Monanimy Killavullen Co. Cork	
Drawing No		78780/001/08	
REVISION		B	

**NOT FOR CONSTRUCTION SUBJECT TO CHANGES**

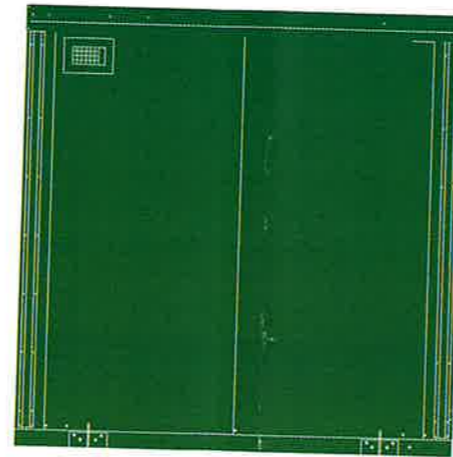
- NOTES:
- CABIN IS ENTIRELY DOUBLE SKINNED
  - INSULATED WITH EXTRA FIRE RETARDANT POLYSTYRENE
  - CABIN IS IP55 RATED
  - INTERNAL DIMENSIONS: 2787mm LONG x 2787mm WIDE x 2700mm HIGH



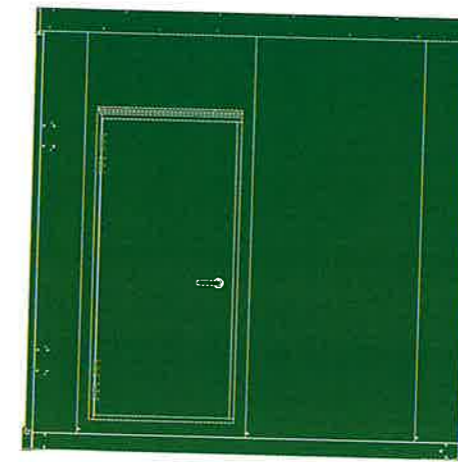
PLAN VIEW



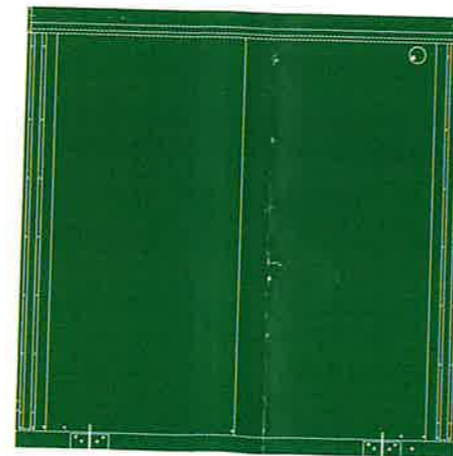
REAR VIEW



LEFT VIEW



FRONT VIEW



RIGHT VIEW

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PROPOSED NBI CABIN DETAILS  
 SCALE 1:50

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NOTES

- Do not scale.
- All dimensions are in mm unless otherwise specified.
- Assume all site details are existing unless otherwise specified.

Iss.	Description	By	Date
A	Initial Issue	GOR	01.06.21

Cabin/Cabinet Details  
 Cabinet Type: NBI  
 Dimensions: 3m x 3m x 3m  
 Colour:

Site Coordinates  
 Latitude: -  
 Longitude: -

Purpose <b>PLANNING</b>			
Site code N/A	Survey date XX.XX.XX	Sheet Size A3	
Scale As Shown	Drawn By GOR	Checked By VM	Date Drawn 01.06.21
	Date Drawn 01.06.21	Date Checked 01.06.21	

Title: Proposed NBI Cabin Layout	Project: NBI ROLLOUT	Drawing No 70000/002/01	REVISION A

NOT FOR CONSTRUCTION  
 SUBJECT TO CHANGES