

# Comhairle Contae Chorcaí Cork County Council

Marian Ward,  
Dromsligo Upper,  
Mallow,  
Co. Cork  
P51 AE8F

29<sup>th</sup> January, 2025

REF: D/277/24  
LOCATION: Dromsligo Upper, Mallow, Co. Cork

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

Dear Madam,

On the basis of the information submitted by you on 14<sup>th</sup> November, 2024 the Planning Authority, having considered whether erection of a polytunnel (dimensions 11ft (h) x 21ft (w) x 72ft (l)) at **Dromsligo Upper, Mallow, 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:

- Sections 2, 3 and 4 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 9 of Part 3 of Schedule 2 to the Planning and Development Regulations, 2001, as amended
- The nature, extent and scope of the development outlined in the documentation submitted to the Planning Authority

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

The proposed erection of a polytunnel at Dromsligo Upper, Mallow, Co. Cork would come within the scope of Class 9 of Part 3 of Schedule 2 of the Planning and Development Regulations, 2001, as amended.

On this basis it is considered that the proposed development at **Dromsligo Upper, Mallow, Co. Cork** constitutes **exempted development**.

Pleanáil agus Forbairt,  
Halla an Chontae,  
Bóthar Charraig Ruacháin,  
Corcaigh T12 R2NC.

Fón: (021) 4276891  
R-phost: [planninginfo@corkcoco.ie](mailto:planninginfo@corkcoco.ie)  
Suíomh Gréasáin: [www.corkcoco.ie](http://www.corkcoco.ie)

Planning & Development,  
County Hall,  
Carrigrohane Road, Cork T12 R2NC.

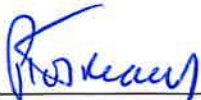
Tel (021) 4276891  
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Web: [www.corkcoco.ie](http://www.corkcoco.ie)



*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,



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

**PLEASE NOTE THAT THE EXISTING FIELD ENTRANCE (WHICH APPEARS TO HAVE BEEN WIDENED WITHOUT THE BENEFIT OF PLANNING PERMISSION) SHALL NOT BE USED IN CONJUNCTION WITH THE PROPOSED POLYTUNNEL WITHOUT THE BENEFIT OF PLANNING PERMISSION**

*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>*



Planning and Development Directorate  
Section 5 – Application for Declaration of Exemption Certificate

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**Ref:** D/277/24 – Section 5 Declaration

**Name:** Marian Ward

**Development:** Erection of a polytunnel (dimensions 11ft (h) x 21ft (w) x 72 ft (l))

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**Further Information Request**

Further information was requested on the XX/12/2024 in relation to the following:

1. *Upon inspection of the site, there appears to be works carried out which relate to the entrance. This includes the widening of the entrance (means of access) to the public road and the erection of a gate within the field.*

*The applicant is requested to clarify and explain the works that have been carried out and are being carried out.*

*Note - The Planning Authority note the width of the field entrance in 2019 and it appears to have been widened.*

The Planning Authority received further information from the applicant on the 09/01/2025.

**Additional Internal Consultee Reports**

Environment Officer (10/01/2025) - I have nothing to add to my report dated 11/12/24; I have no objection to the proposed development.

Area Engineer - The original gate into the property was setback and widened. The field gate also seems to be widened. As they were both existing entrances and remain for the same use, I don't have an issue with these.

**Review of Information Submitted**

I also note previous report referenced Article 9(1)(a) in respect of development to which article 6 relates shall not be exempted development if the carrying out of such development would (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 or (iii) endanger public safety by reason of traffic hazard or obstruction of road users.

On the basis of the information available (photographic records) it appears that the field entrance to the public road has been materially widened. The applicant has however confirmed that this existing field gate entrance will not be used for access to the proposed polytunnel and only for agricultural

machinery and stock access. The unauthorised widening of the field entrance is not a matter for this section 5 declaration.

With regard to the works to the main entrance to the house the entrance, whilst the works to the entrance walls and piers may not be authorised the entrance does not appear to have been materially widened.

I also note the Area Engineer (email correspondence 23/01/2025) has reviewed and states that as *“both existing entrances and remain for the same use, I don’t have an issue with these”*. Accordingly, it cannot be concluded that the entrances would endanger public safety by reasons of traffic hazard or obstruction of road users under article 9(1)(a)(iii).

An informative should be attached to any correspondence to the applicant.

### **Conclusion**

The erection of a polytunnel at Dromsligo Upper, Mallow, Co. Cork is exempted development.

### **Recommendation**

**WHEREAS** a question has arisen as to:

Whether the proposed erection of a polytunnel at Dromsligo Upper, Mallow, Co. Cork is exempted development?

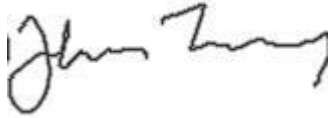
**AND WHEREAS** Cork County Council, in considering this referral, had regard particularly to –

- (a) Sections 2, 3 and 4 of the Planning and Development Act, 2000, as amended
- (b) Article 6(1) and article 9(1) of the Planning and Development Regulations, 2001, as amended,
- (c) Class 9 of Part 3 of Schedule 2 to the Planning and Development Regulations, 2001, as amended,
- (d) The nature, extent and scope of the development outlined in the documentation submitted to the Planning Authority,

**AND WHEREAS** Cork County Council has concluded that the proposed erection of a polytunnel at Dromsligo Upper, Mallow, Co. Cork would come within the scope of Class 9 of Part 3 of Schedule 2 of the Planning and Development Regulations 2001, (as amended),


**NOW THEREFORE, Cork County Council**, in exercise of the powers conferred on it by Section 5 of the 2000 Act, hereby decides that the proposed erection of a polytunnel at Dromsligo Upper, Mallow, Co. Cork is exempted development.

Note to applicant: The existing field entrance (which appears to have been widened without the benefit of planning permission) shall not be used in conjunction with the proposed poly tunnel without the benefit of planning permission.



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J. Tierney  
Executive Planner  
29/01/2025



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L Ahern  
A/Senior Executive Planner  
29/01/2025

# Application for Planning Exemption

**Reference:** D/277/24

**Applicant:** Marian Ward, Dromsligo Upper, Mallow, Co. Cork

**Date:** 11<sup>th</sup> Dec '24

**By:** Kevin Murphy

## Details of Application

It is proposed to construct an approx. 22m x 6m x 3.3m high polytunnel on a green field site at Dromsligo Upper, Mallow, Co. Cork. It is proposed to grow food in the polytunnel.

Access to the polytunnel is to be via the site of Ms. Ward's dwelling house.

## Assessment of Application

The proposed structure appears to meet the criteria for a Class 9 Exempted Development:

- A structure to be used for the purpose of agriculture, that is, the growing of food.
- Gross floor area less than 900m<sup>2</sup>.
- Not within 10m of any public road.
- Less than 8m in height.
- Not within 100m of any house or other specified building save with the consent in writing of the owner – letters of consent from 5 property owners within 100m have been submitted with the application. There are no other properties within 100m of the proposed polytunnel.

## Conclusions

The proposed modular calf housing appears to comply with the Conditions and Limitations for a Class 9 structure and should not be a source of water pollution.

The Applicant should be asked to ensure that all waste produce is stored in an airtight container prior to disposal and to put in place vermin control measures to prevent nuisance.

**END**

I have nothing to add to my report dated 11/12/24; I have no objection to the proposed development.

Regards,  
Kevin

D/277/24 – ENGINEER'S REPORT

**From:** Andreana Sheehan <[Andreana.Sheehan@CorkCoCo.ie](mailto:Andreana.Sheehan@CorkCoCo.ie)>

**Sent:** Thursday, January 23, 2025 3:47 PM

**To:** John Tierney <[John.Tierney@CorkCoCo.ie](mailto:John.Tierney@CorkCoCo.ie)>

**Cc:** Eveleen Crowley <[Eveleen.Crowley@CorkCoCo.ie](mailto:Eveleen.Crowley@CorkCoCo.ie)>

**Subject:** RE: Section 5 Application Ref. No. D/277/24 - Dromsligo Upper, Mallow P51 AE8F

John,

Looking at the FI response.

The original gate into the property was setback and widened.

The field gate also seems to be widened. See screenshot taken from google maps below.

As they were both existing entrances and remain for the same use, I don't have an issue with these.

Kind Regards

Andreana



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Andreana Sheehan | Innealtóir Feidhmiúcháin | Roinn na mBóithre

Comhairle Contae Chorcaí | Annabella | Mala | P51 Y6YT | Éire

T +353 - (022) 54807

[Andreana.sheehan@corkcoco.ie](mailto:Andreana.sheehan@corkcoco.ie) | [www.corkcoco.ie](http://www.corkcoco.ie)

Tirseach na gcustaiméirí : [www.yourcouncil.ie](http://www.yourcouncil.ie)



# Comhairle Contae Chorcaí Cork County Council

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Web: [www.corkcoco.ie](http://www.corkcoco.ie)



Marian Ward,  
Dromsligo Upper,  
Mallow,  
Co. Cork  
P51 AE8F

10<sup>th</sup> December, 2024

Our Ref.: D/277/24

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

*Whether the proposed erection of a polytunnel at Dromsligo Upper, Mallow, Co. Cork is or is not development and is or is not exempted development.*

Dear Madam,

I refer to your application for a Declaration of Exemption in relation to the above.

It is considered that the information submitted with the Section 5 Declaration application is insufficient to enable the Planning Authority to make a determination in this case.

Upon inspection of the site, there appears to be works carried out which relate to the entrance. This includes the widening of the entrance (means of access) to the public road and the erection of a gate within the field.

You are therefore requested to submit the following further information :

Please clarify and explain the works that have been carried out and are being carried out.

Note - The Planning Authority note the width of the field entrance in 2019 and it appears to have been widened.

Yours faithfully,

  
**ANGELA CARRIGY, ASO PLANNING DEPARTMENT.**



We are Cork.

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>



Recycled



Planning and Development Directorate  
Section 5 – Application for Declaration of Exemption Certificate

Ref: D/277/24 – Section 5 Declaration

Name: Marian Ward

Development: Erection of a polytunnel (dimensions 11ft (h) x 21ft (w) x 72 ft (l))

Site Location/Address: Dromsligo Upper, Mallow, Co. Cork

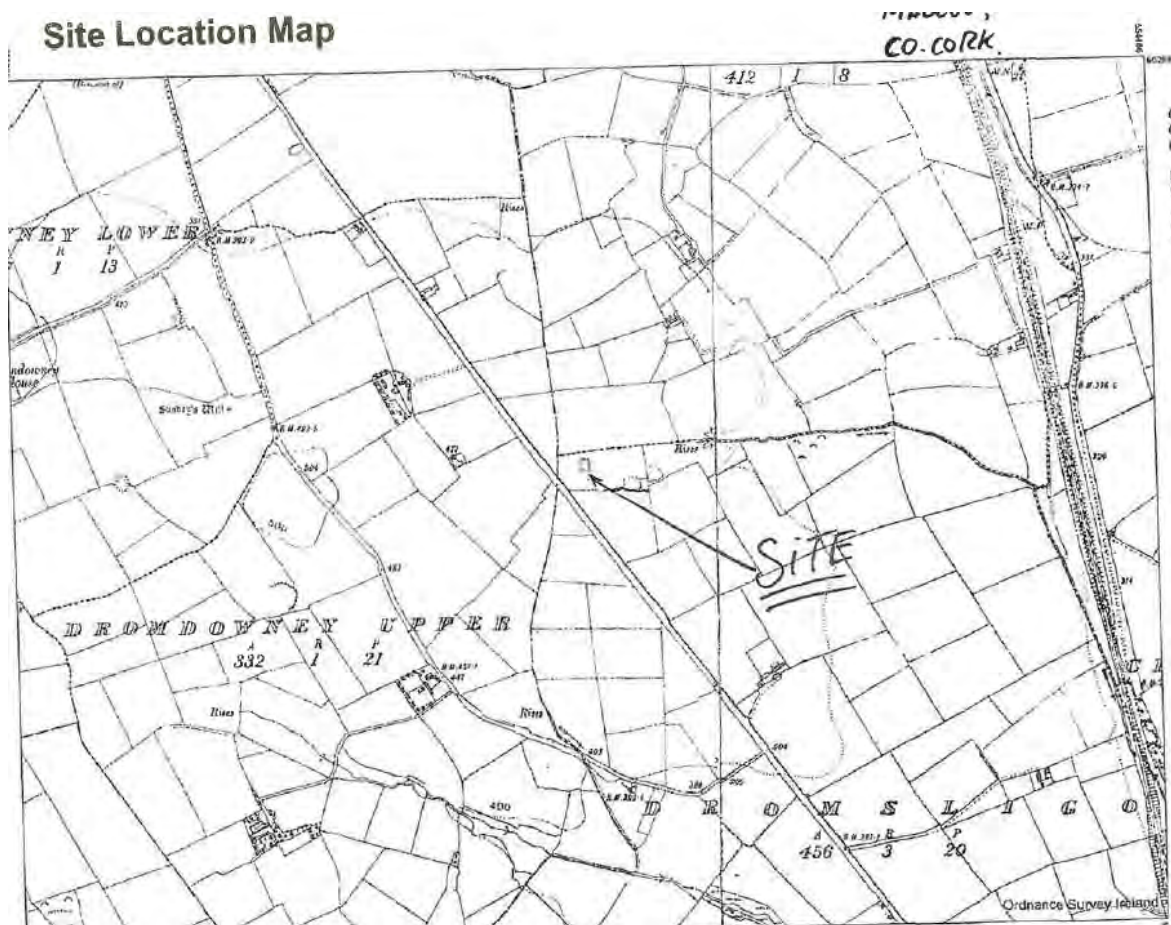


Fig.1: Subject site location

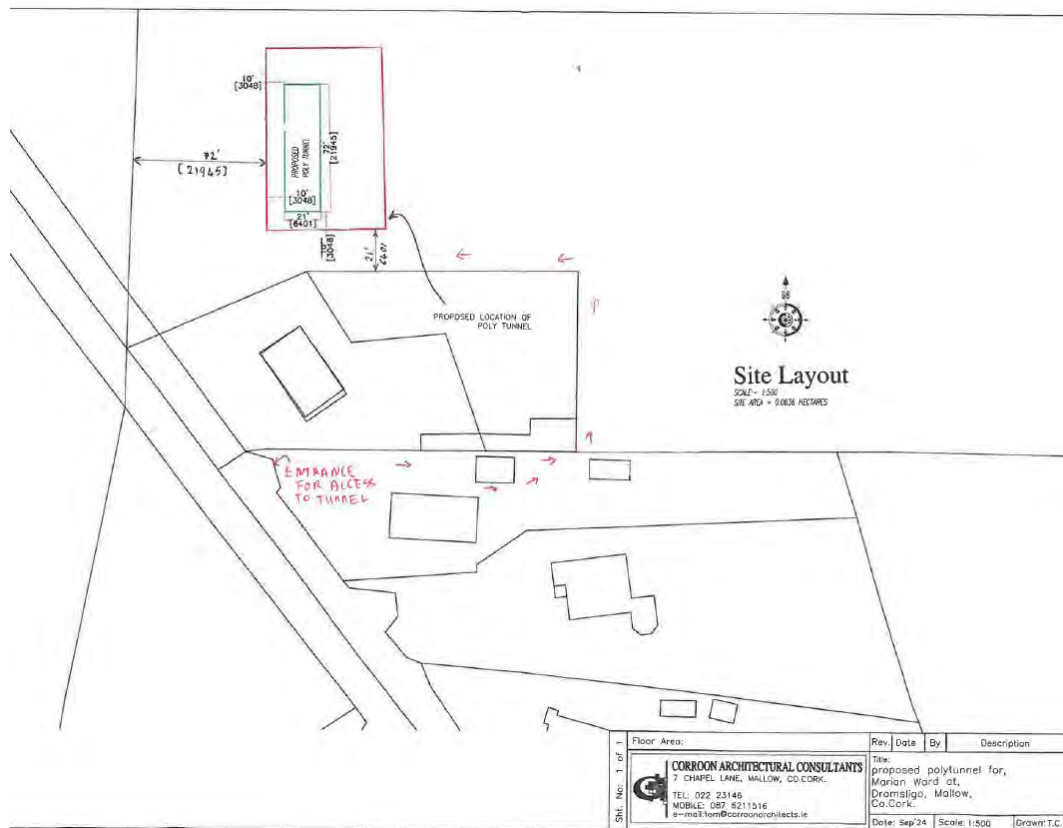


Fig. 2: Proposed site layout

**Planning History:**

Subject site: none.

**Question subject of the Section 5:**

On the basis of the information submitted the question to be addressed under this request is as follows:

*Whether the proposed erection of a polytunnel at Dromsligo Upper, Mallow is exempted development?*

**Legislative Context:**

*Planning and Development Act 2000 (as amended)*

**Section 3(1)** of the Act states ‘development’ means:

*“In this Act, except where the context otherwise requires, “development” means— (a) the carrying out of any works in, on, over or under land, or the making of any material change in the use of any land or structures situated on land, or (b) development within the meaning of Part XXI (inserted by section 171 of the Maritime Area Planning Act 2021)”*

**Section 2** of the Act defines ‘works’ as:

*“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*

**Section 2** of the Act defines ‘agriculture’ as:

*“agriculture” includes horticulture, fruit growing, seed growing, dairy farming, the breeding and keeping of livestock (including any creature kept for the production of food, wool, skins or fur, or for the purpose of its use in the farming of land), the training of horses and the rearing of bloodstock, the use of land as grazing land, meadow land, osier land, market gardens and nursery grounds, and “agricultural” shall be construed accordingly;*

**Section 4** of the Act, as amended, sets out the types of works that while considered 'development', can be considered 'exempted development' for the purposes of the Act.

Section 4 (4) of the Act, as amended, states as follows:-

*4 (4) Notwithstanding paragraphs (a), (i), (ia) and (l) of subsection (1) and any regulations under subsection (2), development shall not be exempted development if an environmental impact assessment or an appropriate assessment of the development is required.*

*Planning and Development Regulations 2001 (as amended)*

**Article 6** states:- (3) 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.

**Article 9** sets out that development to which article 6 relates shall not be exempted development if the carrying out of such development would conflict with certain criteria.

**Assessment**

*“Is or is not Development”?*

It is considered that the proposal constitutes “works” as understood by the Planning and Development Act 2000, as amended. The proposal therefore constitutes “development” within the meaning of the Planning and Development Act 2000, as amended.

*“Is or is not Exempted Development?”*

Part 3 of the Regulations deals with ‘Rural’ developments. Column 1 sets out the classes of development that are exempted and Column 2 sets out the conditions and limitations on the exemption.

<b>Column 1 Description of Development</b>	<b>Column 2 Conditions and Limitations</b>
<p><i>Class 9</i></p> <p>Works consisting of the provision of any store, barn, shed, glass-house or other structure, not being of a type specified in class 6, 7 or 8 of this Part of this Schedule, and having a gross floor space not exceeding 300 square metres.</p>	<ol style="list-style-type: none"> <li>1. No such structure shall be used for any purpose other than the purpose of agriculture or forestry, but excluding the housing of animals or the storing of effluent.</li> <li>2. The gross floor space of such structures together with any other such structures situated within the same farmyard complex or complex of such structures or within 100 metres of that complex shall not exceed 900</li> </ol>

	<p>square metres gross floor space in aggregate.</p> <ol style="list-style-type: none"> <li>3. No such structure shall be situated within 10 metres of any public road.</li> <li>4. No such structure within 100 metres of any public road shall exceed 8 metres in height.</li> <li>5. No such structure shall be situated within 100 metres of any house (other than the house of the person providing the structure) or other residential building or school, hospital, church or building used for public assembly, save with the consent in writing of the owner and, as may be appropriate, the occupier or person in charge thereof.</li> <li>6. No unpainted metal sheeting shall be used for roofing or on the external finish of the structure.</li> </ol>
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The proposed development is considered against the conditions and limitations of Class 9:

1. The proposed polytunnel is intended to be for agricultural purposes, but excluding the housing of animals or the storing of effluent.
2. There is no farm complex associated with the site.
3. From review of the maps and aerial photography the proposed polytunnel would appear to be further than 10m from the public road.
4. The polytunnel is below 8m in height.
5. The polytunnel appears to be located within 100m of a number of houses to the west and south of the site. Letters of consent have been submitted from the owner of the house. Further information is required.
6. No metal sheeting is proposed.

I also note Article 9(1)(a) in respect of development to which article 6 relates shall not be exempted development if the carrying out of such development would (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 or (iii) endanger public safety by reason of traffic hazard or obstruction of road users.

The submitted drawings show the means of access to the polytunnel being from the polytunnel. Therefore, the development would not 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.

Based on the information submitted the development would not engage a de-exemption under article 9(1)(a). However, upon inspection of the site, there appears to be works carried out which relate to the entrance. This includes the widening of the entrance (means of access) to the public road and the erection of a gate within the field.

The applicant should be requested to clarify and explain the works that have been carried out and are being carried out.

Environmental Impact Assessment (EIA) and Appropriate Assessment (AA)

Notwithstanding any exemptions within the regulations, Section 4(4) of the Act states that:

*“development shall not be exempted development if an environmental impact assessment or an appropriate assessment of the development is required”.*

In terms of EIA and Appropriate Assessment, the nature and scale of works are unlikely to have a significant effect on the environment or on designated sites. On this basis it is considered that the development does not fall within the scope of Section 4(4) of the Act.

**Conclusion**

Further information is required.

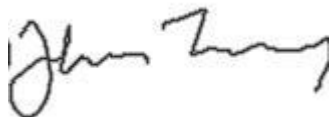
**Recommendation**

Further information is required in relation to the following:

Upon inspection of the site, there appears to be works carried out which relate to the entrance. This includes the widening of the entrance (means of access) to the public road and the erection of a gate within the field.


The applicant is requested to clarify and explain the works that have been carried out and are being carried out.

Note - The Planning Authority note the width of the field entrance in 2019 and it appears to have been widened.



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J. Tierney  
Executive Planner  
09/12/2024



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L Ahern  
A/Senior Executive Planner  
10/12/2024













Google Streetview August 2019





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

### APPLICANT CHECKLIST

(Please tick ✓)

- |   |                                     |
|---|-------------------------------------|
| <u>4 No. Copies of Application Form:</u>            | <input checked="" type="checkbox"/> |
| <u>1 No. Copy of Contact Details:</u>               | <input checked="" type="checkbox"/> |
| <u>4 No. Copies 6" O.S. Maps:</u>                   | <input checked="" type="checkbox"/> |
| <u>4 No. Copies 25" O.S. Maps:</u>                  | <input checked="" type="checkbox"/> |
| <u>4 No. Copies of Site Layout Plan:</u>            | <input checked="" type="checkbox"/> |
| <u>4 No. Copies Scaled Drawings of Development:</u> | <input checked="" type="checkbox"/> |
| <u>€80 Application Fee:</u>                         | <input type="checkbox"/>            |

### FOR OFFICE USE ONLY

Receipt No.	PL2000 2431
Cash/Cheque/ Credit Card	CARD
Date	14/11/24
Declaration Ref. No.	D/277/24

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)**

Marlan Ward

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

Dromsligo Upper Mallow Co Cork P51AE8F

**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

Erection of a poly tunnel

**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):	
(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 _____ _____ _____  Proposed use _____ _____	
(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):

**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 checked="" type="checkbox"/>	B. Other <input type="checkbox"/>
Where legal interest is "Other", please state your interest in the land/structure:		
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):		

**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. _____
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)	Marian Ward <i>Marian Ward</i>
Date	08-11-24

**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	Marian Ward <i>Marian Ward</i>
Date	8-11-24

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:**

<i>Signed (Applicant or Agent as appropriate)</i>	Marian Ward  <i>Marian Ward</i>
Date	08-11-24

Dromsligo Upper

Mallow

Co Cork

P51AE8F

Dear Planner

Please find enclosed lodgement of a section five planning application for the erection of a poly tunnel in Dromsligo Upper Mallow P51AE8F. My intention is to grow food in the Tunnel.

Included are the OS maps in 1:10560 and 1:2500 scale from Tailte, the site layout plan, the scaled drawing of the development and the signed application form.

I made contact with the planner and requested a call back. The planner returned a call and agreed to revert back to me.

I decided to submit the application and provide any further information as required.

See Also as requested permissions from neighbours A B C D and E in separate letters and outlined on the map.

See also on Site Layout, tunnel entrance. no widening or change to existing entrance.

Kind Regards

Marian Ward

*Marian Ward*

086-0608224

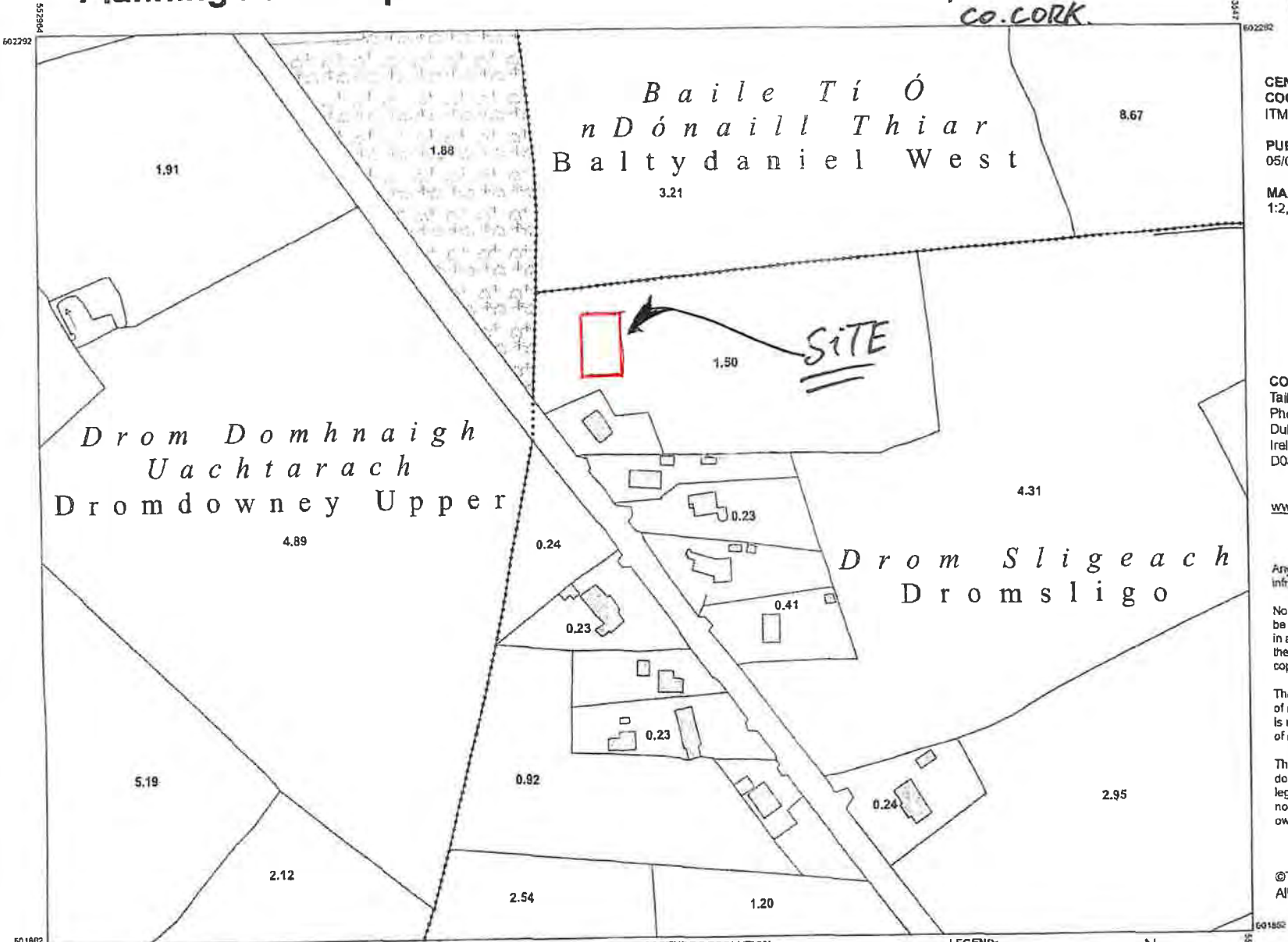
8-11-24

# Planning Pack Map

MARIAN WARD  
DROMSLIGO  
MALLOW  
CO. CORK.



Tailte  
Éireann



CENTRE  
COORDINATES:  
ITM 553256,602077

PUBLISHED: 05/09/2024 ORDER NO.: 50420937\_1

MAP SERIES: 1:2,500 MAP SHEETS: 5889-A

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

[www.tailte.ie](http://www.tailte.ie)

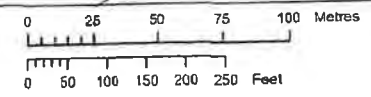
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**LEGEND:**  
To view the legend visit  
[www.tailte.ie](http://www.tailte.ie) and search for  
'Large Scale Legend'



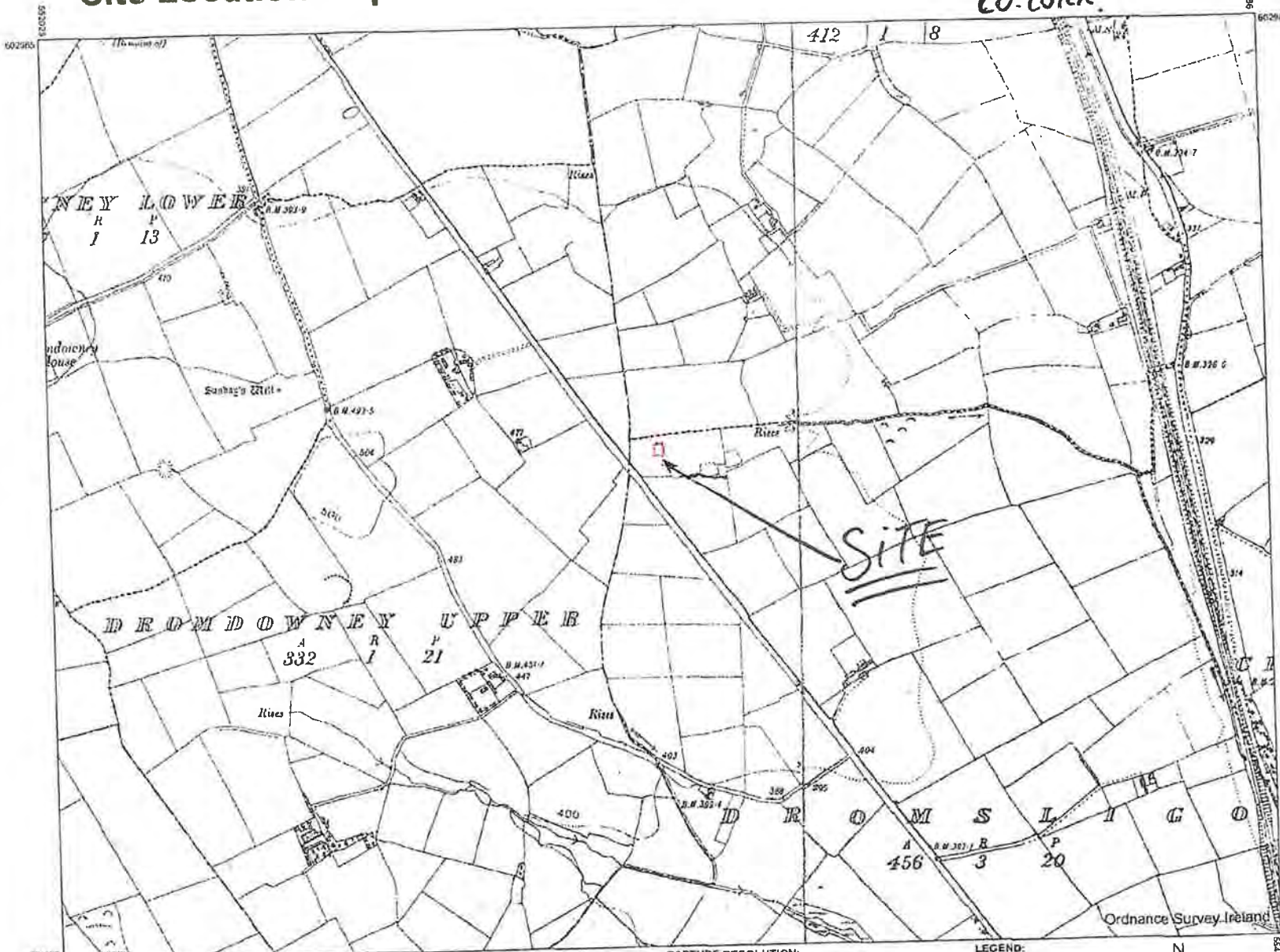


# Site Location Map

MARIAN WARD,  
DROMSLIGO,  
MALLOW,  
CO. CORK.



Tailte  
Éireann



**CENTRE  
COORDINATES:**  
ITM 553256,602077

**PUBLISHED:** 05/09/2024    **ORDER NO.:** 50420937\_1

**MAP SERIES:** 6 Inch Raster    **MAP SHEETS:** CK024  
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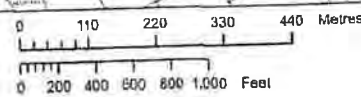
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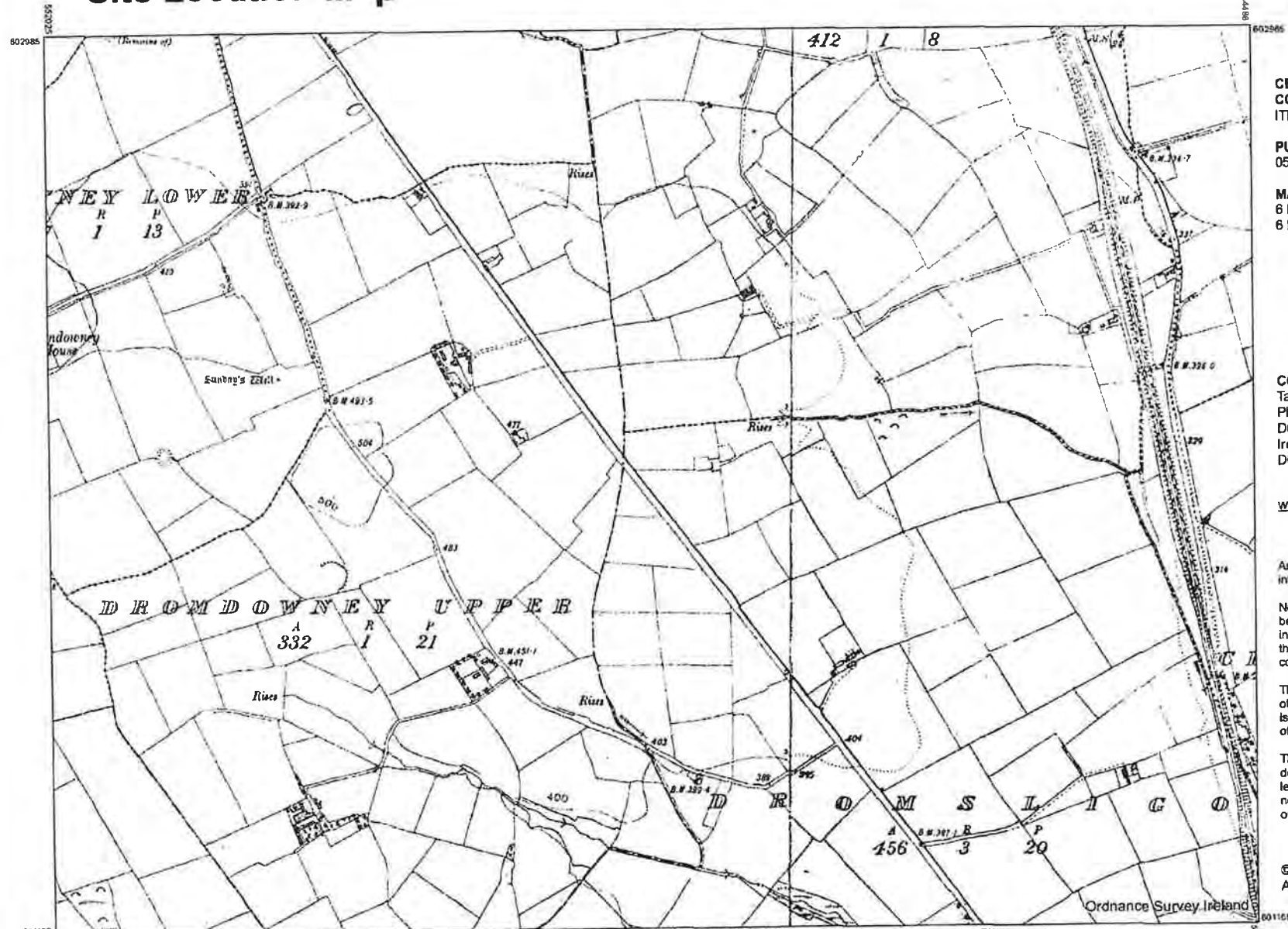
**LEGEND:**  
To view the legend visit  
[www.tailte.ie](http://www.tailte.ie) and search for  
'Large Scale Legend'



# Site Location Map



**Tailte Éireann**



**CENTRE COORDINATES:**  
ITM 553256,602077

**PUBLISHED:** 05/09/2024      **ORDER NO.:** 50420937\_1

**MAP SERIES:** 6 Inch Raster      **MAP SHEETS:** CK024  
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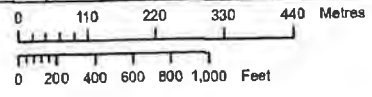
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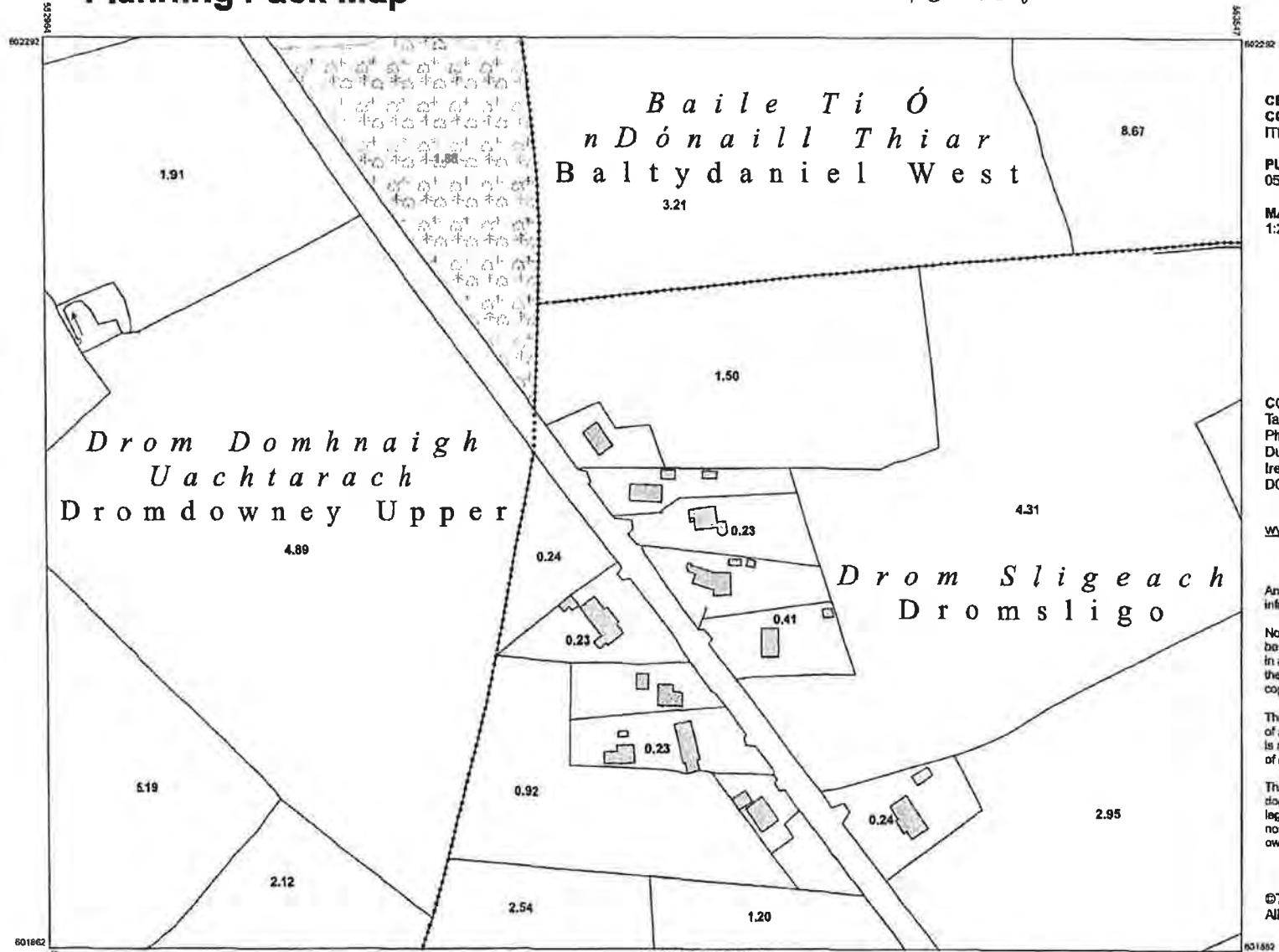
Ordance Survey Ireland

Plan an Ward  
Drom Sligo Upper  
Mallow  
PSIAEF

# Planning Pack Map



**Tailte Éireann**



**CENTRE COORDINATES:**  
ITM 583256,602077

**PUBLISHED:** 05/09/2024  
**ORDER NO.:** 50420937\_1

**MAP SERIES:** 1:2,500  
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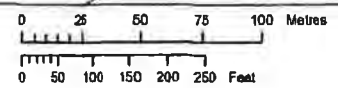
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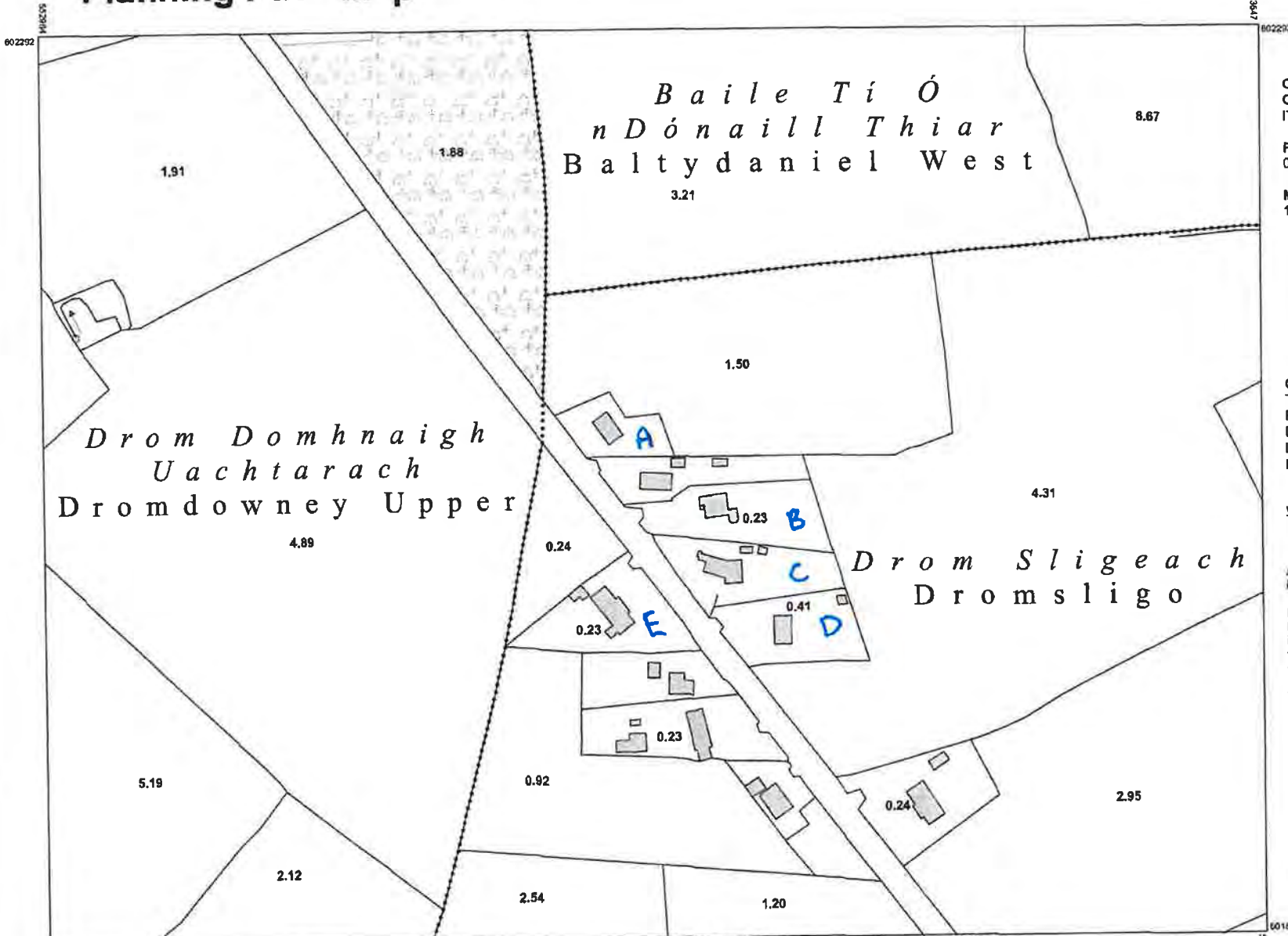


See Permissions from Houses A, B, C, D, E

# Planning Pack Map



Tailte Éireann



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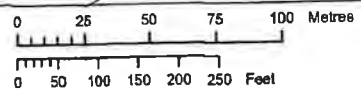
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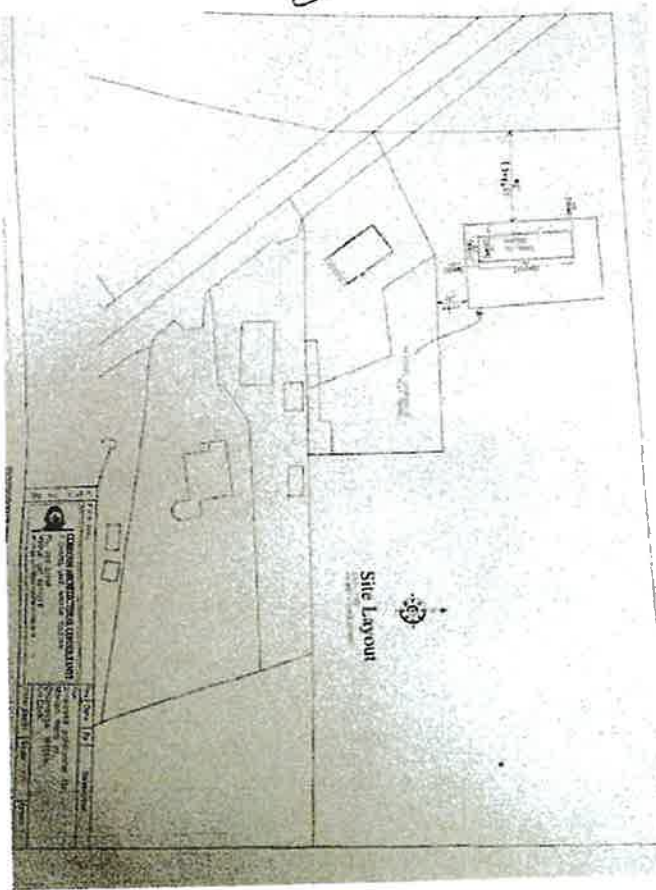
House A

Little Meadows,  
Dromsligo Mallow,  
Co. Cork  
P51 NYH7

08/11/2024

To Whom it may concern,  
I give consent to Marian Ward of Dromsligo Upper, Mallow, Co.  
Cork, P51 AE8F to erect a polytunnel of the below dimensions  
in green and position outlined on her land which is within a  
100m of my home.

Signature: S. Callaghan *[Handwritten Signature]*



House B.

Dromsligo  
Mallow  
P51 H93R

8-11-24

To Whom it may concern

I give consent to Marian Ward of Dromsligo Upper, Mallow, Co. Cork, P 51AE8F to erect a polytunnel on her land which is within a 100m of my home.

Signature

Carmel Hough.

House C

The Cottage  
Dromsligo  
Mallow

8-11-24

P51 P8HE

To Whom it may concern

I give consent to Marian Ward of Dromsligo Upper, Mallow, Co. Cork, P 51AE8F to erect a polytunnel on her land which is within a 100m of my home.

Signature

Kathleen Walsh

House D

Dromsligo  
Mallow  
P51YU8

8-11-24

To Whom it may concern

I give consent to Marian Ward of Dromsligo Upper, Mallow, Co. Cork,  
P 51AE8F to erect a polytunnel on her land which is within a 100m of  
my home.

Signature





House E

P 51 CKT5  
ANFIELD HOUSE  
DROMSLIGO

8-11-24

To Whom it may concern

I give consent to Marian Ward of Dromsligo Upper, Mallow, Co. Cork, P 51AE8F to erect a polytunnel on her land which is within a 100m of my home.

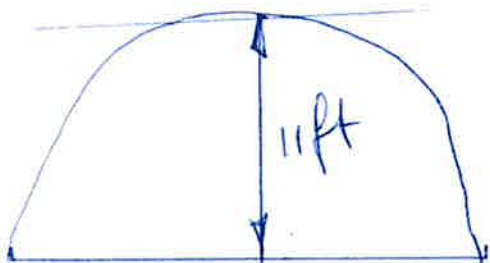
Signature

Marian O'Sullivan -  
Joseph O'Sullivan

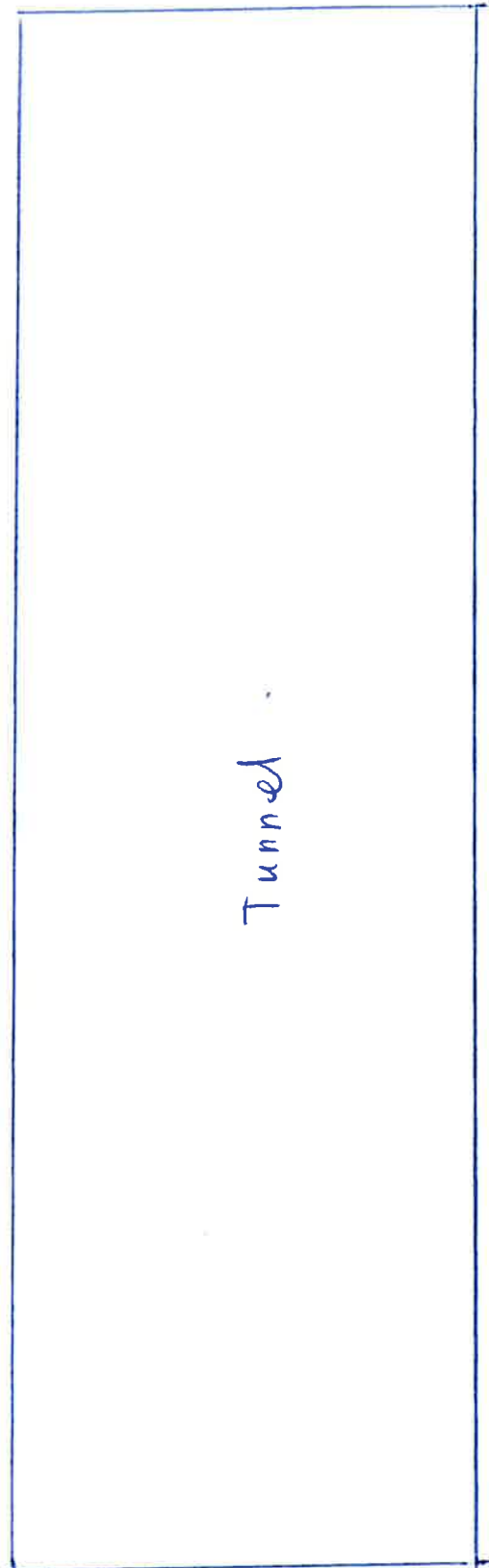
Planning exemption for Poly Tunnel at P51AE8F section 5 planning application

**Scaled Drawings Of Development for erection of 21 ft/72ft Poly Tunnel**

1:1/8"  
Scale

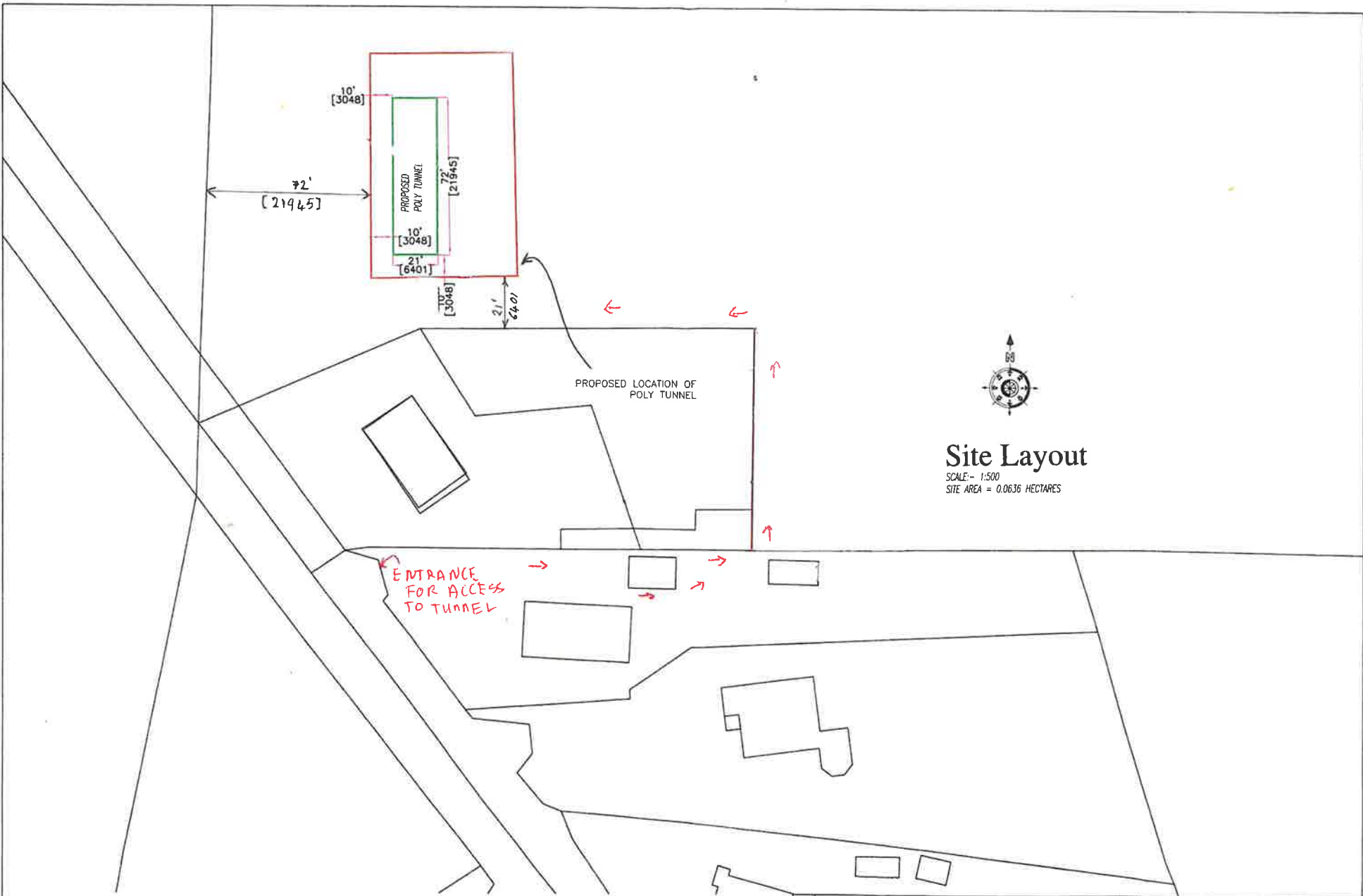


SIDE ELEVATION



72ft

21ft FLOOR PLAN



**Site Layout**  
 SCALE - 1:500  
 SITE AREA = 0.0636 HECTARES

Sht. No: 1 of 1	Floor Area:	Rev.	Date	By	Description
	 <b>CORROON ARCHITECTURAL CONSULTANTS</b> 7 CHAPEL LANE, MALLOW, CO.CORK. TEL: 022 23146 MOBILE: 087 6211516 e-mail: tom@corroonarchitects.ie	Title: proposed polytunnel for, Marian Ward at, Dromsligo, Mallow, Co.Cork.			
		Date: Sep'24	Scale: 1:500	Drawn: T.C.	