



Section 5 Declaration - Application Form

Declaration as to whether development constitutes Exempted Development

Please read “Guidance Notes” before completing this form

Guidance Notes

1. The purpose of Section 5 of the Planning and Development Act 2000, as amended, is to establish if a particular development is or is not development and if it is or is not exempted development within the meaning of the Planning Act.
 - (a) A person seeking a determination must ensure under Question 7 (of the application form below) that a question is posed and that the question is clear, for example, is the construction of a shed development and is it or is it not exempted development. Details are then required of the shed so the planning authority can determine if the shed is exempt.
 - (b) The question to be determined should be clear as to whether it relates to an existing development or a proposed development. Details of the nature, size and location of the proposed development should be submitted and appropriate plans and elevations.
 - (c) If the question is not clear to the Planning Authority, the Section 5 application will be returned as invalid.
2. Any person may, on payment of the prescribed fee, currently €80.00 request in writing from the Planning Authority a declaration on a question as whether a particular type of development is exempt.
3. The Planning Authority is required to make a decision within 4 weeks of receipt of a valid Declaration Request however the Planning Authority can also request Additional Information if it is considered that insufficient information has been submitted.
4. Any person issued with a declaration may, on payment to the Board of such fee as may be prescribed, currently €220.00 refer a declaration for review by the Board within 4 weeks of the date of the issuing of the declaration.
5. A planning authority is required to consider whether the development or proposed development identified in the request would be likely to have significant effects on the environment by virtue, at the least, of the nature, size or location of such development.

Section 5 Declaration - Application Form

1. Name and address of person seeking the declaration:

Brendan Marry

[REDACTED]

Phone Number: [REDACTED] E-Mail: [REDACTED]

2. Name and address of agent (if any):

Phone Number: _____ E-Mail: _____

3. Name and address for all correspondence (if not completed, correspondence will be sent to person seeking declaration)

4. Interest in site of the person seeking declaration:

I am owner and occupier of the adjoining residential property to the site of interest.

The owner of the site of interest is Seamus Kirk

(If applicant is not freehold owner of the property in question, please provide name and address of owner if known)

5. Location and full address of development referred to in Question 7

Rathiddy Road, Knockbridge, Co. Louth, A91 P8RC

6. Eircode OR Grid Co-ordinates must be submitted. Grid references may be found on Google Maps or at

<https://irish.gridreferencefinder.com>

Grid Reference: J00973 03643

7. Question for determination under Section 5 (See Note 1 above).

The question must be framed in the following format, i.e. Is the construction of a shed development and is it or is it not exempted development:

Is the reactivation and use of a building:

a) treated in 1995 planning files (95271) as not housing livestock for planning exemptions

b) submitted in 2010 (10146) and 2017 (17548) planning files as an 'Old Piggery (Disused)'

c) not considered as an active piggery for granting my planning permission in 2019

for the housing of pigs and associated works, development and is it or is it not exempted development?

8. Does the development consist of works to be carried out to an existing or proposed protected structure? Yes No

If Yes, has a Declaration under Section 57 of the Planning and Development Act 2000 been requested or issued for the property by the Planning Authority?

I certify that the aforementioned is correct.

Signature of Applicant: *Brendan Marry*  **Date 21/08/2025**

Please include one copy of the following documents with this application form:

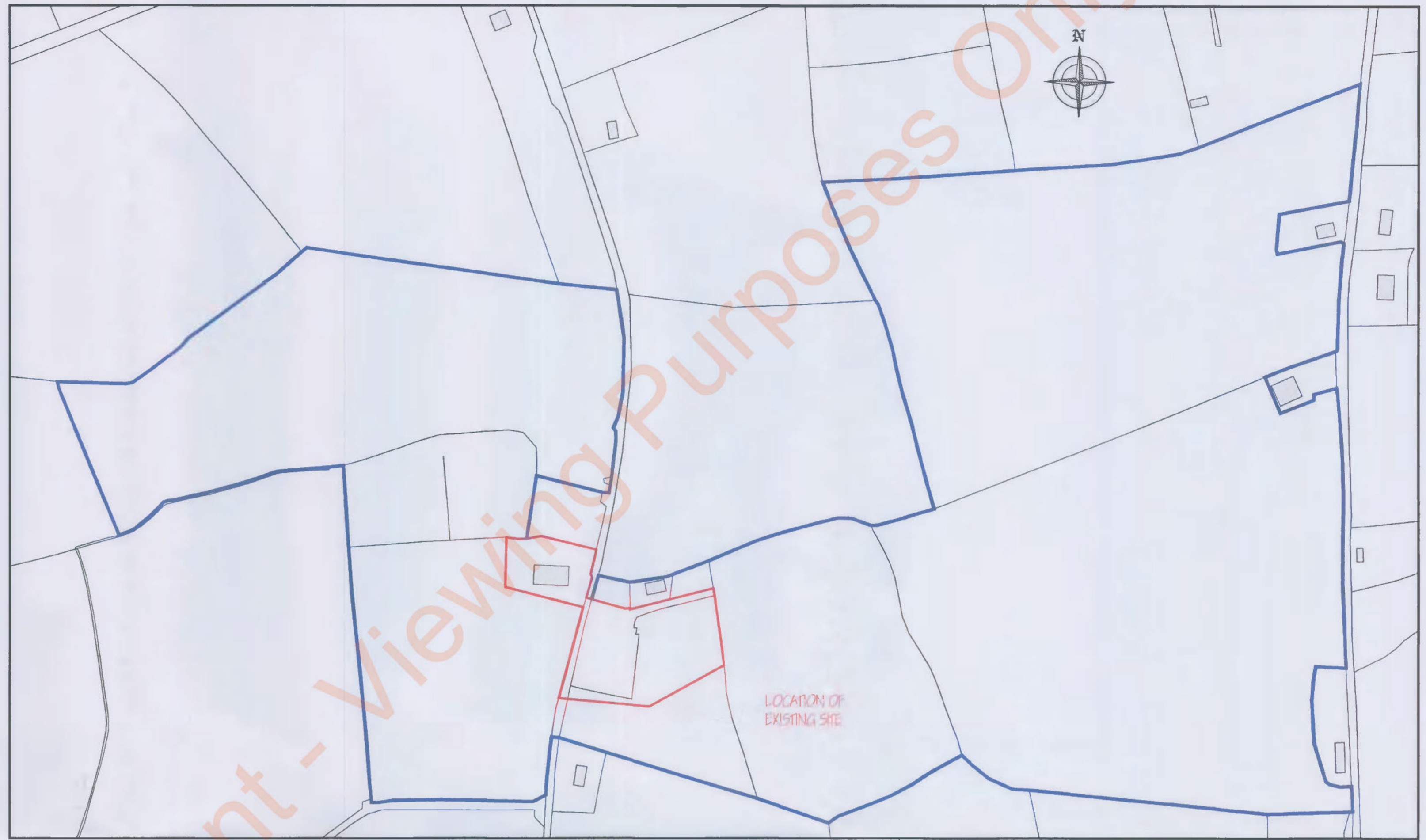
- **Site Location Map:** (Scale 1:1000)
- **Site Layout Map:** (Scale 1:200 or 1:500)
- **Floor Plans & Elevations:** (Scale 1:50, 1:100 or 1:200)
Existing & Proposed, where applicable
- **Application fee:** (€80)

Completed Application Form & Fee of €80.00 may be sent to:

**Planning Office, Louth County Council, Town Hall, Crowe Street,
Dundalk, County Louth, A91W20C**

OR

by email to planninggroup@louthcoco.ie with contact details to arrange payment of fee.



EXTRACT LOUTH ORDANCE SURVEY SHEETS 1701-C & 1770-A

FARM STRUCTURES LIST

A - DWELLING HOUSE	
B - HAY AND STRAW STORAGE SHED	19.2m x 12.0m
C - SILAGE BASE	28.0m x 12.0m
D - STORE	6.5m x 4.0m
E - MILKING PARLOR AND DAIRY	16.0m x 6.0m
F - PARLOR COLLECTING YARD	110.5m ²
G - CALF SHED AND CALVING BOXES	14.4m x 6.0m

H - LOOSE CATTLE SHED (STRAW BEDDING)	14.4m x 7.0m
I - CUBICLE SHED - YEARLINGS	14.4m x 7.0m
J - CUBICLE SHED AND FEEDING PASSAGE	14.4m x 6.5m
K - CUBICLE SHED	14.4m x 11.0m
L - CUBICLE SHED	14.4m x 8.0m
M - WALLED SILAGE PIT AND RAMP - TO BE DECOMMISSIONED	
N - WALLED SILAGE PIT AND RAMP	20.0m x 12.0m
O - OLD PIGGERY (Disused)	24.0m x 13.0m
P - OLD PIGGERY (Disused)	12.0m x 8.0m
Q - BULK MEAL BINS	
R - CATTLE CRUSH	

EXIST. UNDERGROUND SLURRY TANKS

S - PROPOSED ROOFED SLATTED SLURRY TANK (2.4m Deep)	x 39m x 3.5m
T - ROOFED SLATTED SLURRY TANK (1.8m Deep)	x 17.0m x 1.8m
U - UNROOFED SLATTED SOILED WATER TANK (1.8m Deep)	x 10.0m x 3.5m

PROPOSED EXTENDED AREAS

- 1 - Canopy (Overhang)
- 2 - Roof over existing Silage Pit and Provide New Calf Shed
- 3 - Proposed Underground Surface Water Tank
- 4 - Two Bay Extension to Straw Shed Store

As Comhairle Chonradha Lugha
 Pleanala
 17 JUL 2017
 Fuarthas

THIS MAP HAS BEEN REPRODUCED UNDER LICENCE AGREEMENT WITH THE ORDANCE SURVEY IRELAND. LICENCE No. AR 0062217.

17/548

Rev.	Date	Description	By


Client
SEAMUS KIRK

Project
PERMISSION FOR DEVELOPMENT FOR FARM DEVELOPMENT TO EXISTING FARM AT RATHIDDY, KNOCKBRIDGE, DUNDALK

Title
SITE LOCATION MAP AND SITE PLAN

Scales
As Shown

Drawn By: Colm Holmes	Date July 2017
--------------------------	-------------------

 **Colm G. Holmes & Associates Ltd.**
 'Beama', Jenkinstown, Dundalk, Co. Louth.
 Tel: 042 9380557
 Fax: 042 9380557
 Mobile: 087 9793339
 colm@cgh.ie

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Drawing No. SK2 - 001.	Revision
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NOTE: All buildings to be constructed to current relevant Department of Agriculture Specification All Dimensions are in millimetres All Dimensions to be checked on site.

THIS DOCUMENT IS FOR PLANNING PURPOSES ONLY AND THEREFORE IS LIMITED IN ITS CAPACITY TO CONVEY THE TOTAL INFORMATION. ANY WORKS CARRIED OUT WHICH IS NOT COVERED HERE WILL BE THE RESPONSIBILITY OF THE PERSON CARRYING IT OUT AS THESE DRAWINGS ARE PREPARED AS PLANNING DRAWINGS ONLY. IT IS STRONGLY RECOMMENDED THAT BEFORE ANY WORK COMMENCES, THE COMPANY BE CONSULTED, IN ORDER THAT FULL WORKING DRAWINGS, DETAILS AND SPECIFICATIONS BE PREPARED.

ALL WORKS TO BE CARRIED OUT STRICTLY IN ACCORDANCE WITH CURRENT BUILDING REGULATIONS.

Louth County Council

Section 5 Declaration

Planning Ref:	2025/64
Applicant's Name:	Brendan Marry
Type of Application:	Section 5 Declaration
Question for Determination:	Is the reactivation and use of a building: a) treated in 1995 planning files (95271) as not housing livestock for planning exemptions b) submitted in 2010 (10146) and 2017 (17548) planning files as an 'Old Piggery (Disused)' c) not considered as an active piggery for granting my planning permission in 2019 for the housing of pigs and associated works, development and is it or is it not exempted development?
Site Location:	Rathiddy Road, Knockbridge, Co Louth, A91P8RC
Due Date:	17/09/2025
Report Date:	08/09/2025

1.0 SITE LOCATION & DESCRIPTION:

The subject site is located on the western side of the L-31671. The subject building is part of an existing farm complex, split into two portions by the local road. Agricultural land adjoins the site to the north and southeast, and an associated residential dwelling lies north of the subject agricultural shed.

2.0 Planning History

17548	Conditional	Permission for development that consists of the following: 1. Extension to existing hay storage shed, 2. Covering of existing silage pit and change of use to new
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		calf shed, 3. Roof over existing slatted tank and 4. New surface water tank and all associated site works.
10146	Conditional	Permission for development consisting of 1) extension to existing dairy, 2) extend existing silage pit & construct new walls to same, 3) extension to 2 no. existing cubicle sheds, 4) new overground slurry storage tanks, 5) extension to existing hay storage shed, 6) covering part of existing slurry tank & all associated site works
95271	Conditional	Silage pit

3.0 QUESTION FOR DETERMINATION:

The applicant has confirmed within Question 7 of the application form that the question for determination relates to the following;

'Is the reactivation and use of a building:

- a) *Treated in 1995 planning files (95271) as not housing livestock for planning exemptions*
- b) *submitted in 2010 (10146) and 2017 (17548) planning files as an 'old piggery disused'*
- c) *not considered as an active piggery for granting my planning permission in 2019 for the housing of pigs and associated works development and is it or is it not development?'*

The Planning Authority is considering this question as:

Whether the reinstatement of the use of an existing agricultural building for the housing of pigs is development and is or is not exempted development.

The applicant has submitted an application form, a site location map and site plan, planning history and a cover letter.

4.0 EIA Screening and Determination

Council Directive 85/337/EEC (as amended) on the assessment of the effects of certain public and private projects on the environment ('the EIA Directive') is designed to ensure that projects likely to have significant effects on the environment are subject to a comprehensive assessment of their environmental effects prior to development consent being given. The latest amendments to the EIA Directive are provided under Directive 2014/52/EU and Circular letter PL 1/2017.

Based on information provided and having considered the minor nature, size and location of the development, there is no real likelihood of significant effects on the environment and as such as EIAR is not required.

5.0 Appropriate Assessment

No screening report has been provided with this application. The site lies c.5.8km of the Dundalk Bay SPA and Dundalk Bay SAC. No hydrological links with any European sites have been identified on EPA maps. Therefore, having regard to nature and scale of the proposal, it is not considered that the development would be likely to have a significant effect individually or in combination with other plans or projects on a European site (Special Area of Conservation or Special Protected Area) and as such an Appropriate Assessment (Stage 2 AA) is not required.

6.0 LEGASLATIVE CONTEXT:

Article 6 of the Planning & Development Regulations 2001 (as amended) states the following:

Article 6. (1) Subject to Article 9, development of a class specified in column 1 of Part 1 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 1 opposite the mention of that class in the said column 1.

Schedule 2, Part 3 – Exempted Development Class 7 of the Planning and Development Regulations 2001 (as amended) states the following in relation to agricultural structures: Works consisting of the provision of a roofed structure for the housing of pigs, mink or poultry, having a gross floor space not exceeding 75sq.m (whether or not by extension of an existing structure), and any ancillary provision for effluent storage..

Column 2 Conditions and Limitations:

1. No such structure shall be used for any purpose other than the purpose of agriculture.
2. The gross floor space of such structure together with any other such structures situated within the same farmyard complex or within 100 metres of that complex shall not exceed 100 square metres gross floor space in aggregate.
3. Effluent storage facilities adequate to serve the structure having regard to its size, use and location shall be constructed in line with Department of Agriculture, Food and Rural Development and Department of the Environment and Local Government requirements and shall have regard to the need to avoid water pollution.

4. No such structure shall be situated, and no effluent from such structure shall be stored, within 10 metres of any public road.
5. No such structure within 100 metres of any public road shall exceed 8 metres in height.
6. No such structure shall be situated, and no effluent from such structure shall be stored, 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.
7. No unpainted metal sheeting shall be used for roofing or on the external finish of the structure.
8. Boundary fencing on any mink holding must be escape-proof for mink.

Restrictions on Exemption: Article 9. (1) Development to which article 6 relates shall not be exempted development for the purposes of the Act-

(a) if the carrying out of such development would-

(i) contravene a condition attached to a permission under the Act or be inconsistent with any use specified in a permission under the Act,

(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,

(viiC) consist of or comprise development which would be likely to have an adverse impact on an area designated as a natural heritage area by order made under section 18 of the Wildlife (Amendment) Act 2000.

Section 2 of the Planning and Development Act 2024 provides the following interpretations:

“Works” include and act or operation –

- (a) of construction, excavation, demolition, extension, alteration, repair or renewal (including in relation to a protected structure, a proposed protected structure or a structure situated in an architectural conservation area), on, in, over or under land or a maritime site.
- (b) consisting of the application of plaster, paint, wallpaper, tiles or other material to the surface of a protected structure or proposed protected structure or the removal of plaster, paint, wallpaper, tiles or other material from such surface, and
- (c) consisting of the application of plaster, paint, wallpaper, tiles or other material to the exterior of a structure situated in an architectural conservation area or the removal of plaster, paint, wallpaper, tiles or other material from such exterior.

“Development” means –

- (a) the carrying out of works –
 - (i) on, in, over or under land, or
 - (ii) the sea, seabed or any structure, in the maritime area,
- or
- (b) the making of a material change in the use of—
 - (i) land or any structure on land, or
 - (ii) the sea, seabed or any structure, in the maritime area,and includes the reclamation of land in the nearshore area.

“Structure” means

- (a) a building, edifice, construction, excavation, or other thing constructed or made on, in or under any land, or a maritime site, or any part thereof,
- (b) the land or maritime site on, in or under which such building, edifice, construction, excavation, other thing or part is situated.

Section 5 of the Planning and Development Act 2000 (as amended) states that:

- (1) If any question arises as to what, in any particular case, is or is not development or is or is not exempted development within the meaning of this Act, any person may, on payment of the prescribed fee, request in writing from the relevant planning authority a declaration on that question, and that person shall provide to the planning authority any information necessary to enable the authority to make its decision on the matter.
- (2) (a) Subject to *paragraph (b)*, a planning authority shall issue the declaration on the question that has arisen and the main reasons and considerations on which its decision is based to the person who made the request under *subsection (1)*, and, where appropriate, the owner and occupier of the land in question, within 4 weeks of the receipt of the request.
 - (b) A planning authority may require any person who made a request under *subsection (1)* to submit further information with regard to the request in order to enable the authority to issue the declaration on the question and, where further information is received under this paragraph, the planning authority shall issue the declaration within 3 weeks of the date of the receipt of the further information.
 - (c) A planning authority may also request persons in addition to those referred to in *paragraph (b)* to submit information in order to enable the authority to issue the declaration on the question.

Section 32 of the Planning and Development Act 2000 (as amended) states that:

Section 32 PDA 2000 sets out a general obligation to obtain planning permission in respect of any development of land, not being exempted development, and in the case

of development, which is unauthorised, for the retention of that unauthorised development.

Relevant Case Law

Dublin County Council v. Tallaght Block Co. Ltd.

This case determined that a use of land can be abandoned and that a change of use will occur when an abandoned use is recommenced. Hederman J in the Supreme Court stated: "Where a previous use of land has been not merely suspended for a temporary period and determined period, but has ceased for a considerable time, with no evidenced intention of resuming it at any particular time, the tribunal of fact was entitled to find that the previous use had been abandoned, so that the resumption constituted a material change of use."

An Bord Pleanála Decisions

ABP-311139-21 – the question for determination was whether the carrying out of repairs to an existing unoccupied piggery building, the re-opening of a pig farm and the works to the building were development and if so if the development was exempted development. In assessing the question of abandonment, ABP noted that on the basis of evidence submitted, the use of the lands for its established agricultural purposes remained, even though the use of the shed for the storage of pigs ceased for a period. It was held that no material change of use or development had occurred.

ABP-311365-21 – the question for determination was whether the current use of an agricultural shed for housing of pigs is or is not development and if so if the development was exempted development. In this case the proposed use was for the storage of pigs instead of cows, as approved. An overarching agricultural use was found, and therefore no material change of use was considered to have occurred, and as such no development had occurred.

ABP-317633-23 - the question for determination was whether the re-activation of the use of the existing entrance to a former residential dwelling is or is not development or is not exempted development. In their consideration of the abandonment of use, ABP stated that the test of abandonment referred to 'Environmental and Planning Law in Ireland' was relevant for this assessment. This test relates to an assessment of:

- The intention of the owner and/or occupier to abandon or not abandon,
- The period during which the use was discontinued, the longer the period the more likely the use is to be abandoned.
- Whether or not there have been any intervening issues,
- The physical condition of the land or structure.

In this instance, in light of the above test, ABP were satisfied on foot of objective evidence, that an abandonment of use had occurred and therefore it was development that was not exempt.

7.0 ASSESSMENT

Introduction

It should be stated at the outset that the purpose of this referral is not to determine the acceptability or otherwise of the use of the shed in question as a piggery in respect to the proper planning and sustainability of the area, but rather whether or not the matter in question constitutes development, and if so whether it falls within the scope of exempted development.

The shed subject of this referral is in existence. As highlighted in the cover letter submitted with this referral, the shed was indicated to be 'disused piggery' on the site layout plan submitted under planning reference 95/271 which pertained to an extension to another shed within the farm complex. No planning history is on file for the construction of the subject shed. No chronology has been set out by the referrer to indicate when subject shed was constructed, beyond the reference to the shed within the site layout plans submitted under planning references 95/271, 10/146 and 17/548. No information has been submitted to confirm whether the building was constructed in accordance with exemption provisions at the time. The size and scale of the existing structure have not been provided in any detailed drawings. Therefore, it cannot be categorically concluded whether the works undertaken to construct the shed were in compliance with the then exempt development regulations, nor can it be concluded that the construction of the existing shed was not in compliance with exempt development regulations, requiring planning permission.

Therefore, the focus of this referral response will relate to the question of abandonment and question of whether a material change of use has occurred in reinstating the use as a piggery. Which if proven constitute as development in accordance with Section 2(b) of the Planning and Development Act 2024.

From the documentation submitted it appears that the shed has been consistently referred to as a 'disused piggery' in planning references 95/271, 10/146 and 17/548. It would appear then that the shed *may not* have been in use as a piggery for a period of time, during the periods of submission of the above-named planning references. However, there is no information on record or provided within this application which shows that the shed was not used as piggery intermittently between these times. It is not considered that reference to a 'disused piggery' in a planning application necessarily means it the use has been abandoned by the owner, only that it was not in use as a piggery at that particular time.

Regard has been given to various case law verdicts and An Bord Pleanála decisions which are in agreement in terms of abandonment of use and the test for determining abandonment. Having regard to the limited information submitted as part of this application, the lack of planning history associated with the shed and a review of old

satellite photos, it is clear that this structure has not been dismantled, nor been left in disrepair, with the access and curtilage maintained to a reasonable standard. Therefore, there is no objective evidence of the owner's intention to abandon the use. Therefore no material change of use is deemed to have occurred and as such no development has taken place.

8.0 RECOMMENDATION:

Having regard to the foregoing, and to the provisions of the Planning and Development Act 2000 (as amended) and the Planning and Development Regulations 2001 (as amended), it is considered that the use of the shed has not been abandoned, and therefore no material change of use has occurred and as such no development under Section 2 of the Planning and Development Act 2024 has occurred.

WHEREAS a question as to whether the reinstatement of the use of an existing agricultural building for the housing of pigs is development and is or is not exempted development at Rathiddy Road, Knockbridge, Co Louth, A91 P8RC is exempted development.

AND WHEREAS the said question was referred to Louth County Council by Brendan Marry of Rathiddy Road, Knockbridge. Co.Louth A91 H57K

AND WHEREAS Louth County Council in considering this application, had regard reference particularly to:

- (a) The definition of "*development*" in Section 2 of the Planning & Development Act 2024 (as amended);
- (b) Articles 6, 9 and 10 of the Planning & Development Regulations 2001, (as amended);
- (c) The plans and particulars submitted to the Planning Authority and;
- (d) The planning history pertaining to the site.

AND WHEREAS Louth County Council has concluded that on the basis of the information submitted that:

- (i) The use of the shed has not been abandoned.
- (ii) The use of the shed for the storage of pigs is not a material change of use and is not considered to constitute development under Section 2, Planning and Development Act 2024.

NOW THEREFORE Louth County Council in exercise of the powers conferred on it by Section 5(2)(a) of the Planning and Development Act 2000 (as amended), hereby

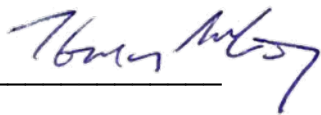
decides that the reinstatement of the use of an existing agricultural building for the housing of pigs is **not development**.



Niamh Boyle
Assistant Planner
Date: 09/09/2025



Turlough King
A/ Senior Planner
Date: 10/09/2025



Thomas McEvoy
Director of Service
Date: 12th September 2025

LOUTH COUNTY COUNCIL

CHIEF EXECUTIVE'S ORDER

PLANNING & DEVELOPMENT ACT 2000 (as amended)

Section 5 Exempted Development

Chief Executive's Order No:	726/2025
Reference No:	S5 2025/64
Date Application Received:	21/08/2025
Description of Development:	Whether the reinstatement of the use of an existing agricultural building for the housing of pigs is development and is or is not exempted development.
Name of Applicant:	Brendan Marry
Location of Development	Rathiddy Road, Knockbridge, Co. Louth, A91 P8RC

WHEREAS a question as to whether the reinstatement of the use of an existing agricultural building for the housing of pigs is development and is or is not exempted development at Rathiddy Road, Knockbridge, Co. Louth, A91 P8RC.

AND WHEREAS the said question was referred to Louth County Council by Brendan Marry of Rathiddy Road, Knockbridge. Co. Louth, A91 H57K

AND WHEREAS Louth County Council in considering this application, had regard reference particularly to:

- (a) The definition of "*development*" in Section 2 of the Planning & Development Act 2024 (as amended);
- (b) Articles 6, 9 and 10 of the Planning & Development Regulations 2001, (as amended);
- (c) The plans and particulars submitted to the Planning Authority and;
- (d) The planning history pertaining to the site.

AND WHEREAS Louth County Council has concluded that on the basis of the information submitted that:

- (i) The use of the shed has not been abandoned.
- (ii) The use of the shed for the storage of pigs is not a material change of use and is not considered to constitute development under Section 2, Planning and Development Act 2024.

NOW THEREFORE Louth County Council in exercise of the powers conferred on it by Section 5(2)(a) of the Planning and Development Act 2000 (as amended), hereby decides that the reinstatement of the use of an existing agricultural building for the housing of pigs is **not development**.



SIGNED: _____
Niamh Boyle
Assistant Planner

Dated: 10/09/2025

ORDER: In pursuance of the powers conferred upon the Council by the above Act, I concur with the above recommendation and I hereby direct that the reinstatement of the use of an existing agricultural building for the housing of pigs is **not development**.

Signed: _____
Thomas McEvoy
Director of Service

Date: 12/09/2025

To whom this function has been delegated in accordance with the provisions of Section 154 of the Local Government Act, 2001 by Order No. CE.S. 201/25 dated the 14th day of May 2025.



Comhairle Contae Lú
Louth County Council

Brendan Marry

By email only to: [REDACTED]

12th September 2025

Re: Ref. S5 2025/64

Application for Declaration of “Exempted Development” Part 1, Section 5 Planning & Development Act, 2000 (as amended) as to whether the reinstatement of the use of an existing agricultural building for the housing of pigs at Rathiddy Road, Knockbridge, Co. Louth, A91 P8RC is development and is or is not exempted development within the meaning of the Planning and Development Act, 2000 (as amended)

Dear Sir/Madam,

I wish to acknowledge receipt of your application received on 21st August 2025 in relation to the above. Having assessed all information and enclosures received with the application, the Planning Authority wishes to advise as follows: -

WHEREAS a question as to whether the reinstatement of the use of an existing agricultural building for the housing of pigs is development and is or is not exempted development at Rathiddy Road, Knockbridge, Co. Louth, A91 P8RC.

AND WHEREAS the said question was referred to Louth County Council by Brendan Marry of Rathiddy Road, Knockbridge. Co. Louth, A91 H57K

AND WHEREAS Louth County Council in considering this application, had regard reference particularly to:

- (a) The definition of “development” in Section 2 of the Planning & Development Act 2024 (as amended);
- (b) Articles 6, 9 and 10 of the Planning & Development Regulations 2001, (as amended);
- (c) The plans and particulars submitted to the Planning Authority and;
- (d) The planning history pertaining to the site.

Comhairle Contae Lú
Halla an Bhaile
Sráid Crowe
Dún Dealgan
Contae Lú
A91 W20C

Louth County Council
Town Hall
Crowe Street
Dundalk
County Louth
A91 W20C

T + 353 42 9335457
E info@louthcoco.ie
W www.louthcoco.ie

Cuirfear fáilte roimh chomhfhreagras Gaeilge - Correspondence in Irish is welcome
Féach foláirimh faoi Lú ón gComhairle ag www.mapalserter.ie/Louth
View Council alerts for Louth at www.mapalserter.ie/Louth

AND WHEREAS Louth County Council has concluded that on the basis of the information submitted that:

- (i) The use of the shed has not been abandoned.
- (ii) The use of the shed for the storage of pigs is not a material change of use and is not considered to constitute development under Section 2, Planning and Development Act 2024.

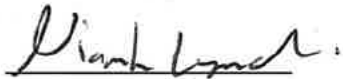
NOW THEREFORE Louth County Council in exercise of the powers conferred on it by Section 5(2)(a) of the Planning and Development Act 2000 (as amended), hereby decides that the reinstatement of the use of an existing agricultural building for the housing of pigs is **not development**.

In Summary

The reinstatement of the use of an existing agricultural building for the housing of pigs at Rathiddy Road, Knockbridge, Co. Louth, A91 P8RC is not development as detailed on the plans and particulars submitted on 21st August 2025.

This decision may be referred by you to An Coimisiún Pleanála for review within 4 weeks of the date of this letter subject to the payment of the appropriate fee.

Yours faithfully,



Niamh Lynch
Planning Section

cc: Mr. Seamus Kirk, [REDACTED]