



**CARLOW COUNTY COUNCIL**  
**Planning and Development 2000 Act, as amended**  
**Planning and Development Regulations 2001 (as amended)**

**APPLICATION FOR FURTHER EXTENSION OF DURATION OF PLANNING  
PERMISSION UNDER SECTION 42B OF THE PLANNING AND  
DEVELOPMENT ACT 2000 (AS AMENDED) HAVING REGARD TO COVID-19**

1. Name of applicant(s): \_\_\_\_\_  
**Address to be supplied at the end of this form Q.12**  
*(Note: When applicant is a Company, name of Company Directors and Registered Address of company should be given.)*  
\_\_\_\_\_
2. Name of Agent to whom Correspondence is to be sent: \_\_\_\_\_  
**Address to be supplied at the end of this form: Q.13**  
\_\_\_\_\_
3. The legal interest in the land of structure held by the applicant:  
Owner [ ]                      Lease [ ]                      Purchaser [ ]                      Other [ ]  
(if other please specify interest)  
\_\_\_\_\_
4. The development to which the permission relates: **(description of the nature and extent of development must be identical to the description applied for under the permission for which extension of duration is required).**  
\_\_\_\_\_  
\_\_\_\_\_
5.
  - (a) Ref. No. of Permission: \_\_\_\_\_
  - (b) Location Townland or postal address of land, structure, development: \_\_\_\_\_
  - (c) State whether Permission or Permission Consequent: \_\_\_\_\_
  - (d) Date Permission Granted:  
\_\_\_\_\_
  - (e) Date Permission will cease to have effect or will cease to have effect, as the case may be:  
\_\_\_\_\_
  - (f) Details of planning ref for Extension of Duration under Section 42 and/or Section 42A as appropriate  
\_\_\_\_\_

(g) Date of Expiry, in case of Extension of Duration Granted: \_\_\_\_\_

6. Particulars of substantial works carried out/or which will be carried out pursuant to the permission before the expiration of the appropriate period, or additional period by which the permission is sought to be further extended.

\_\_\_\_\_  
\_\_\_\_\_

(a) State date of commencement of the development to which the permission relates: \_\_\_\_\_

(b) Description of work carried out: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

(c) The circumstances beyond the control of the person carrying out the development due to which the development has not been completed.

\_\_\_\_\_  
\_\_\_\_\_

7. State date on which the development is expected to be completed:

\_\_\_\_\_

8. State additional period by which the permission is sought to be extended further:

\_\_\_\_\_

9. Where the development has not commenced confirmation that an Environmental Impact Assessment or Appropriate Assessment or both, if required, was or were carried out before the permission was granted:

\_\_\_\_\_  
\_\_\_\_\_

10. Statement setting out the reasons why the development cannot be reasonably completed within the appropriate period, as extended or further extended:

\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_

11. Fee €62.00 enclosed                      **Yes**    **No:**

I certify that the information given herein is correct and I hereby apply for an extension of the above planning permission pursuant to the Local Government (Planning & Development) Acts 2000 (as amended).

SIGNATURE OF APPLICANT: \_\_\_\_\_

DATE: \_\_\_\_\_

**Please read the attached notes before completing this form.**

**This application form and relevant fee should be submitted to:  
Carlow County Council  
Planning Department  
Athy Road  
Carlow**

**CONTACT DETAILS**

12. Applicant's Address

Applicant	
Address	
Telephone No.	
E-Mail	

13. Agent's (if any) Address

Agent	
Address	
Telephone No.	
E-Mail	

*Please advise where all correspondence in relation to this application is to be sent;*

Applicant [ ]      Agent [ ]

***FOR OFFICE USE***

Fee Recd. € \_\_\_\_\_

DATE STAMP:

Receipt No \_\_\_\_\_

Date \_\_\_\_\_

Received by \_\_\_\_\_

# ADVISORY NOTES

1. Planning and Development Regulations 2001, as amended by Planning and Development Amendment Act 2001(Commencement) No.2 Order 2021 which commences Section 7 of the Planning and Development Amendment Act 2021, provides for further extension of the appropriate period of a planning decision having regard to Covid 19 by an additional period of 2 years or until 31 December 2023 whichever first occurs. The following requirements apply as set out in Section 42(1B):-

- (a) The development has commenced
- (b) Substantial works have been carried out
- (c) Environmental Impact Assessment (EIA) is not required
- (d) Appropriate Assessment (AA) is not required.

2. In accordance with the Planning and Development Regulations 2001, as amended, the following requirements apply:-

- (a) An application to extend the Duration of a Permission for those which are not expired must be made within one year before expiry.

NOTE: Application for extension of duration can however be made for permissions which have expired between the dates of 8 January 2021 and 8 September 2021.

- (b) Where a proper and complete application is received, a decision must be conveyed to the applicant within eight (8) weeks except where additional necessary information is required per Art 44C of Planning and Development Regulation 2001, as amended.
- (c) The additional period for up to 2 years or until 31 December 2023 whichever first occurs relates to applications to further extend the appropriate period as extended or further extended under the provisions of Section 42(1B) of the Planning and Development Act 2000, as amended.

- **All queries on the application form must be fully completed**
- **The form must be accompanied by the relevant fee. THE AMOUNT OF THE FEE IS CURRENTLY €62.**
- **Please be advised that in order to assist the Planning Authority in assessing the application, this form should be accompanied by the following documentation:**
  - **A site location map to a scale of not less than 1:2500 in rural areas and 1:1000 in built up areas. This map should have the site outlined in red and show the north point.**
  - **A site layout map to a scale of not less than 1:500. This map should have the site outlined in red and show the north point.**
  - **Drawings of buildings or structures, highlighting the part of the development which is complete and the area which is not complete.**
  - **A copy of the commencement notice is also to be submitted.**
- **Environmental Information shall be submitted, where appropriate, considering:**
  - **Screening of Appropriate Assessment in accordance with Advisory Note below.**
  - **EIA Screening including information as required under Schedule 7 and 7A of the Planning and Development Regulations 2001 (as amended).**

N.B. These notes are intended for the guidance of applicants only and do not purport to be a legal interpretation of the various Acts and Regulations referred to.

This application form and relevant fee should be submitted to:

Planning Department,  
Carlow County Council,  
County Buildings,  
Athy Road,  
Carlow.

Enquiries:  
Telephone: (059) 9170398

## **SCREENING FOR APPROPRIATE ASSESSMENT: ADVISORY NOTE**

### **CARLOW COUNTY COUNCIL**

**AUGUST 2021**

The following represents what is expected to be contained in Appropriate Assessment Screening Reports which are submitted in support of planning applications. It represents our understanding of the current requirements, having regard to case law, national and EU legislation and national and EU guidance documents. However applicants should have regard, in the first instance, to legislation and guidance documents (national and European) when submitting reports. Applicants should also be familiar with relevant national and European case law, which has clarified aspects of existing legislation.

Screening for Appropriate Assessment should be submitted as a standalone document and should not rely on information contained in other technical reports.

Consultation on report requirements can only take place within the formal planning process, through the Planning Section in writing. It will not be possible to facilitate informal submission of queries or draft reports to the Environment Section for comment.

- Project details (as per planning application description)
- Project location

- Site map and location maps which show all watercourses in the vicinity of the proposal and links to the Natura 2000 site(s). Ecological links should be described where these are relevant.
- Identification of all Natura 2000 sites within 15km of the project boundary or otherwise within the Zone of Influence of the project
- Identification of the relevant Natura 2000 site(s) which may have a Source-Pathway-Receptor (SPR) pathway to the project site
- Ecological or hydrologic connectivity from the development site to the Natura 2000 site(s) (including distance along SPR pathways)
- Baseline ecological conditions where these are relevant to the Natura 2000 Qualifying Interests.
- Flood zone identification where the application site is within Flood Zone A or B.
- Water Framework 2018 Status and Third-cycle WFD Risk for connection waterbodies ([www.catchments.ie](http://www.catchments.ie))
- Identification of all Qualifying Interests for the identified Natura 2000 site(s) and check if any are within the Zone of Influence of the project as shown in Appendix A (example shown for Slaney River Valley SAC)
- List of Qualifying Interests which are within the Zone of Influence of the project. To include a table listing all such Qualifying Interests, all detailed Conservation Objectives for all QI's (NPWS, 2011 and 2019), Pressures and Threats (NPWS, 2019), key Environmental Conditions and potential impacts from the development. This should include site-specific information on the location of Qualifying Interests in the SAC relative to the application site (for example, where are Alluvial Forests located in the SAC, relative to the application site location). An example is shown in Appendix B.
- List of all project elements which have been examined for relevance to possible effects on the Natura 2000 site (alone or in combination) in the absence of mitigation (such as demolition, wastewater treatment, abstraction, earthworks etc.)
- List of potential changes to the Natura 2000 site arising from reduction in habitat area, disturbance to key species, habitat or species fragmentation, reduction in species density and changes in key indicators of conservation value

- **List of indicators of significance as a result of the identification of effects in terms of loss, fragmentation, disruption, disturbance changes to key elements of the site such as water quality**
- **Check is the project directly connected with or necessary to the management of the site.**
- **Check if there are other projects that, together with the project being assessed, could affect the site (in-combination effects)**
- **Confirmation that mitigation measures have not been considered in the assessment (check there is no implicit mitigation in other technical reports such as CEMP's)**
- **The conclusion should state that there will be no likely significant effects on the identified Natura 2000 site(s) (or that there will be likely significant effects, leading to Appropriate Assessment)**



## Appendix A: All Qualifying Interests

<b>Qualifying Interests (list all)</b>	<b>Location in the Natura 2000 site relative to Application Site</b>	<b>Potential for Impacts from the Development</b>	<b>Listed for Further Examination in Appendix B</b>
1029 Freshwater Pearl Mussel			
1095 Sea Lamprey			
1096 Brook Lamprey			
1099 River Lamprey			
1103 Twaité Shad	<p><i>Not present upstream of Clohamon Weir</i></p> <p><i>which is *** distant from the development and is outside the zone of influence</i></p>	None	No
1106 Atlantic Salmon			
1130 Estuaries			
1140 Mudflats and sandflats not covered by seawater at low tide			
1355 Otter			
1365 Harbour Seal			
3260 Water courses of plain to montane levels with the <i>Ranunculus fluitantis</i> and <i>Callitriche-Batrachion</i> vegetation			

91A0 Old sessile oak woods with <i>Ilex</i> and <i>Blechnum</i> in the British Isles			
91E0 * Alluvial forests with <i>Alnus glutinosa</i> and <i>Fraxinus excelsior</i>			

### Appendix B: Qualifying Interests within the Project Zone of Influence

<b>Conservation Objectives (NPWS, 2011) (note 1)</b>	<b>Threats and Pressures (NPWS, 2019) (note 2)</b>	<b>Key Environmental Conditions</b>	<b>Potential Impacts from the Development</b>
<b>1099 river lamprey</b>			
<ul style="list-style-type: none"> <li>Greater than 75% of main stem and major tributaries down to second order accessible from estuary</li> <li>At least three age/size groups present for brook/river lamprey</li> <li>Mean catchment juvenile density of brook/river lamprey of at least 2 per sq. metre.</li> <li>No decline in extent and distribution of spawning habitats</li> <li>More than 50% of sample sites positive for juvenile habitat availability</li> </ul>	<ul style="list-style-type: none"> <li>Hydropower (dams, weirs, run-off-the-river), including infrastructure</li> <li>Increases or changes in precipitation due to climate change</li> <li>Application of natural fertilisers on agricultural land</li> <li>Application of synthetic (mineral) fertilisers on agricultural land</li> <li>Drainage for use as agricultural land</li> <li>Shipping lanes, ferry lanes and anchorage infrastructure (e.g. canalisation, dredging)</li> <li>Temperature changes (e.g. rise of temperature &amp; extremes) due to climate change</li> <li>Droughts and decreases in precipitation due to climate change</li> </ul>		

**Notes:**

Department of Culture, Heritage and the Gaeltacht (2019) *The Status of EU Protected Habitats and Species in Ireland, Volumes 1-3 (note 2)*

Department of Arts, Heritage and the Gaeltacht (2011) *Conservation Objectives Series Slaney River Valley SAC 000781 (note 1)*

Department of Arts, Heritage and the Gaeltacht (2011) *Conservation Objectives Series River Barrow and River Nore SAC 002162 (note 1)*

Department of Culture, Heritage and the Gaeltacht (2019) *Conservation Objectives Series Blackstairs Mountains SAC 000770 (note 1)*