



**Comhairle Chontae Liatroma
Leitrim County Council**

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

Leitrim County Council Reference Number: ED- 26-24

WHEREAS a question has arisen as to whether the construction of a wall and a gate not more than 1 metre high, to replace a wooden fence between the front of the garden and the main road and for it to be moved 1.5 metres nearer to the edge of the road boundary at Killahurk, Carrigallen, Co. Leitrim, H12 E098, is or is not development and whether it is or is not exempted development;

AND WHEREAS the said question was referred to Leitrim County Council by Keith & Sinead Flanagan on the 1st of April 2026:

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

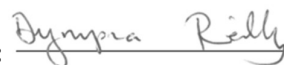
- (a) Sections 2(1), 3(1) and 4(1)(h) of the Planning and Development Act, 2000, as amended,
- (b) Articles 6(1) and 9(1) of the Planning and Development Regulations 2001, as amended,
- (c) Schedule 2, Part 1, Class 5 of the Planning and Development Regulations 2001 (as amended).
- (d) Site inspection undertaken by the Assistant Engineer on the 21 April 2026 and report from same, and
- (e) The documentation submitted as part of the referral;

AND WHEREAS Leitrim County Council has concluded that:

- (a) The construction of a wall and a gate not more than 0.8m high, to replace a wooden fence between the front of the garden and the public road at a position 3m from the road edge at Killahurk, Carrigallen, Co. Leitrim, H12 E098, is exempted development having regard to the provisions available within Class 5 of Part 1, Schedule 2 of the Planning and Development Regulations 2001 (as amended), conditions 8 and 10 of the grant of permission under P.02/515 and the submitted report from the Assistant Engineer following its inspection of the subject site on the 21st April 2026.

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

The proposed construction of a wall and a gate not more than 0.8m high, to replace a wooden fence between the front of the garden and the public road at a position 3m from the road edge at Killahurk, Carrigallen, Co. Leitrim, H12 E098, is development that **is exempted development**.

Signed: 
**Administrative Officer
Planning Department**

Dated this 24th April 2026