



**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- 26-25

WHEREAS a question has arisen as to whether lowering of a 3600mm section of kerbing and the associated adjustment on the internal slope to provide vehicular access to the rear of no. 5 Croi na Carriag, Keshcarrigan, Co. Leitrim, N41 CD73, 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 Stephen Leahy on the 7th of April 2026:

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

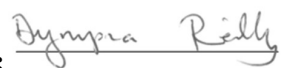
- (a) Sections 2(1), 3(1) and 4(1)(h) of the Planning and Development Act, 2000, as amended,
- (b) Articles 6(1) and 9(1) of the Planning and Development Regulations 2001, as amended,
- (c) Class 13 of Part 1, Schedule 2 of the Planning and Development Regulations 2001 (as amended) and
- (d) the documentation submitted as part of the referral;

AND WHEREAS Leitrim County Council has concluded that:

- (a) the permitted scheme under P.02-144 authorises the provision of onsite/off-street car parking to the rear of the subject premises,
- (b) the estate in question has not been taken in charge by the Local Authority thereby the receiving road to the rear of the subject premises is deemed to be a private road,
- (c) the proposed alterations to the existing kerb conforms with the condition and limitation associated with Class 13 of Part 1, Schedule 2 of the Planning and Development Regulations 2001, as amended,
- (d) the Planning Authority is satisfied that any exemption from requiring planning permission the proposed works may avail of is not restricted by any condition of the relevant grant of permission under P.02-144.

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 lowering of a 3600mm section of kerbing and the associated adjustment on the internal slope to provide vehicular access to the rear to no. 5 Croi na Carriag, Keshcarrigan, Co. Leitrim, N41 CD73, is development that **is exempted development**.

Signed: 
**Administrative Officer
Planning Department**

Advice Note

Section 5 – Stephen Leahy, 5 Croi na Carraig, Keshcarrigan, Co Leitrim

- While development is exempt for purposes of the Planning and Development Act 2000 (as amended) and the Planning and Development Regulations 2001 (amended), this does not confer a right to avail of this exemption as it is necessary to ensure all the legal entitlements to access this area are available to you.
- Having regard to the provisions of Condition 10 (e) of the grant of permission under P.02-144, you are advised that a kerb upstand of 25mm from the finished surface course, and not the current base course that is in situ, shall be provided at the entrance.