



## **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:**

Drogheda Boys/Girls Football Club

Phone Number:

E-Mail:

**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:**

Occupier and operator of the existing sports and recreational facility at Marley's Lane, Drogheda.

(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**

Drogheda Boys/Girls Football Club

Marley's Lane, Drogheda, Co. Louth

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

<https://irish.gridreferencefinder.com>

X (Easting) : 307322 Y (Northing) : 274733

**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 proposed installation of approximately 390 linear metres of perimeter palisade fencing, including associated pedestrian access gates and ancillary site works, at the existing Drogheda Boys/Girls Football Club sports facility at Marley's Lane, Drogheda, Co. Louth, development and, if so, is it or is it not exempted development under the Planning and Development Act 2000 (as amended)?

**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?

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**I certify that the aforementioned is correct.**

**Signature of Applicant:**  **Date** 04.06.2026

**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](mailto:planninggroup@louthcoco.ie) with contact details to arrange payment of fee.**

## DESIGN STATEMENT

Proposed Perimeter Palisade Boundary Fence  
& associated pedestrian access gates.

Existing Sports Field Facility, Marleys Lane, Drogheda, Co. Louth

**Date:** 4th June 2026

**Prepared For:** Drogheda Boys & Girls Football Club.

**Site Address:** Drogheda Boys & Girls Football Club, Marleys Lane, Drogheda,  
Co. Louth

### 1. Proposed Development

This Design Statement relates to the proposed installation of a **new perimeter palisade boundary fence & associated pedestrian access gates** at the existing sports field facility located at **Marleys Lane, Drogheda, Co. Louth**.

The proposed development comprises:

- Installation of approximately **390 linear metres** of **perimeter palisade fencing including pedestrian access gates**;

- Re-construction and additional securing of the existing boundary enclosure associated with the **existing sports and recreational facility**;
- Ancillary ground fixing, support posts and associated minor site works necessary for installation.

Drogheda Boys & Girls FC are upgrading their existing sports facilities as part of their long term club development plan.

The current phase includes installation of temporary changing and toilet facilities (planning permission 2560594; date 26/01/2026).

As part of this initial phase, the club are seeking to attend to fencing works involving repairs and maintenance as well as the addition of lengths of new perimeter palisade fencing and associated access gates to the Northern and Western boundaries of the sports grounds as well as to infill areas at existing fencing locations.

These have been outlined on the accompanying Proposed Site Plan.

The additional fencing works are being carried out in order to properly secure the facility and also to ensure proper access and security are enacted and maintained for the new player and public facilities.

The new fencing will consist of proprietary welded palisade fencing supported on concrete bases and secured panel to panel. Further details are as per the accompanying detail sample drawing.

## 2. Planning Context

The site in question is an established use being an existing sports and recreational facility.

The site address is zoned as **H1 Open Space** under the Louth County Development Plan 2021-2027.

In addition:

- The fencing forms part of an **existing authorised sports facility**;
- The proposal does not materially interfere with road visibility splays, public safety, or vehicular access arrangements;
- No planning condition, protected structure designation, Architectural Conservation Area designation, or other statutory restriction applies.

**Signed:**

A handwritten signature in black ink, appearing to read 'Adrian Lambe', written in a cursive style.

Adrian Lambe, B.Arch; FRIAI

DOUGLAS WALLACE CONSULTANTS LIMITED



**Drogheda Boys/Girls Football Club**

Marley's Lane  
Drogheda  
Co. Louth

04.06.2026

Planning Department  
Louth County Council  
Town Hall  
Crowe Street  
Dundalk  
Co. Louth  
A91 W20C

**Re: Section 5 Declaration Request – Proposed Perimeter Fencing Works at Drogheda Boys/Girls FC, Marley's Lane, Drogheda, Co. Louth**

Dear Sir/Madam,

Please find enclosed a completed Section 5 Declaration Application seeking a determination as to whether the proposed installation of perimeter palisade fencing, associated pedestrian access gates and ancillary site works at the existing Drogheda Boys/Girls FC sports facility at Marley's Lane, Drogheda, Co. Louth, constitutes exempted development under the Planning and Development Act 2000 (as amended).

The proposed works form part of the club's ongoing facilities development programme and are intended to improve the security, management and long-term sustainability of the existing sports grounds, including the recently approved modular changing room and toilet facilities.

The club is currently progressing a LEADER funding application in support of these facility improvements. As part of the application requirements, the club is seeking certainty



regarding the planning status of the proposed fencing works and is therefore requesting a declaration under Section 5 of the Planning and Development Act 2000 (as amended).

The following documents are enclosed in support of this application:

- Completed Section 5 Application Form;
- Site Location Map;
- Proposed Site Layout Plan;
- Fence Details / Elevations;
- Design Statement prepared by Douglas Wallace Consultants;
- Application Fee (€80) (will be paid over the phone)

Should any further information or clarification be required, please do not hesitate to contact the undersigned.

Yours faithfully,

**Mark Gallagher**

Hon. Secretary

Drogheda Boys/Girls FC

Email: [REDACTED]

Telephone: [REDACTED]

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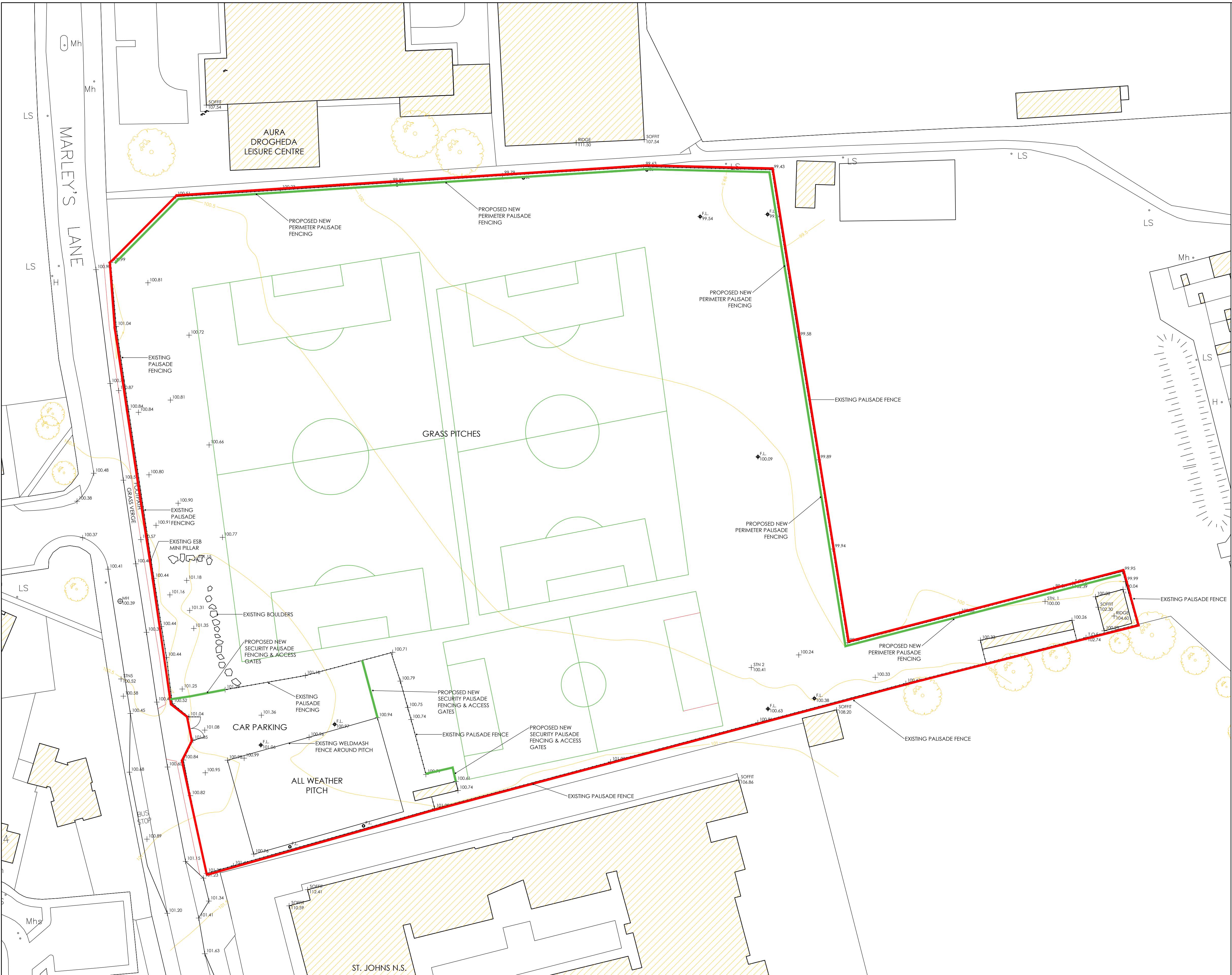
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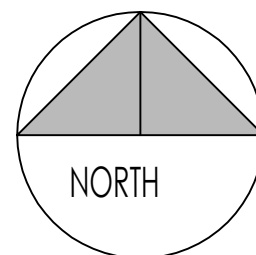
T: +353 1 478 7500 ; F: +353 1 478 7590  
E: [info@douglaswallace.com](mailto:info@douglaswallace.com) ; W: [www.douglaswallace.com](http://www.douglaswallace.com)

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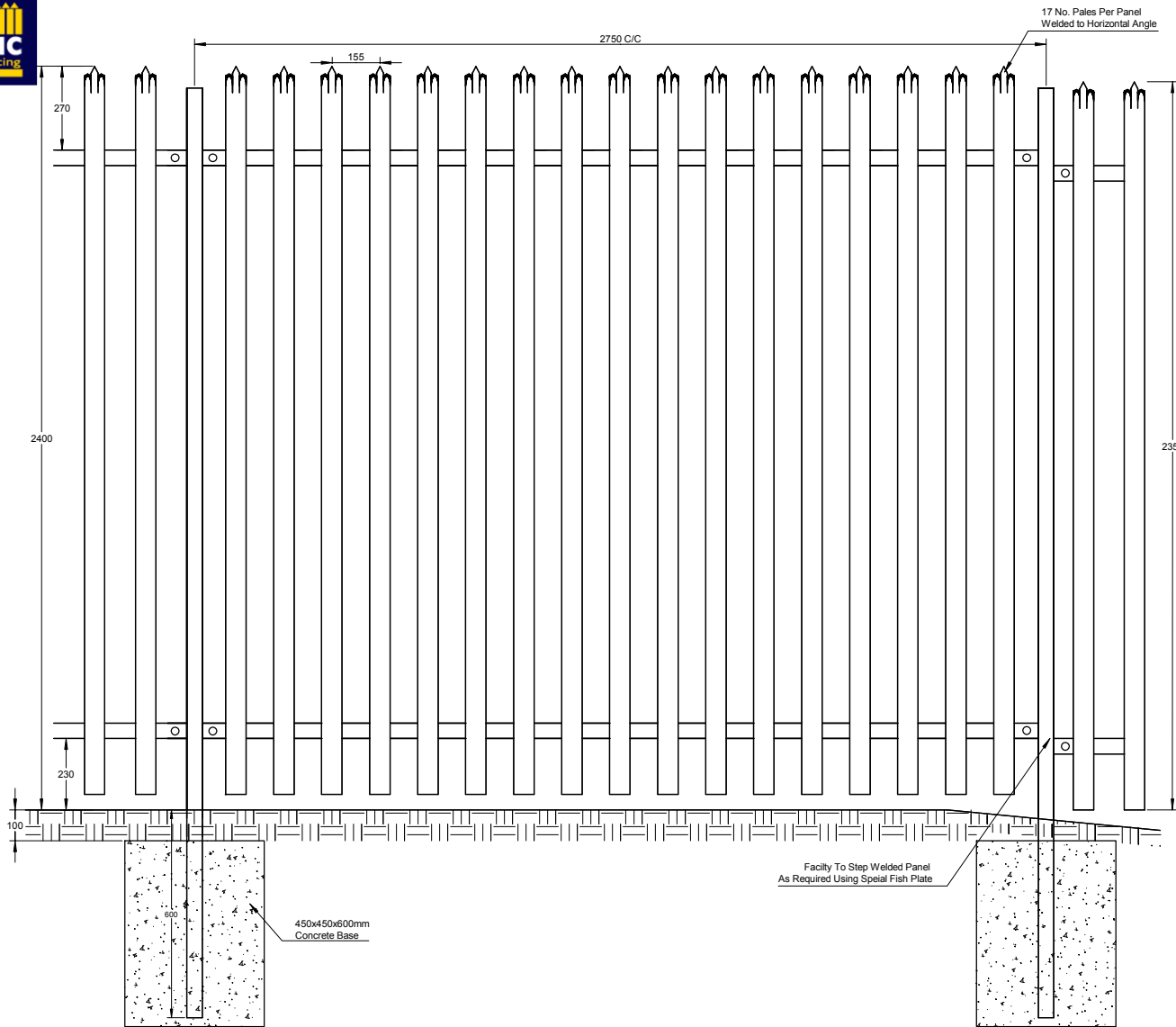


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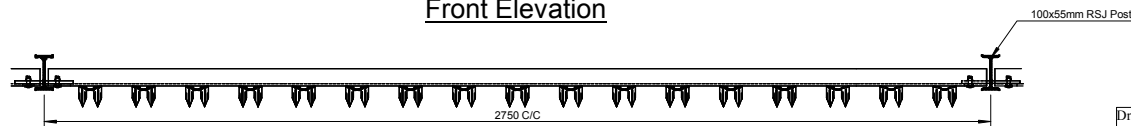
GREEN LINE INDICATES  
PROPOSED NEW FENCING  
= APPROX 390 LINEAR  
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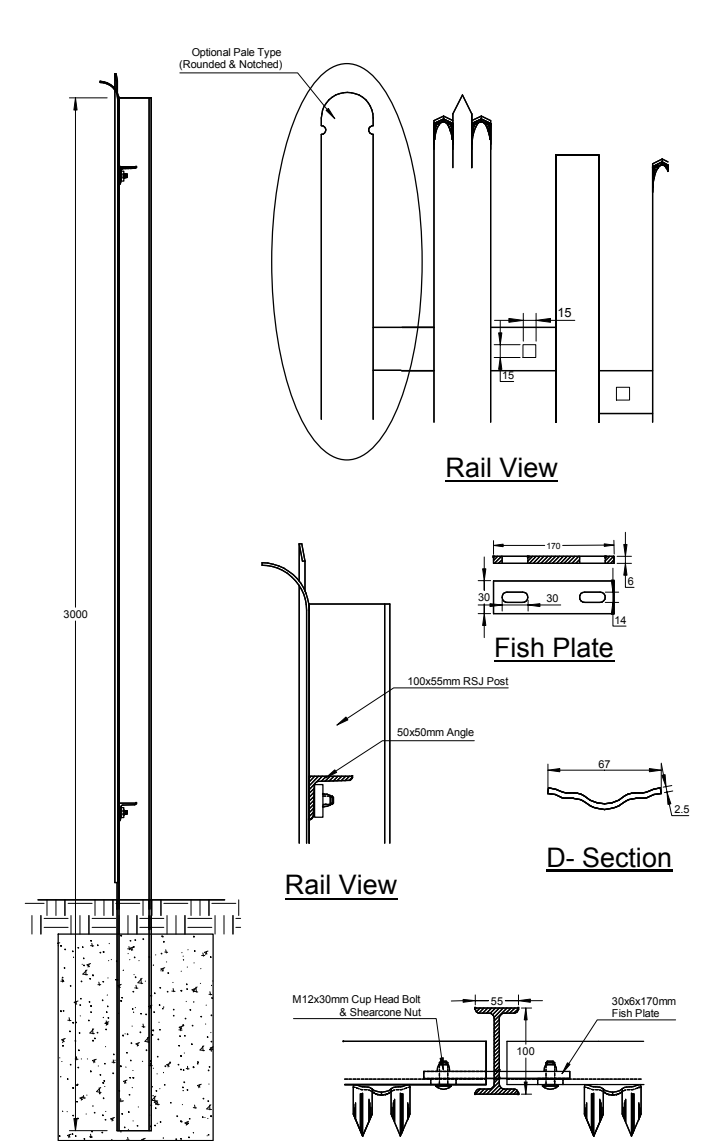
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Front Elevation



Plan



End Elevation

Panel To Post

**IMPORTANT: NOTE SAMPLE DRAWING ONLY.  
ACTUAL DIMENSIONS MAY CHANGE. DO NOT SCALE.**

Drawing Title:  
2.4m High JNC Welded Palisade (2.5mm Pale)

Project/Client:  
Sample Drawing - For Information Only

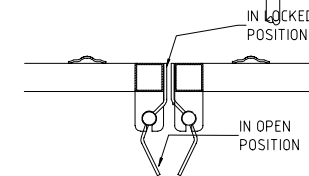
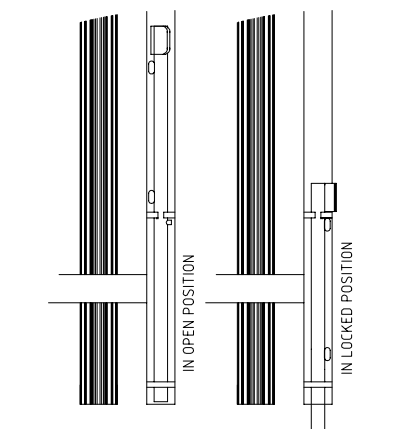
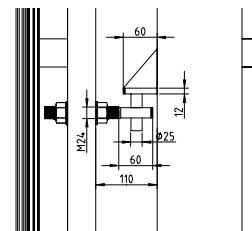
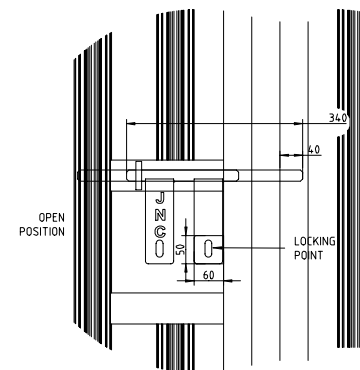
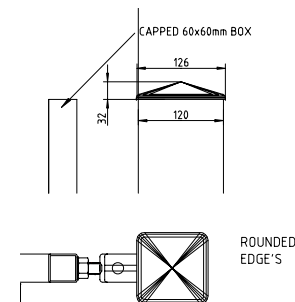
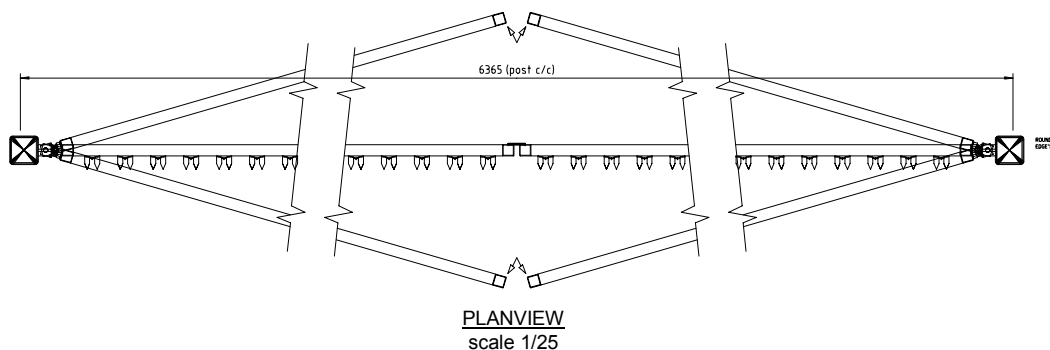
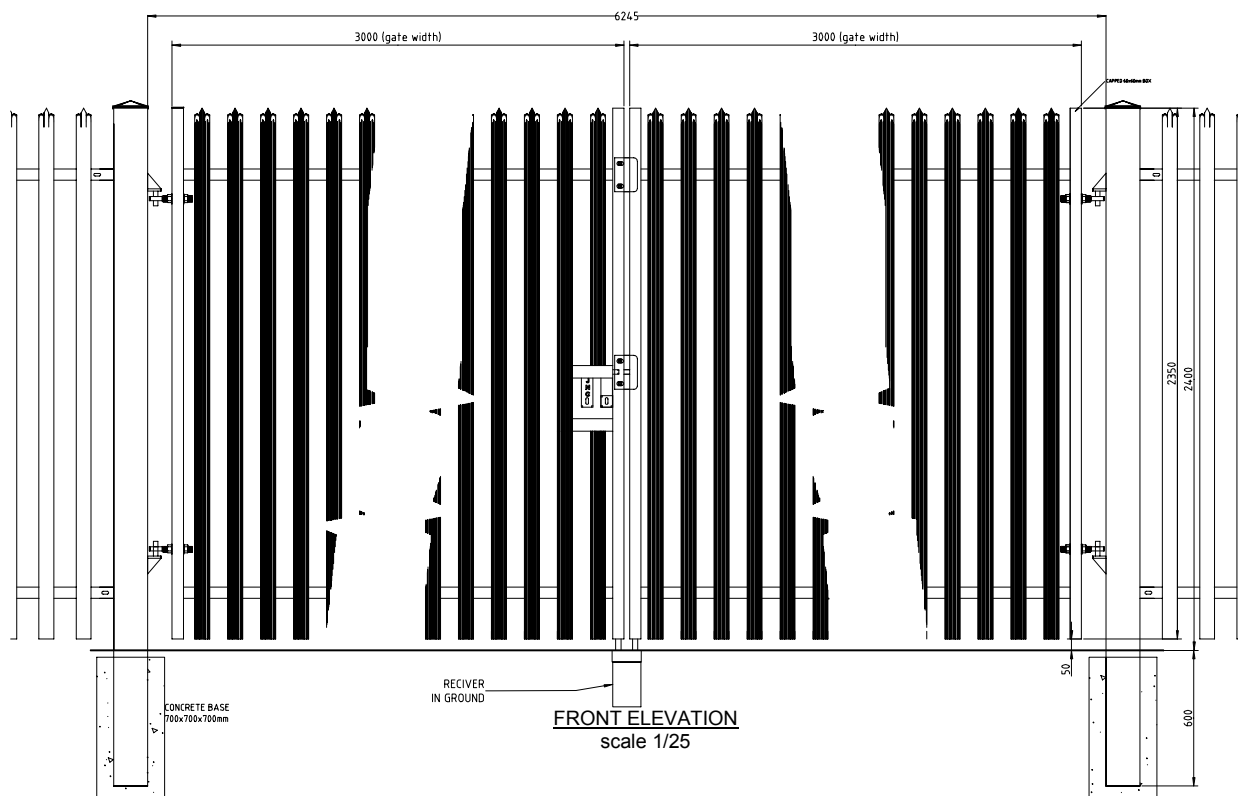
Drawing/Doc. No:  
Sample Drawing - For Information Only

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| Date:<br>October 2017 | By:<br>JD | Sheet Size:<br>A3 | Approved:<br>JNC |
|-----------------------|-----------|-------------------|------------------|



**J.N. Cummins & Co. LTD**  
**Industrial Fencing Contractors**  
**Supply / Supply and Install**

Mayfield, Cashel, Co. Tipperary  
Tel: +353 (0) 62 62214 Fax: +353 (0) 62 62947  
Email: [info@jncfence.com](mailto:info@jncfence.com)  
[www.jncfence.com](http://www.jncfence.com)

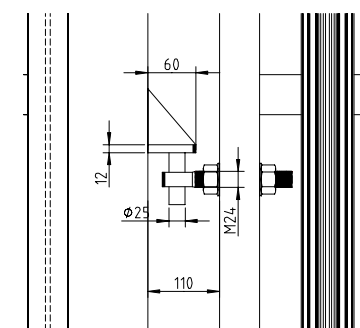
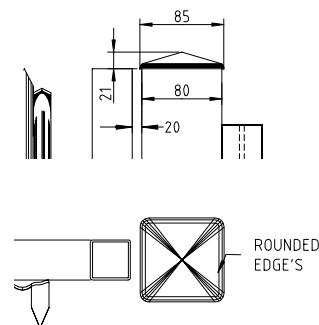
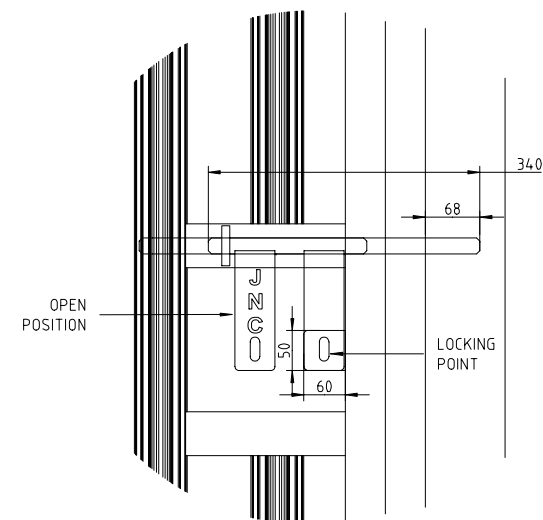
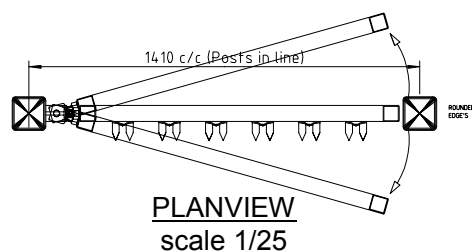
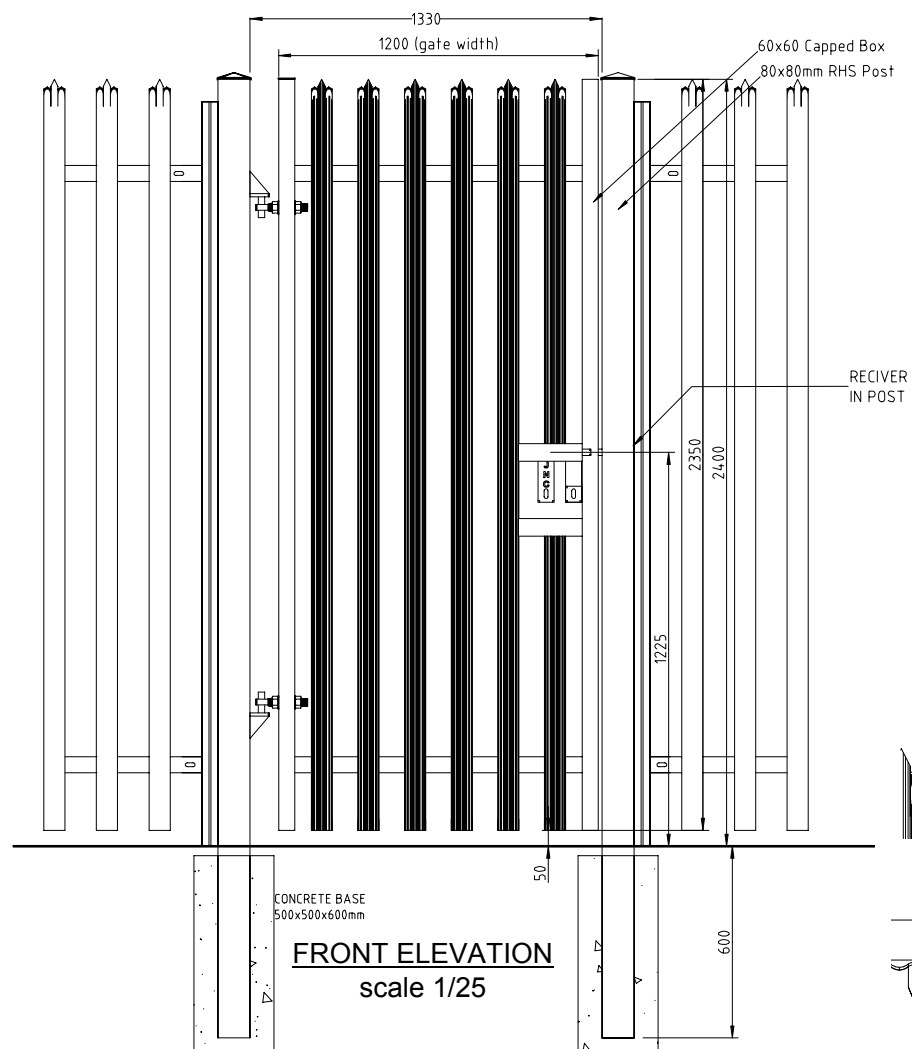


**NOTE.** OPTIONAL PALE TYPE'S AVAILABLE. See fencing Drawing's Detail's

|                                                                         |                |                  |
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| Drawing Title: Typical JNC Pal Gate H2.4: W6.0M<br>FOR INFORMATION ONLY |                |                  |
| Project/Client:                                                         | SAMPLE DRAWING |                  |
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| Date: 07/07/16                                                          | By: JD         | App: JNC FENCING |

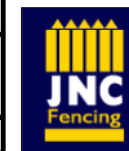


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e-Mail info@jncfence.com  
www.jncfence.com



**NOTE.** OPTIONAL PALE TYPE'S AVAILABLE. See *fencing Drawing's Detail's*

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|----------------------------------------------------------------------------|----------------|------------------|
| Drawing Title: Typical JNC Pal Gate H' 2.4 : W1.2M<br>FOR INFORMATION ONLY |                |                  |
| Project/<br>Client:                                                        | SAMPLE DRAWING |                  |
| Drawing/Doc.No:                                                            | Ref. No. -PG11 |                  |
| Date: 07/07/16                                                             | By: JD         | App: JNC FENCING |



**J.N.CUMMINS & Co.LTD**  
Industrial Fencing Contractors  
Supply / Supply and Erection

Mayfield, Cashel, Co Tipperary  
Tel: 00353 62 62214 Fax: 00353 62 62947  
e-Mail [info@jncfence.com](mailto:info@jncfence.com)  
[www.jncfence.com](http://www.jncfence.com)

**Louth County Council**  
**Section 5 Declaration**

**Planning Ref:** S5 2026/43

**Applicant's Name:** Drogheda Boys/Girls FC

**Type of Application:** Section 5 Declaration

**Question:** Is the proposed installation of approximately 390 linear metres of perimeter palisade fencing, including associated pedestrian access gates and ancillary site works, at the existing Drogheda Boys/Girls Football Club sports facility at Marley's Lane, Drogheda, Co. Louth, development and, if so, is it or is it not exempted development under the Planning and Development Act 2000 (as amended)?

**Site Location:** Marleys Lane, Drogheda, Co Louth

**Due Date:** 02/07/2026

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**1. Site Location and Description**

A declaration has been sought in relation to the erection of security fencing.



Figure 1: Shows the site location.

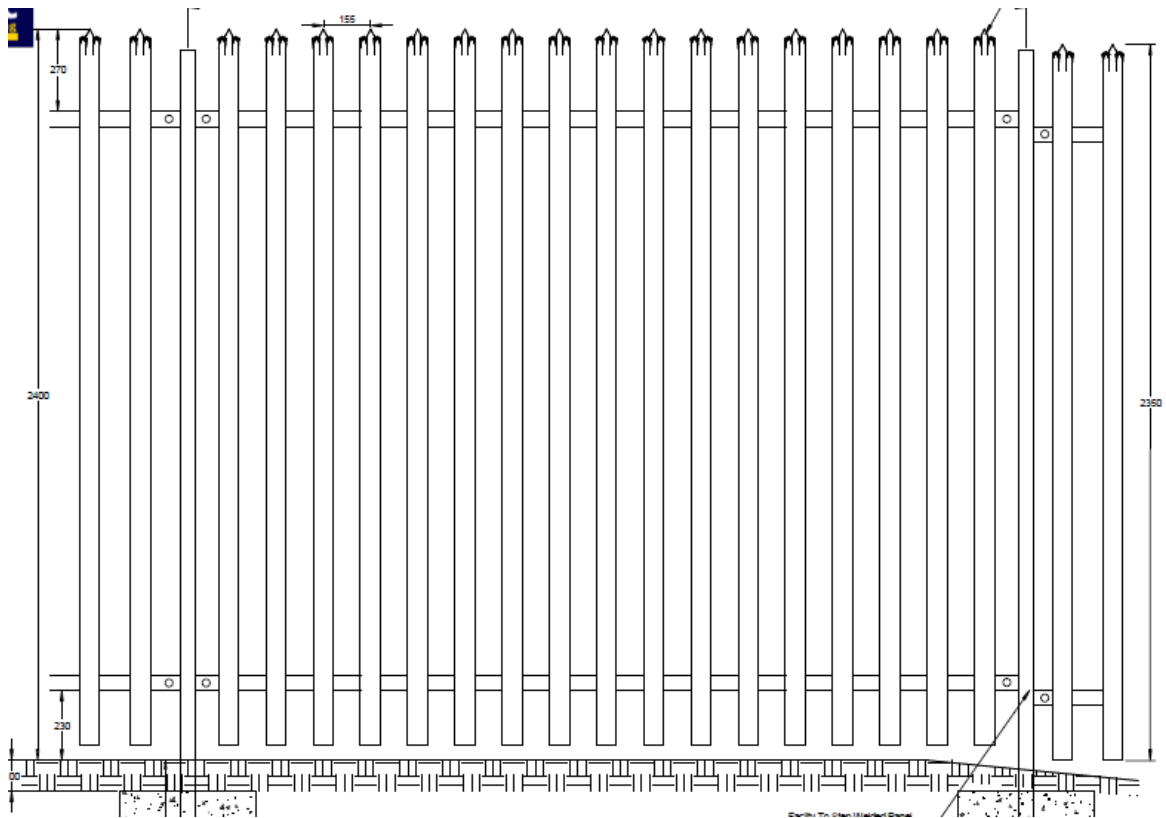


Figure 2: shows a proposed elevation

## 2. Planning History

| File    | Applicant                             | Address                                                               | Decision Date | Description                                                                                                                                                                                                                                                         | Decision    |
|---------|---------------------------------------|-----------------------------------------------------------------------|---------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------|
| 2560594 | Drogheda Boys and Girls Football Club | Drogheda Boys and Girls Football Club Marley's Lane Drogheda A92 TW98 | 17/12/2025    | Retention and Permission: Retention of 4 no. containers for storage of equipment and permission will consist of the provision of two no. single storey portacabin buildings for use as toilets, changing rooms and office and all associated site development works | Conditional |
| 19702   | Drogheda Boys Football Club           | Marley's Lane Drogheda                                                | 17/01/2020    | Permission for a new single storey clubhouse with 30 no. car parking spaces and all associated site works.                                                                                                                                                          | Conditional |
| 8510107 | Drogheda Boys Football Club           | Marley's Lane Drogheda                                                | 04/11/2008    | Construct CLUBHOUSE, car park, high security fence & associated site works.                                                                                                                                                                                         | Conditional |
| 3510141 | Drogheda Boys F.C.                    | Marley's Lane Drogheda                                                | 03/11/2003    | Permission for construction of an all weather football pitch.                                                                                                                                                                                                       | Conditional |

## 3. Declaration Sought

**Whether the following is or is not development and whether it is or is not exempted development:**

Is the proposed installation of approx 390 linear metres of perimeter palisade fencing, including associated pedestrian access gates and ancillary site works, at the existing Drogheda Boys/Girls Football Club facility at Marleys Lane, Drogheda, Co Louth,

development and, if so, is it or is it not exempted development under the planning and development act 2000 (as amended)?

#### **4. Legislative Context**

##### **Planning and Development Act, 2024**

Sections 1-5 of the Planning Act of 2024 commenced in December 2024.

**Section 2** states that:

In accordance with Section 2 of the Planning & Development Act, 2024 “*Development*” means the carrying out of any works on, in, over or under land or on, in, over or under the maritime area, or the making of any material change in the use of any structures or other land, or the sea, seabed or any structure in the maritime area.

“*Exempted development*” means (a) development of a class prescribed under *section 9*, or

(b) development that is exempted development by virtue of *section 152*;

“*structure*” means 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, or (b) the land or maritime site on, in or under which such building, edifice, construction, excavation, other thing or part is situated

“*Unauthorised development*” means, in relation to land or a maritime site—

(a) unauthorised works (including the construction, erection or assembly of an unauthorised structure), or

(b) an unauthorised use;

“*Unauthorised works*” means

“*Unauthorised use*” means, in relation to land or a maritime site, a use that is a material change in use of the land or maritime site, other than—

(a) exempted development, or

(b) development carried out in accordance with—

(i) a permission granted under Part IV of the Act of 1963 or deemed to be so granted under section 92 of that Act,

(ii) a permission granted under section 34, 37G, 37N or 293 of the Act of 2000,

(iii) a permission granted under section 9 of the Planning and Development (Housing) and Residential Tenancies Act 2016, or

(iv) a permission granted under *Part 4*,

(c) *Chapter 6* State authority development within the meaning of *Part 4*,

(d) development required by—

- (i) a notice under *section 339*,
  - (ii) an order under *section 341*,
  - (iii) an enforcement notice under *section 350*, or
  - (iv) a planning injunction under *section 351*,
- or

(e) development carried out in accordance with—

- (i) a licence under *section 13*, or
- (ii) a licence under *section 254* of the Act of 2000;

“*unauthorised works*” means any works on, in, over or under land or a maritime site, other than—

(a) exempted development,

(b) development carried out in accordance with—

- (i) a permission granted under Part IV of the Act of 1963 or deemed to be so granted under *section 92* of that Act,
- (ii) a permission granted under *section 34*, *37G*, *37N* or *293* of the Act of 2000,
- (iii) a permission granted under *section 9* of the Planning and Development (Housing) and Residential Tenancies Act 2016, or
- (iv) a permission granted under *Part 4*,

(c) *Chapter 6* State authority development within the meaning of *Part 4*,

(d) development required by—

- (i) a notice under *section 339*,
- (ii) an order under *section 341*,
- (iii) an enforcement notice under *section 350*, or
- (iv) a planning injunction under *section 351*,

or

(e) development carried out in accordance with—

- (i) a licence under *section 13*, or
- (ii) a licence under *section 254* of the Act of 2000;

“*Works*” includes an 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.

### **Planning and Development Act 2000 (As amended)**

**Section 5** 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** 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.

**Section 177U(9)** states that

“In deciding upon a declaration for the purposes of Section 5 of this Act a planning authority or the Board, as the case maybe, shall where appropriate, conduct a screening for appropriate assessment in accordance with the provisions of this Section.”

### **Planning and Development Regulations (2001) (as amended)**

**Article 6 of the Planning & Development Regulations (PDR) 2001 (as amended)**

*Article 6 of the Planning & Development Regulations, 2001 (as amended) provides (subject to the restrictions in article 9 PDR 2001) for the classes of exempted development under column 1 of Parts 1, 2 and 3 of Schedule 2, subject, where applicable, to the conditions and limitations imposed upon such classes as set out in column 2.*

### **Article 9 of the Planning & Development Regulations (PDR) 2001 (as amended)**

*Article 9(1) of the Planning & Development Regulations, 2001 (as amended) provides restrictions on exemptions as follows:*

*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,*

*(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,*

*(iii) endanger public safety by reason of traffic hazard or obstruction of road users,*

*(iiia) endanger public safety by reason of hazardous glint and/or glare for the operation of airports, aerodromes, or aircraft,*

*(iv) except in the case of a porch to which class 7 specified in column 1 of Part 1 of Schedule 2 applies and which 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, comprise the construction, erection, extension or renewal of a building on any street so as to bring forward the building, or any part of the building, beyond the front wall of the building on either side thereof or beyond a line determined as the building line in a development plan for the area or, pending the variation of a development plan or the making of a new development plan, in the draft variation of the development plan or the draft development plan,*

*(v) consist of or comprise the carrying out under a public road of works other than a connection to a wired broadcast relay service, sewer, water main, gas main or electricity supply line or cable, or any works to which class 25, 26 or 31 (a) specified in column 1 of Part 1 of Schedule 2 applies,*

*(vi) interfere with the character of a landscape, or a view or prospect of special amenity value or special interest, the preservation of which is an objective of a development plan for the area in which the development is proposed or, pending the variation of a development plan or the making of a new development plan, in the draft variation of the development plan or the draft development plan,*

*(vii) consist of or comprise the excavation, alteration or demolition (other than peat extraction) of places, caves, sites, features or 13 other objects of archaeological, geological, historical, scientific or ecological interest, the preservation of which is an*

*objective of a development plan or local area plan for the area in which the development is proposed or, pending the variation of a development plan or the making of a new development plan, in the draft variation of the development plan local area plan or the draft development plan or draft local area plan.*

*(viiA) consist of or comprise the excavation, alteration or demolition of any archaeological monument included in the Record of Monuments, pursuant to section 12(1) of the National Monuments (Amendment) Act 1994, save that this provision shall not apply to any excavation or any works, pursuant to and in accordance with a consent granted under Section 14 or a licence granted under section 26 of the National Monuments Act, 1930 (No. 2 of 1930), as amended,*

*(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 which 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.*

*(viii) consist of or comprise the extension, alteration, repair or renewal of an unauthorised structure or a structure the use of which is an unauthorised use,*

*(ix) consist of the demolition or such alteration of a building or other structure as would preclude or restrict the continuance of an existing use of a building or other structure where it is an objective of the planning authority to ensure that the building or other structure would remain available for such use and such objective has been specified in a development plan for the area or, pending the variation of a development plan or the making of a new development plan, in the draft variation of the development plan or the draft development plan,*

*(x) consist of the fencing or enclosure of any land habitually open to or used by the public during the 10 years preceding such fencing or enclosure for recreational purposes or as a means of access to any seashore, mountain, lakeshore, riverbank or other place of natural beauty or recreational utility,*

*(xi) obstruct any public right of way,*

*(xii) further to the provisions of section 82 of the Act, consist of or comprise the carrying out of works to the exterior of a structure, where the structure concerned is located within an architectural conservation area or an area specified as an architectural conservation area in a development plan for the area or, pending the variation of a development plan or the making of a new development plan, in the draft variation of the development plan or the draft development plan and the development would materially affect the character of the area.*

**Schedule 2 Part 1 Class 11** states that:

*The construction, erection, lowering, repair or replacement, other than within or bounding the curtilage of a house, of – (a) any fence (not being a hoarding or sheet metal fence),*

#### Conditions and Limitations

*1. The height of any new structure shall not exceed 1.2 metres or the height of the structure being replaced, whichever is the greater, and in any event shall not exceed 2 metres.*

*2. Every wall, other than a dry or natural stone wall, constructed or erected bounding a road shall be capped and the face of any wall of concrete or concrete blocks (other than blocks of a decorative finish) which will be visible from any road, path or public area, including a public open space, shall be rendered or plastered.*

## 6. Assessment

### ***Does the proposal constitute development?***

Regard has been given to the definition of development in the Planning and Development Act 2024 as being “*the carrying out of works on, in, over or under lands or the making of any material change in the use of any structures or other land.*”

**Works** “*includes an 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.”*

The works are deemed to comprise of construction of a fence, therefore constituting **development**.

### ***Does the proposal constitute exempted development?***

Schedule 2 Part 1 Class 11 states that:

*The construction, erection, lowering, repair or replacement, other than within or bounding the curtilage of a house, of – (a) any fence (not being a hoarding or sheet metal fence),*

*1. The height of any new structure shall not exceed 1.2 metres or the height of the structure being replaced, whichever is the greater, and in any event shall not exceed 2 metres.*

*2. Every wall, other than a dry or natural stone wall, constructed or erected bounding a road shall be capped and the face of any wall of concrete or concrete blocks (other than blocks of a decorative finish) which will be visible from any road, path or public area, including a public open space, shall be rendered or plastered.*

## **Assessment**

Having regard to the Conditions and Limitations of Class 11 and the proposed height of the fence is 2.4m, the fencing is not considered to satisfy the provisions of Class 11, and is therefore not considered exempt.

### **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 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.

### **Appropriate Assessment**

Having regard to the nature and scale of the proposed development and the nature of the receiving environment, no appropriate assessment issues arise and it is not considered that the proposed 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.

## **7. Conclusion**

It can be concluded, given the foregoing, and having regard to the relevant provisions of the Planning and Development Act, 2024, Planning and Development Act, 2000, (as amended), and the Planning and Development Regulations, 2001 (as amended) that the proposed works are considered to be development that is not exempted development.

**WHEREAS** a question to whether:

*Is the proposed installation of approx 390 linear metres of perimeter palisade fencing, including associated pedestrian access gates and ancillary site works, at the existing Drogheda Boys/Girls Football Club facility at Marleys Lane, Drogheda, Co Louth, development and, if so, is it or is it not exempted development under the planning and development act 2000 (as amended)*

**AND WHEREAS** the said question was referred to Louth County Council Douglas Wallace Consultants Ltd on behalf of Drogheda Boys/Girls FC Limited

**AND WHEREAS** Louth County Council in considering this reference, had regard reference particularly to –

- a) The definition of “development”, in Section 2 of the Planning and Development Act 2024
- b) Plans and particulars forwarded to the Planning Authority by Douglas Wallace Consultants Ltd on received on 05/06/2026.
- c) Schedule 2 Class 11 of the Planning and Development Regulations 2001, as amended
- d) An inspection of the subject site and subject fencing.

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

- (a) *‘the proposed installation of approx 390 linear metres of perimeter palisade fencing, including associated pedestrian access gates and ancillary site works, at the existing Drogheda Boys/Girls Football Club facility at Marleys Lane, Drogheda, Co Louth, development and, if so, is it or is it not exempted’* is considered to constitute development under Section 2, Planning and Development Act 2024 (as amended);
- (b) Having specific regard to Schedule 2 Class 11 of the Planning and Development Regulations of 2001 as amended, the subject fencing does not meet the limitations set out in respect of this class.

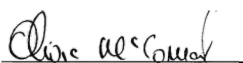
**NOW THEREFORE** Louth County Council in exercise of the powers conferred on it by Section 5(2)(a) of the Planning and Development Act 2000 (as amended), hereby decides that ‘the proposed installation of approx 390 linear metres of perimeter palisade fencing, including associated pedestrian access gates and ancillary site works, at the existing Drogheda Boys/Girls Football Club facility at Marleys Lane, Drogheda, Co Louth, development and, if so, is it or is it not exempted’ on lands at Marleys Lane, Drogheda, Co Louth, Co Louth **constitutes development** that is **not** exempted development.



Eamonn McArdle  
Executive Planner  
Date: 22<sup>nd</sup> June 2026



Turlough King  
A/Senior Planner  
Date: 22/06/2026



Olivia McCormack  
A/ Director of Service  
Date: 26/06/2026

**LOUTH COUNTY COUNCIL**

**CHIEF EXECUTIVE'S ORDER**

**PLANNING & DEVELOPMENT ACT 2000 ( as amended)**

**Section 5 Exempted Development**

|                                    |                                                                                                                                                                                                                                                                                                                                                                                                          |
|------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Chief Executive's Order No:</b> | 481/2026                                                                                                                                                                                                                                                                                                                                                                                                 |
| <b>Reference No:</b>               | S5 2026/43                                                                                                                                                                                                                                                                                                                                                                                               |
| <b>Date Application Received:</b>  | 05/06/2026                                                                                                                                                                                                                                                                                                                                                                                               |
| <b>Description of Development:</b> | Is the proposed installation of approximately 390 linear metres of perimeter palisade fencing, including associated pedestrian access gates and ancillary site works, at the existing Drogheda Boys/Girls Football Club sports facility at Marley's Lane, Drogheda, Co. Louth, development and, if so, is it or is it not exempted development under the Planning and Development Act 2000 (as amended)? |
| <b>Name of Applicant:</b>          | Drogheda Boys/Girls FC                                                                                                                                                                                                                                                                                                                                                                                   |
| <b>Location of Development</b>     | Marleys Lane, Drogheda, Co Louth                                                                                                                                                                                                                                                                                                                                                                         |

**WHEREAS** a question to whether:

*Is the proposed installation of approx 390 linear metres of perimeter palisade fencing, including associated pedestrian access gates and ancillary site works, at the existing Drogheda Boys/Girls Football Club facility at Marleys Lane, Drogheda, Co Louth, development and, if so, is it or is it not exempted development under the planning and development act 2000 (as amended)*

**AND WHEREAS** the said question was referred to Louth County Council Douglas Wallace Consultants Ltd on behalf of Drogheda Boys/Girls FC Limited

**AND WHEREAS** Louth County Council in considering this reference, had regard reference particularly to –

- a) The definition of “development”, in Section 2 of the Planning and Development Act 2024
- b) Plans and particulars forwarded to the Planning Authority by Douglas Wallace Consultants Ltd on received on 05/06/2026.
- c) Schedule 2 Class 11 of the Planning and Development Regulations 2001, as amended

- d) An inspection of the subject site and subject fencing.

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

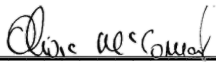
- (a) *'the proposed installation of approx 390 linear metres of perimeter palisade fencing, including associated pedestrian access gates and ancillary site works, at the existing Drogheda Boys/Girls Football Club facility at Marleys Lane, Drogheda, Co Louth, development and, if so, is it or is it not exempted'* is considered to constitute development under Section 2, Planning and Development Act 2024 (as amended);
- (b) Having specific regard to Schedule 2 Class 11 of the Planning and Development Regulations of 2001 as amended, the subject fencing does not meet the limitations set out in respect of this class.

**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 proposed installation of approx 390 linear metres of perimeter palisade fencing, including associated pedestrian access gates and ancillary site works, at the existing Drogheda Boys/Girls Football Club facility at Marleys Lane, Drogheda, Co Louth, development and, if so, is it or is it not exempted' on lands at Marleys Lane, Drogheda, Co Louth, Co Louth **constitutes development** that is **not** exempted development.

**SIGNED:**   
**Eamonn McArdle**  
**Executive Planner**

**Date: 25/06/2026**

**ORDER:** In pursuance of the powers conferred upon the Council by the above Act, I concur with the above recommendation and hereby direct that a **Declaration of Exemption be REFUSED** for development as described above.

**Signed:**   
**Olivia McCormack**  
**A/Director of Services**

**Date: 26/06/2026**

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. 304/26 dated the 25<sup>th</sup> day of June 2026.

Drogheda Boys/Girls Football Club  
c/o Mark Gallagher,

[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

26<sup>th</sup> June 2026

**Re: Ref. S5 2026/43**

**Application for Declaration of “Exempted Development” Part 1, Section 5 Planning & Development Act, 2000 (as amended) as to ‘Is the proposed installation of approximately 390 linear metres of perimeter palisade fencing, including associated pedestrian access gates and ancillary site works, at the existing Drogheda Boys/Girls Football Club sports facility at Marley’s Lane, Drogheda, Co. Louth, development and, if so, is it or is it not exempted development under the Planning and Development Act 2000 (as amended)?’**

Dear Sir/Madam,

I wish to acknowledge receipt of your application received on 5<sup>th</sup> June 2026 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 to whether:

*Is the proposed installation of approx 390 linear metres of perimeter palisade fencing, including associated pedestrian access gates and ancillary site works, at the existing Drogheda Boys/Girls Football Club facility at Marleys Lane, Drogheda, Co Louth, development and, if so, is it or is it not exempted development under the planning and development act 2000 (as amended)*

**AND WHEREAS** the said question was referred to Louth County Council Douglas Wallace Consultants Ltd on behalf of Drogheda Boys/Girls FC Limited

**AND WHEREAS** Louth County Council in considering this reference, had regard reference particularly to –

a) The definition of “development”, in Section 2 of the Planning and Development Act 2024

- b) Plans and particulars forwarded to the Planning Authority by Douglas Wallace Consultants Ltd on received on 05/06/2026.
- c) Schedule 2 Class 11 of the Planning and Development Regulations 2001, as amended
- d) An inspection of the subject site and subject fencing.

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

- (a) *'the proposed installation of approx 390 linear metres of perimeter palisade fencing, including associated pedestrian access gates and ancillary site works, at the existing Drogheda Boys/Girls Football Club facility at Marleys Lane, Drogheda, Co Louth, development and, if so, is it or is it not exempted'* is considered to constitute development under Section 2, Planning and Development Act 2024 (as amended);
- (b) Having specific regard to Schedule 2 Class 11 of the Planning and Development Regulations of 2001 as amended, the subject fencing does not meet the limitations set out in respect of this class.

**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 proposed installation of approx 390 linear metres of perimeter palisade fencing, including associated pedestrian access gates and ancillary site works, at the existing Drogheda Boys/Girls Football Club facility at Marleys Lane, Drogheda, Co Louth, development and, if so, is it or is it not exempted' on lands at Marleys Lane, Drogheda, Co Louth, Co Louth **constitutes development** that is **not** exempted development.

### **In Summary**

**A Declaration of Exemption is hereby REFUSED for the works as detailed on the plans and particulars submitted on 5<sup>th</sup> June 2026.**

**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,

*Maedbh O'Connor*

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Maedbh O'Connor  
Planning Section