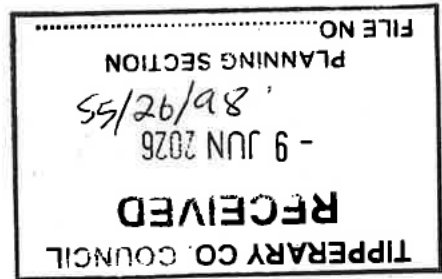




**Comhairle Contae Thiobraid Árann**  
Tipperary County Council



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

**Application for a Section 5 Declaration**  
**Development / Exempted Development**

**1. Applicant's address/contact details:**

<i>Applicant</i>	Burgess GAA club
<i>Address</i>	Pairc na nGael, Kilcolman, Nenagh, Co. Tipperary
<i>Telephone No.</i>	See Agent Details
<i>E-mail</i>	See Agent Details

**2. Agent's (if any) address:**

<i>Agent</i>	Derek Sharkey, Burgess GAA Chairperson
<i>Address</i>	Tullamore Park, Nenagh, Co. Tipperary
<i>Telephone No.</i>	[REDACTED]
<i>E-mail</i>	[REDACTED]
<i>Please advise where all correspondence in relation to this application is to be sent;</i>	
Applicant [ <input type="checkbox"/> ]      Agent [ <input checked="" type="checkbox"/> ]	

**3. Location of Proposed Development:**

<i>Postal Address or Townland or Location (as may best identify the land or structure in question)</i>	Pairc na nGael, Kilcolman, Nenagh, Co. Tipperary
--	--

**4. Development Details:**

Please provide details of the proposed development for which an exemption under Section 5 of the Planning and Development Act is applied for.

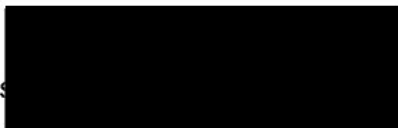
(Note: only works and uses listed and described under this section will be assessed under this Section 5 Application. Use additional sheets if required.)

1. Replacement of goalposts (2 no.) on senior pitch
2. Installation of precast concrete dugouts (2 no.)
Proposed floor area of proposed works/uses: N/A sqm N/A

**5. Legal Interest of Applicant in the Land or Structure:**

Please tick appropriate box to show applicant's legal interest in the land or structure	A. Owner <input checked="" type="checkbox"/>	B. Occupier
	C. Other	
Where legal interest is 'Other', please expand further on your interest in the land or structure		
If you are not the legal owner, please state the name and address of the owner	Name: Address:	

Signature of Applicant(s)



Date: 09/06/2026

**Note:** If the proposed development consists of works to a (Proposed) Protected Structure and/or any structure within the curtilage of a (Proposed) Protected Structure, an application for a Section 57 Declaration may be more appropriate.

## GUIDANCE NOTES

- (1) All queries on the form must be completed and the form must be accompanied by the relevant fee. The amount of the fee is currently **€80.00**.
- (2) This application should be accompanied by **TWO COPIES** of the following documentation
  - OSI Site Location Map with the site outlined clearly – 1:1000 in urban areas and 1:2500 in rural areas
  - Floor Plans & Elevations at a scale of not less than 1:200
  - Site layout plan indicating position of proposed development relative to premises and adjoining properties
  - Other details e.g. brochures, photographs if appropriate.

(All dimensions must be given in metric scale and drawings should be accompanied by a brief description outlining the use of the proposed development)
- (3) Where a proper and complete application is received, a decision must be conveyed to the applicant within four (4) weeks except where additional necessary information is required.

This application form and relevant fee should be submitted to:

<b>Planning Section, Tipperary County Council, Civic Offices, Limerick Road, Nenagh, Co. Tipperary</b>	<b>OR</b>	<b>Planning Section, Tipperary County Council, Civic Offices, Emmet Street, Clonmel, Co. Tipperary</b>
<b>Enquires:</b>  <b>Telephone 0818 06 5000</b>  <b>E-Mail <a href="mailto:planning@tipperarycoco.ie">planning@tipperarycoco.ie</a></b>		

### FOR OFFICE USE ONLY

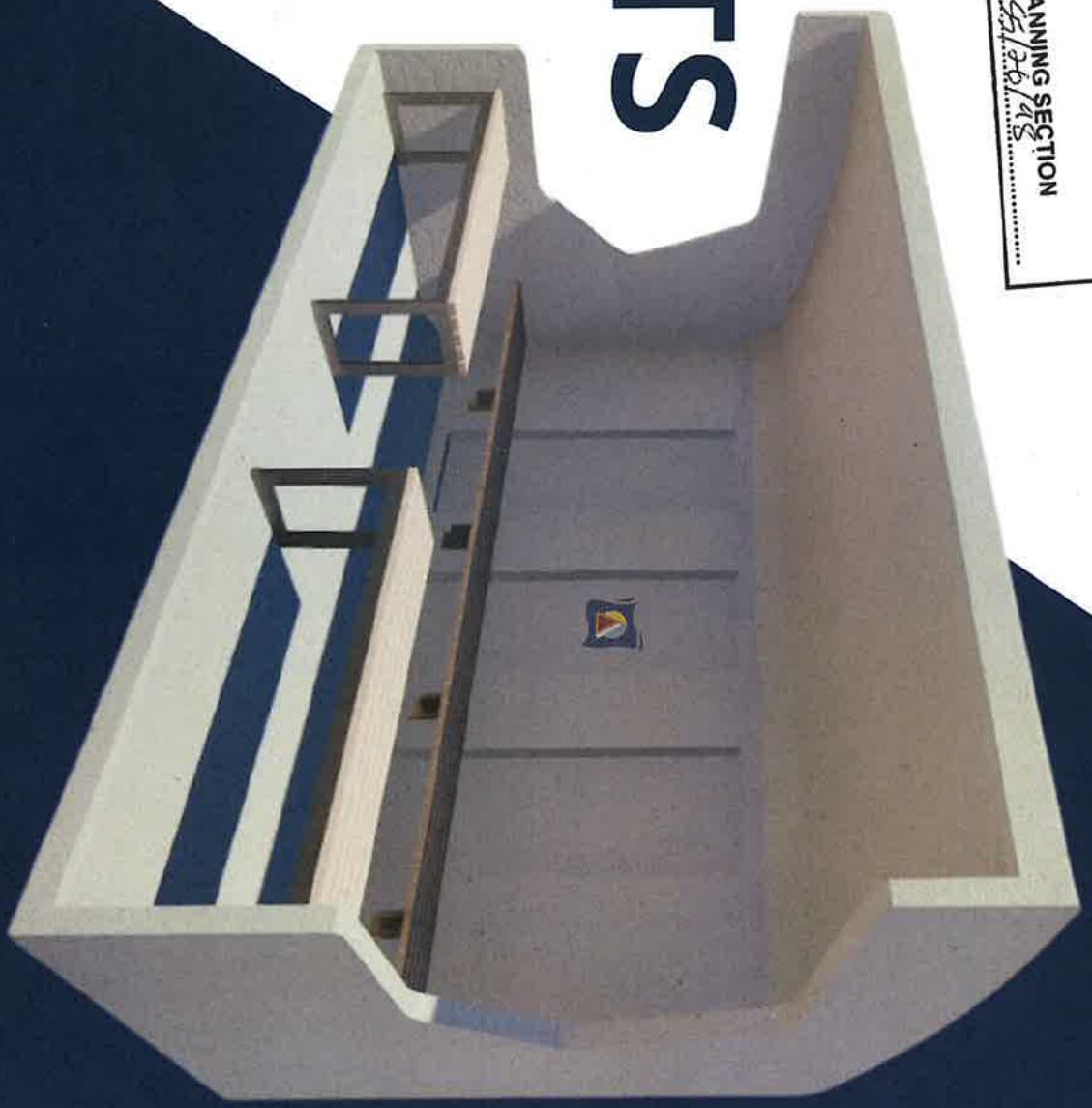
<b>Fee Recd. €</b> <u>80.00</u>	<b>DATE STAMP</b> <b>TIPPERARY CO. COUNCIL</b> <b>RECEIVED</b> <b>- 9 JUN 2026</b> <b>PLANNING SECTION</b> <b>FILE NO. <u>55/26/28</u></b>
Receipt No. <u>NEWAM/0/138044</u>	
Date <u>9/6/2026</u>	
Received by <u>Maxia O'Connell</u>	



TIPPERARY CO. CO.  
**RECEIVED**  
 - 9 JUN 2026  
 PLANNING SECTION  
 FILE NO. *21/261/48*

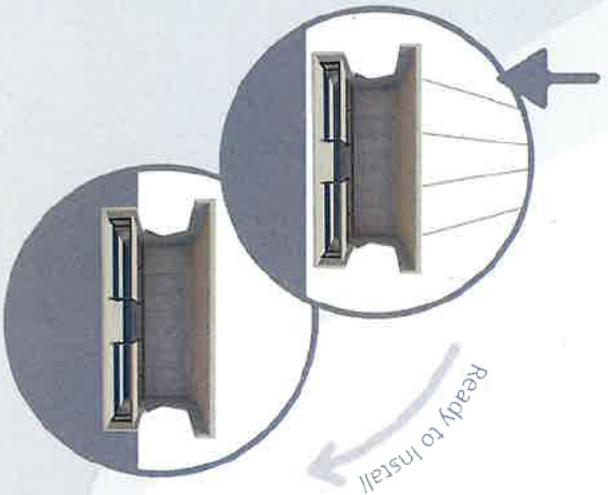
# DUGGOUTS

SPORTS SHELTER



Excellence in Precast Concrete Engineering & Delivery.

A Robust, Durable and Sustainable Solution.



## Precast Solutions for Dugouts

Shay Murtagh Dugouts were first manufactured in 2018 and have since been supplied to hundreds of clubs across the country. Designed as solid, single precast units, they offer long-lasting durability and require zero maintenance. These dugouts provide a safe and attractive shelter for teams and supporters on the pitch, ensuring comfort and protection in all conditions.

### About Our Dugouts

**Low-carbon, high-performance concrete**  
Each unit is manufactured using low-carbon, fibre-reinforced concrete, combining strength with reduced environmental impact. Designed for durability and long service life, it reflects our commitment to sustainable construction in sport.

**Solid Precast Durability**  
Manufactured as a monolithic precast unit, the shelter offers maximum strength, and ensures long-term durability with minimal maintenance—ideal for demanding, high-use sports environments.

**Zero Maintenance and Reliable Protection**  
Similar to our precast sports walls, these dugouts require no ongoing maintenance. They offer a permanent, safe shelter for players, coaches or spectators.

**Ready to Install**  
Delivered fully formed and ready to place, each unit can be installed quickly with minimal on-site work. Simply lift and set in position for immediate use.

### Looking for more?

We also supply a full range of complementary precast components, including:



Architectural and structural cladding panels



Stands, Terraces and Frames



Sport Walls



Have something special in mind?  
Our team is ready to explore custom solutions with you.

SHAY MURTAGH  
Belmore, Mullingar, Co. Westmeath, N55

T: 044 9371108

www.shaymurtagh.ie  
Email: info@shaymurtagh.ie

Surveyed 1993  
Revised 2007  
Levelled 1984

# Rural PLACE Map



ITM CENTRE PT COORDS

582378,678416

DESCRIPTION

MAP SHEETS

1:2500  
4276-D

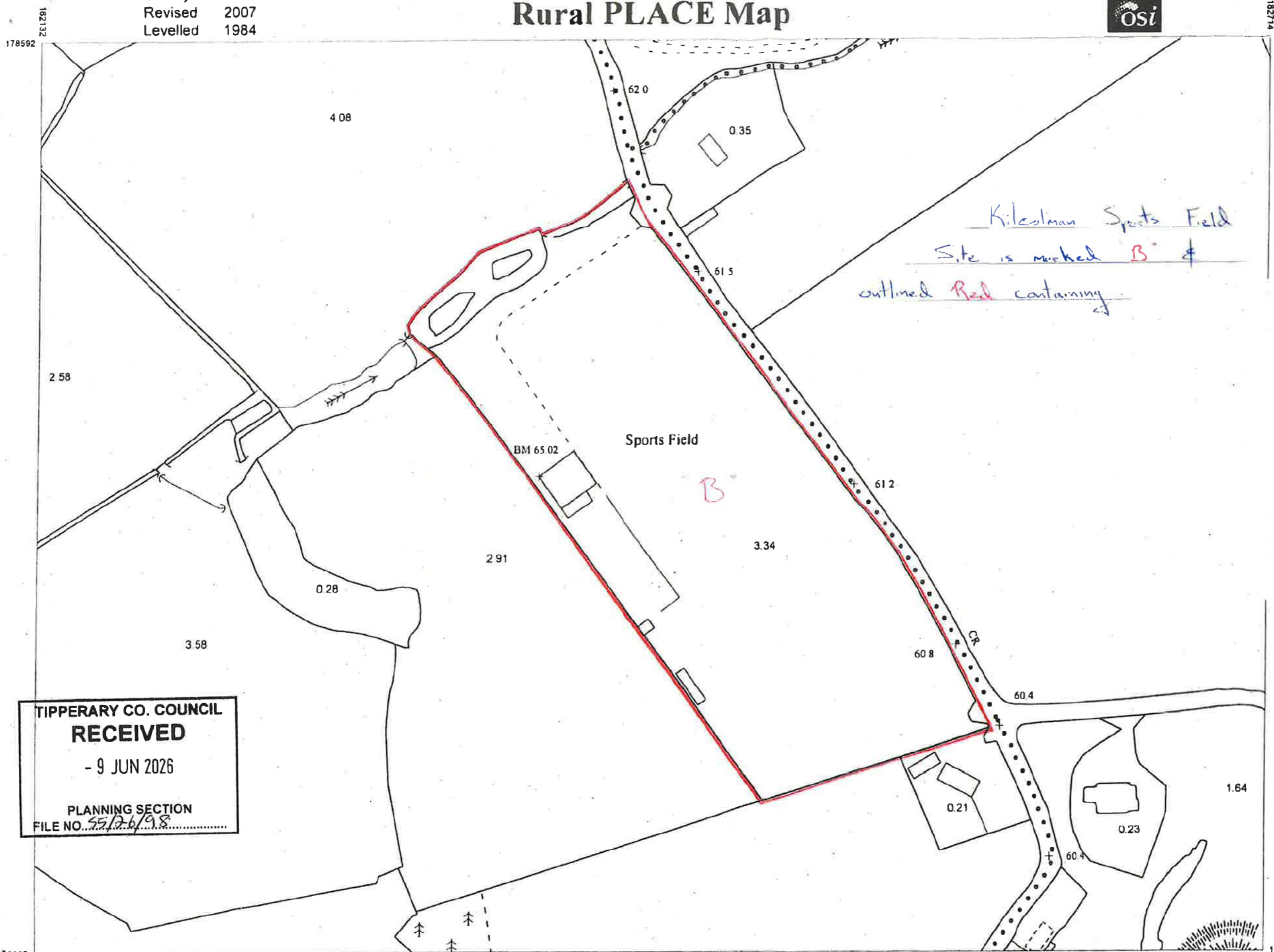


Produced by Mid-West Maps,  
94A Henry Street, Limerick City  
On behalf of Ordnance Survey Ireland,  
Phoenix Park, Dublin 8.

Sáraíonn alárgeadh neamhúdaraithe cóipcheart  
Shuíbhéireacht Ordanáis Éireann agus  
Rialtas na hÉireann  
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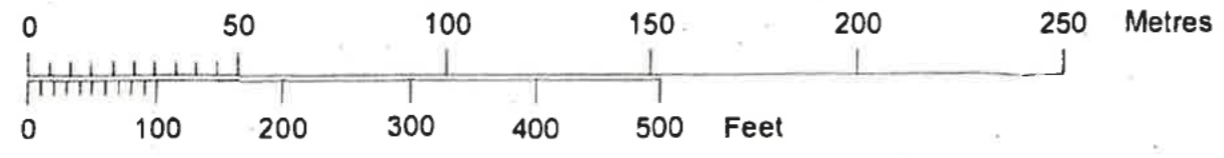
Gach cead cosnamh. Ní ceadmhach aon chuid  
den fhóirseachán seo a chóipeáil, a alárgeadh nó  
a tharchur in aon fhoirm ná ar aon bhealach gan  
cead i scríbhinn roimh ré ó úinéirí an chóipchuir.  
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- 9 JUN 2026  
PLANNING SECTION  
FILE NO. 55/26/98

Scale:- 1:2,500  
Scála:- 1:2,500



Plot Ref. No. 1323187\_1\_5  
Plot Date 05-AUG-2008



NOTE  
 ALL DIMENSIONS TO BE CHECKED ON SITE  
 NO DIMENSIONS TO BE SCALED FROM THIS DRAWING  
 THIS DRAWING IS TO BE READ IN CONJUNCTION WITH  
 RELEVANT CONSULTANTS DRAWINGS

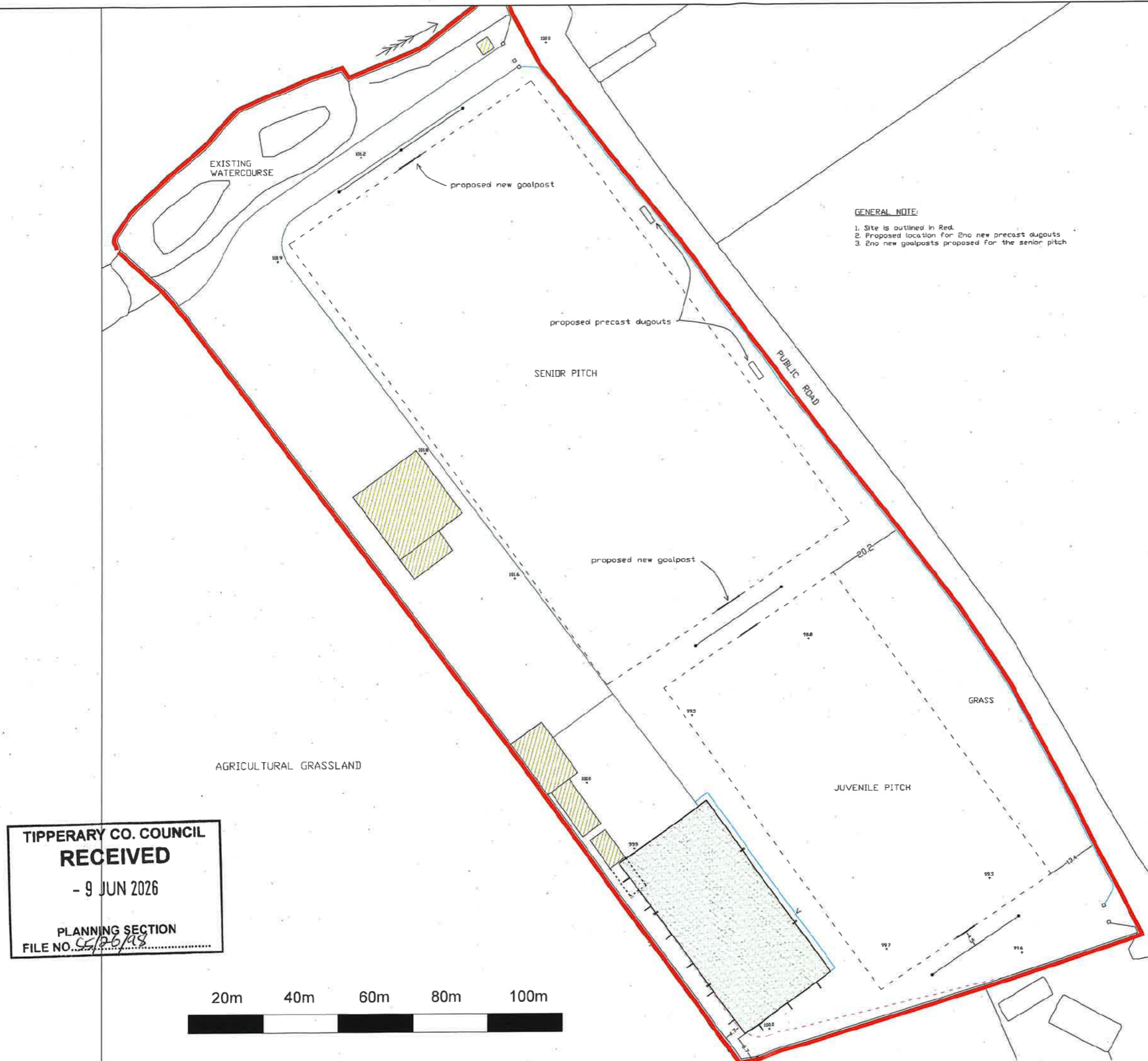


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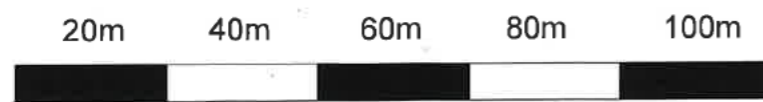


**GENERAL NOTE:**

1. Site is outlined in Red.
2. Proposed location for 2no new precast dugouts
3. 2no new goalposts proposed for the senior pitch



**TIPPERARY CO. COUNCIL  
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 - 9 JUN 2026  
 PLANNING SECTION  
 FILE NO. *CS/26/198*



REV.	DATE	DESCRIPTION	DRAWN
Planning			



• Trel House, Tyona, Nenagh, Co. Tipperary  
 • EGS 10064  
 • T 067 37950  
 • E-mail info@pba.ie www.pba.ie

**Burgess GAA**  
 PROJECT  
 Dugouts, Killeman  
 Co. Tipperary

DATE: 03/06/2025  
 SCALE: 1/1000  
 DRAWN: Tony Dunne

DRAWING  
 Plan layout

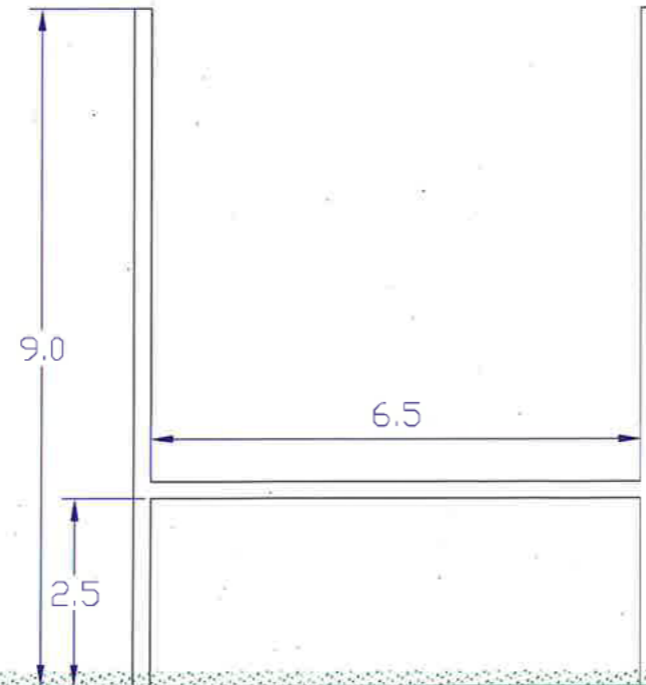
JOB No.	DRAWING NO.	REVISION
23232	01	P0

Drawn By: \_\_\_\_\_ Checked By: \_\_\_\_\_ Approved By: \_\_\_\_\_

NOTE  
 ALL DIMENSIONS TO BE CHECKED ON SITE  
 NO DIMENSIONS TO BE SCALED FROM THIS DRAWING  
 THIS DRAWING IS TO BE READ IN CONJUNCTION WITH  
 RELEVANT CONSULTANTS DRAWINGS



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NEW GOALPOST ELEVATION

REV.	DATE	DESCRIPTION	DRAWN

Planning



• Trol House, Tyone, Nenagh, Co. Tipperary  
 • E45 KR64  
 • T 087 37950  
 • E-mail info@pbs.ie www.pbs.ie

Burgess GAA

PROJECT  
 Dugouts, Kilcoleman  
 Co. Tipperary

DATE 03/08/2026  
 SCALE 1/100  
 DRAWN Tony Dunne

DRAWING  
 Elevation layout

JOB No. DRAWING NO. REVISION

23232 02 P0

Drawn By: Checked By: Approved By:

TIPPERARY CO. COUNCIL  
**RECEIVED**  
 - 9 JUN 2026  
 PLANNING SECTION  
 FILE NO. 5/26/98



Comhairle Contae Thiobraid Árann  
Tipperary County Council

Comhairle Contae  
Thiobraid Árann,  
Oifigí Cathartha,  
Cluain Meala,  
Co. Thiobraid Árann  
Tipperary County Council,  
Civic Offices, Clonmel,  
Co. Tipperary  
E91 N512

Comhairle Contae  
Thiobraid Árann,  
Oifigí Cathartha,  
An tAonach,  
Co. Thiobraid Árann  
Tipperary County Council,  
Civic Offices, Nenagh,  
Co. Tipperary  
E45 A099

t 0818 06 5000/6000  
e customerservice  
@tipperarycoco.ie  
[tipperarycoco.ie](http://tipperarycoco.ie)

Date: 9<sup>th</sup> June 2026      Our Ref: S5/26/98      Civic Offices, Nenagh

**Burgess GAA Club  
C/O Derek Sharkey  
Tullamore Park  
Nenagh  
Co. Tipperary**

**Re: Application for a Section 5 Declaration – Replacement of goalposts (2.no.) on senior pitch and installation of precast concrete dugouts (2 no.) at Pairc nan Gael, Kilcoman, Nenagh, Co. Tipperary.**

Dear Derek,

I acknowledge receipt of your application for a Section 5 Declaration received on 9<sup>th</sup> June 2026, in connection with the above.

I wish to advise that you will be notified of a decision on your application in due course.

Yours sincerely

---

for **Director of Services**

## TIPPERARY COUNTY COUNCIL

### Application for Declaration under Section 5

Planning & Development Act 2000, as amended  
Planning & Development Regulations 2001, as amended

---

<b>Planning Ref.:</b>	S5.26.98
<b>Applicant:</b>	Burgess GAA Club
<b>Development Address:</b>	Pairc na nGael, Kilcolman, Nenagh, Tipperary
<b>Proposed Development:</b>	1. Replacement of goalposts (2no.) on senior pitch; 2. Installation of precast concrete dugouts (2 no.)

---

#### **1. GENERAL**

On 9<sup>th</sup> June 2026 a request was made for a declaration under Section 5 of the Planning and Development Act 2000 (as amended) by Burgess GAA Club as to whether or not the following constitutes development and if so, whether same constitutes exempted development:

1. Replacement of goalposts (2no.) on senior pitch;
2. Installation of precast concrete dugouts (2 no.)

#### **2. STATUTORY PROVISIONS**

The following statutory provisions are relevant to this referral case;

Section 3 (1) of the Planning and Development Act 2000, as amended, states as follows:-

*“In this Act, ‘development’ means, except where the context otherwise requires, the carrying out of works on, in, over or under land or the making of any material change in the use of any structures or other land.”*

Section 2(1) of the Act defines “works” as:-

“works” includes any act or operation of construction, excavation, demolition, extension, alteration, repair or renewal and, in relation to a protected structure or proposed protected structure, includes any act or operation involving the application or removal of plaster, paint, wallpaper, tiles or other material to or from the surfaces of the interior or exterior of a structure.

Section 4 provides for Exempted Development and Section 4(1) sets out works which shall be exempted development for the purposes of the Planning and Development Act 2000, as amended.

Section 4(2)(a) of the same Act states that ‘the Minister may by regulations provide for any class of development to be exempted development for the purposes of this Act.

Section 4(4) states that notwithstanding paragraphs 9a, (i), (ia) and (l) of subsection (1) and any regulations under subsection (2), development shall not be exempted development if an environmental impact assessment or an appropriate assessment of the development is required.

Article 6 (Exempted Development) of the Planning and Development Regulations 2001, as amended, states that;

- (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.

<p><i>Development for amenity or recreational purposes</i></p> <p>CLASS 33</p> <p>Development consisting of the laying out and use of land—</p> <p>(a) as a park, private open space or ornamental garden,</p> <p>(b) as a roadside shrine, or</p> <p>(c) for athletics or sports (other than golf or pitch and putt or sports involving the use of motor vehicles, aircraft or firearms), where no charge is made for admission of the public to the land.</p>	<p>The area of any such shrine shall not exceed 2 square metres, the height shall not exceed 2 metres above the centre of the road opposite the structure and it shall not be illuminated.</p>
---	--

Article 9 of the Planning and Development Regulations 2001, as amended sets out restrictions on exemptions and states:

*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—*

*(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.*

*(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.*

### **3. ASSESSMENT**

#### **a. Site Location and Description**

The site, which comprises existing GAA pitches and associated buildings and facilities, is located at Kilcolman, approximately 3km due west of Nenagh town. The site is accessed from the local road L6059, with which it shares its eastern boundary.

### ***b. Relevant Planning History***

- S5/23/145      Exempt  
1. Development of a walking track, 1.5m wide and laid with hardcore, along the eastern and southern boundaries of the site and adjacent to existing astro turf  
2. Replacement and maintenance of hurling nets  
3. Installation of outdoor gym equipment There is no charge for the use of facilities at the GAA Club
- 18/601256      Planning permission granted on 17/04/2019 to construct an enclosed, floodlit, astro turf activity surface with appropriate fencing, recreation/community wall and lighting, which will offer an all-inclusive facility for all diverse groups and organisations including necessary relocation of juvenile playing pitch, goalposts and ball stopping nets and removal of 2 bays of existing spectator stand, together with all associated site works
- 08/510863      Planning permission granted on 17/11/2008 for a two storey extension to existing dressing rooms comprising of training room, first aid, physiotherapy room and relocated machinery shed at ground floor level with meeting room, storage area and toilets at first floor level
- 03/510112      Planning permission granted on 13/05/2003 for (a) dressing rooms, septic tank & percolation area, (b) permission to retain spectator stand, machinery store, rear boundary wall, 2.2m high, hurling wall 3.7m high, score board building, floodlighting & LPG storage tank
- 5114584      Planning permission granted on 05/06/1991 to erect 2no. dressing rooms onto sports complex.
- 516992      Planning permission granted on 14/07/1979 erect recreational complex

### ***c. Assessment***

As per the application form for the Section 5 Declaration, the proposed development for which an exemption is being sought is:

- Replacement of goalposts (2no.) on senior pitch;
- Installation of precast concrete dugouts (2 no.)

#### **A) "Is or is not Development"**

I consider the above listed proposals constitute "works" as understood by the Planning and Development Act 2000, as amended. The above listed proposals therefore constitute "development" within the meaning of the Planning and Development Act 2000, as amended.

#### **B) "Is or is not Exempted Development"**

A site visit has been carried out. The site contains existing GAA pitches and associated buildings and facilities.

A review of the Classes of exempted development has been carried out. Given that the proposal relates to sports facilities, it is considered that Class 33 of the Planning and Development Regulations 2001, as amended, is of most relevance to the current proposal. A number of appeal decisions have also been considered. In particular,

RF1061-The Board considered that development consisting of the laying out of public tennis courts/ball courts and associated perimeter fencing where no charge is made for admission of the public to the land is exempted development.

RF0853- The Board considered that the erection of ball stop nets was exempted development and viewed the poles and netting is an integral part of the scheme of work involved in development consisting of the laying out and use of land for sports.

Section 5/17/08-TCC Considered that goal posts and dug outs and ball stop nets as an ancillary and necessary provision regarding the sporting use of the lands (Grange Development Association, Grange Co. Tipperary) and considered same came within the Class 33 exemption

The above conclusions are noted and are considered to be of relevance to the current proposal.

(i) Replacement of goalposts (2no.) on senior pitch

I consider that the erection of replacement goalposts are integral to the laying out and use of land for sports. As such, this element would fall under Class 33, Schedule 2, Part 1 of the Planning and Development Regulations 2001, as amended. The proposal is not limited by any conditions/limitations of Class 33.

(ii) Installation of precast concrete dugouts (2 no.)

I consider the erection of dug outs as an ancillary and necessary provision regarding the sporting use of the lands. As such, this element would fall under Class 33, Schedule 2, Part 1 of the Planning and Development Regulations 2001, as amended. The proposal is not limited by any conditions/limitations of Class 33.

C) Is the exemptions restricted under Article 9

It is considered that no restrictions on exemptions under Article 9 of the Planning and Development Regulations 2001, as amended would apply.

D) Requirement for Appropriate Assessment (AA) and Environmental Impact Assessment (EIA)

The proposal has been screened as to the requirements for AA and the screening assessment (attached) considers that the proposal does not impact on any Natura 2000 site.

. EIA is not required in respect of the development. See attached.

## **5. RECOMMENDATION**

**WHEREAS** a question has arisen as to whether the following works at Pairc na nGael, Kilcolman, Nenagh, Tipperary constitutes development and if so, whether same is exempted development:

1. Replacement of goalposts (2no.) on senior pitch;
2. Installation of precast concrete dugouts (2 no.)

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

- (a) Sections 2, 3 & 4 of the Planning and Development Act 2000 (as amended)
- (b) Article 6 & 9 of the Planning and Development Regulations 20001, as amended,
- (c) Class 33 of Part 1 of Schedule 2 of the Planning and Development Regulations 2001 (as amended)
- (d) The plans and documentation submitted.

**AND WHEREAS** Tipperary County Council has concluded that –

The development consisting of 1) Replacement of goalposts (2no.) on senior pitch;; and 2) Installation of precast concrete dugouts (2 no.) constitutes works and is development within the meaning of the Planning and Development Act 2000, as amended, and is exempted development pursuant to Class 33 of Schedule 2, Part 1 of the Planning and Development Regulations 2001, (as amended).

**NOW WHEREAS** Tipperary County Council, in exercise of the powers conferred on it by section 5(2)(a) of the Planning and Development Act 2000 as amended, it is hereby decided that the 1) Replacement of goalposts (2no.) on senior pitch; and 2) Installation of precast concrete dugouts (2 no.), **is development and is exempted development.**

Executive Planner: 

Date: 11/06/2026

Senior Executive Planner: 

Date: 24/6/2026

## HABITATS DIRECTIVE APPROPRIATE ASSESSMENT (AA) SCREENING REPORT

### STEP 1. Description of the project/proposal and local site characteristics:

(a) File Reference No:	S5/26/98
(b) Brief description of the project or plan:	Replacement of goalposts, installation of dugouts
(c) Brief description of site characteristics:	GAA field and associated facilities
(d) Relevant prescribed bodies consulted: e.g. DHLGH (NPWS), EPA, OPW	None
(e) Response to consultation:	None

### STEP 2. Identification of relevant Natura 2000 sites using Source-Pathway-Receptor model and compilation of information on Qualifying Interests and conservation objectives.

European Site (code)	List of Qualifying Interest/Special Conservation Interest <sup>1</sup>	Distance from proposed development (km)	Connections (Source-Pathway-Receptor)	Considered further in screening Y/N
Bollingbroke Hill SAC	<a href="https://www.npws.ie/protected-sites/sac/002124">https://www.npws.ie/protected-sites/sac/002124</a>	Within 15km	None	No
Silvermine Mountains SAC	<a href="https://www.npws.ie/protected-sites/sac/000939">https://www.npws.ie/protected-sites/sac/000939</a>	Within 15km	None	No
Keeper Hill SAC	<a href="https://www.npws.ie/protected-sites/sac/001197">https://www.npws.ie/protected-sites/sac/001197</a>	Within 15km	None	No
Slivermines Mountains West SAC	<a href="https://www.npws.ie/protected-sites/sac/002258">https://www.npws.ie/protected-sites/sac/002258</a>	Within 15km	None	No
Lough Derg SPA	<a href="https://www.npws.ie/protected-sites/spa/004058">https://www.npws.ie/protected-sites/spa/004058</a>	Within 15km	None	No
Lough Derg NE Shore SAC	<a href="https://www.npws.ie/protected-sites/sac/002241">https://www.npws.ie/protected-sites/sac/002241</a>	Within 15km	None	No

### STEP 3. Assessment of Likely Significant Effects

(a) Identify all potential direct and indirect impacts that may have an effect on the conservation objectives of a European site, taking into account the size and scale of the project under the following headings:

<b>Impacts:</b>	<b>Possible Significance of Impacts: (duration/magnitude etc.)</b>
Construction phase e.g. <ul style="list-style-type: none"> <li>• Vegetation clearance</li> <li>• Demolition</li> <li>• Surface water runoff from soil excavation/infill/landscaping (including borrow pits)</li> </ul>	None.

<ul style="list-style-type: none"> <li>• Dust, noise, vibration</li> <li>• Lighting disturbance</li> <li>• Impact on groundwater/dewatering</li> <li>• Storage of excavated/construction materials</li> <li>• Access to site</li> <li>• Pests</li> </ul>	
<b>Operational phase e.g.</b> <ul style="list-style-type: none"> <li>• Direct emission to air and water</li> <li>• Surface water runoff containing contaminant or sediment</li> <li>• Lighting disturbance</li> <li>• Noise/vibration</li> <li>• Changes to water/groundwater due to drainage or abstraction</li> <li>• Presence of people, vehicles and activities</li> <li>• Physical presence of structures (e.g. collision risks)</li> <li>• Potential for accidents or incidents</li> </ul>	None.
<b>In-combination/Other</b>	None.

**(b) Describe any likely changes to the European site:**

<p>Examples of the type of changes to give consideration to include:</p> <ul style="list-style-type: none"> <li>• Reduction or fragmentation of habitat area</li> <li>• Disturbance to QI species</li> <li>• Habitat or species fragmentation</li> <li>• Reduction or fragmentation in species density</li> <li>• Changes in key indicators of conservation status value (water or air quality etc.)</li> <li>• Changes to areas of sensitivity or threats to QI</li> <li>• Interference with the key relationships that define the structure or ecological function of the site</li> </ul>	None.
---	-------

**(c) Are 'mitigation' measures necessary to reach a conclusion that likely significant effects can be ruled out at screening?**

Yes  No

**STEP 4. Screening Determination Statement**

**The assessment of significance of effects:**

Describe how the proposed development (alone or in-combination) is/is **not likely** to have **significant** effects on European site(s) in view of its conservation objectives.

The proposed development is not likely to have significant effects.

**Conclusion:**

	<b>Tick as Appropriate:</b>	<b>Recommendation:</b>
(i) It is clear that there is <b>no likelihood</b> of significant effects on a European site.	<input checked="" type="checkbox"/>	The proposal can be screened out: Appropriate assessment not required.

(ii) It is <b>uncertain</b> whether the proposal will have a significant effect on a European site.	<input type="checkbox"/>	<input type="checkbox"/> Request further information to complete screening <input type="checkbox"/> Request NIS <input type="checkbox"/> Refuse planning permission	
(iii) <b>Significant effects are likely.</b>	<input type="checkbox"/>	<input type="checkbox"/> Request NIS <input type="checkbox"/> Refuse planning permission	
<b>Signature and Date of Recommending Officer:</b>		<b>Date:</b>	

EIA Pre-Screening Establishing a development is a 'sub-threshold development'			
File Reference:	S5/26/98		
Development Summary:	Walking track, replacement of ball stop nets, outdoor gym equipment		
Was a Screening Determination carried out under Section 176A-C?	<input type="checkbox"/> Yes, no further action required <input checked="" type="checkbox"/> No, Proceed to <b>Part A</b>		
<b>A. Schedule 5 Part 1</b> - Does the development comprise a project listed in Schedule 5, <b>Part 1</b> , of the Planning and Development Regulations 2001 (as amended)? (Tick as appropriate)			
<input type="checkbox"/> Yes, specify class _____		<b>EIA is mandatory</b> No Screening required	
<input checked="" type="checkbox"/> No		Proceed to <b>Part B</b>	
<b>B. Schedule 5 Part 2</b> - Does the development comprise a project listed in Schedule 5, <b>Part 2</b> , of the Planning and Development Regulations 2001 (as amended) <b>and</b> does it meet/exceed the thresholds? (Tick as appropriate)			
<input checked="" type="checkbox"/> No, the development is not a project listed in Schedule 5, Part 2		<b>No Screening required</b>	
<input type="checkbox"/> Yes the project is listed in Schedule 5, Part 2 <b>and</b> meets/exceeds the threshold, specify class (including threshold): _____		<b>EIA is mandatory</b> No Screening required	
Yes the project is of a type listed <b>but is sub-threshold</b> : _____		Proceed to <b>Part C</b>	
<b>C. If Yes</b> , has Schedule 7A information/screening report been submitted?			
<input type="checkbox"/> Yes, Schedule 7A information/screening report has been submitted by the applicant		<b>Screening Determination required</b>	
<input checked="" type="checkbox"/> No, Schedule 7A information/screening report has not been submitted by the applicant		<b>Preliminary Examination required</b>	
Signature and Date of Recommending Officer:		Date:	



**Original**

**TIPPERARY COUNTY COUNCIL**

**DELEGATED EMPLOYEE'S ORDER**

File Ref: **S5/26/98**      **Delegated Employee's Order No:** \_\_\_\_\_

**SUBJECT: Section 5 Declaration**

I, Brian Beck, Director of Services, Tipperary County Council, by virtue of the powers delegated to me in accordance with the provisions of Section 154 of the Local Government Act 2001, as amended by Schedule 1, Part 1 of the Local Government Reform Act 2014 under Chief Executive's Order No. 44188 dated 3<sup>rd</sup> October, 2025, hereby order that pursuant to the provisions of the Planning and Development Act 2000, as amended, that an application under Section 5 from Burgess GAA Club, C/O Derek Sharkey, Tullamore Park, Nenagh, Co. Tipperary, Replacement of goalposts (2no.) on senior pitch; And the installation of precast concrete dugouts (2 no.), at Pairc na nGael, Kilcolman, Nenagh, Tipperary is development and is exempted development.

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

- a) Sections 2, 3 & 4 of the Planning and Development Act 2000 (as amended)
- b) Article 6 & 9 of the Planning and Development Regulations 2001, as amended,
- c) Class 33 of Part 1 of Schedule 2 of the Planning and Development Regulations 2001 (as amended)
- d) The plans and documentation submitted.

**AND WHEREAS** Tipperary County Council has concluded that –

The development consisting of 1) Replacement of goalposts (2no.) on senior pitch;; and 2) Installation of precast concrete dugouts (2 no.) constitutes works and is development within the meaning of the Planning and Development Act 2000, as amended, and is exempted development pursuant to Class 33 of Schedule 2, Part 1 of the Planning and Development Regulations 2001, (as amended).

**NOW WHEREAS** Tipperary County Council, in exercise of the powers conferred on it by section 5(2)(a) of the Planning and Development Act 2000 as amended, it is hereby decided that the 1) Replacement of goalposts (2no.) on senior pitch; and 2) Installation of precast concrete dugouts (2 no.), **is development and is exempted development.**

**Signed:**   
**Brian Beck**  
**Director of Services**

**Date: 26/06/2026**



Date: 26 June 2026

Our Ref: S5/26/98

Civic Offices, Nenagh

Burgess GAA Club  
C/O Derek Sharkey  
Tullamore Park  
Nenagh  
Co. Tipperary

**Re: Declaration under Section 5 of the Planning and Development Act 2000, as amended.**

Dear Mr Sharkey,

I refer to your application for a Section 5 Declaration received on 9<sup>th</sup> June 2026, in relation to the following proposed works:

**1. Replacement of goalposts (2no.) on senior pitch; 2. Installation of precast concrete dugouts (2 no.) at Pairc na nGael, Kilcolman, Nenagh, Tipperary**

**WHEREAS** a question has arisen as to whether the proposed development is or is not exempted development:

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

- a) Sections 2, 3 & 4 of the Planning and Development Act 2000 (as amended)
- b) Article 6 & 9 of the Planning and Development Regulations 2000, as amended,
- c) Class 33 of Part 1 of Schedule 2 of the Planning and Development Regulations 2001 (as amended)
- d) The plans and documentation submitted.

**AND WHEREAS** Tipperary County Council has concluded that –

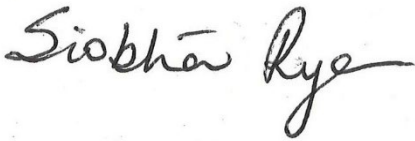
The development consisting of 1) Replacement of goalposts (2no.) on senior pitch; and 2) Installation of precast concrete dugouts (2 no.) constitutes works and is development within the meaning of the Planning and

Development Act 2000, as amended, and is exempted development pursuant to Class 33 of Schedule 2, Part 1 of the Planning and Development Regulations 2001, (as amended).

**NOW WHEREAS** Tipperary County Council, in exercise of the powers conferred on it by section 5(2)(a) of the Planning and Development Act 2000 as amended, it is hereby decided that the 1) Replacement of goalposts (2no.) on senior pitch; and 2) Installation of precast concrete dugouts (2 no.), **is development and is exempted development.**

**NOTE:** Any person issued with a Declaration of a Planning Authority may refer the Declaration for review to An Coimisiún Pleanála, 64 Marlborough Street, Dublin 1, within four (4) weeks of the date of issue of the Declaration and on payment of the prescribed fee.

Yours sincerely

A handwritten signature in black ink that reads "Siobhán Rye". The signature is written in a cursive style with a long, sweeping tail on the letter 'y'.

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for **Director of Services**