Comhairle Contae Chill Mhantáin
Wicklow County Council

Pleanáil, Forbairt Eacnamaíochta agus Tuaithe
Planning, Economic and Rural Development

Áras An Chontae / County Buildings
Cill Mhantáin / Wicklow
Guthán / Tel. (0404) 20148
Faics / Fax: (0404) 69462
Rphost / Email: plandev@wicklowcoco.ie
Suíomh / Website. www.wicklow.ie

Louise Barry (Office Manager)
Unit 20, Block D,
Bullford Business Campus,
Kilcoole,
Co. Wicklow,
A63 RW83

19TH of October 2026

RE: Declaration in accordance with Section 5 of the Planning & Development Acts 2000 (As Amended) -EX112/2026

A Chara,

I enclose herewith Declaration in accordance with Article 5 (2) (A) of the Planning & Development Act 2000.

Where a Declaration is used under this Section any person issued with a Declaration under subsection (2) (a) may, on payment to An Coimisiún Pleanála of such fee as may be prescribed, refer a declaration for review by the Coimisiún within four weeks of the date of the issuing of the declaration by the Local Authority.

Is mise, le meas,

pp Joanne Byrne.
ADMINISTRATIVE OFFICER
PLANNING DEVELOPMENT & ENVIRONMENT.

Comhairle Contae Chill Mhantáin
Wicklow County Council

Pleanáil, Forbairt Eacnamaíochta agus Tuaithe
Planning, Economic and Rural Development

Áras An Chontae / County Buildings
Cill Mhantáin / Wicklow
Guthán / Tel: (0404) 20148
Faics / Fax. (0404) 69462
Rphost / Email: plandev@wicklowcoco.ie
Suíomh / Website www.wicklow.ie

DECLARATION IN ACCORDANCE WITH ARTICLE 5 (2) (A) OF THE PLANNING & DEVELOPMENT ACT 2000 AS AMENDED

Applicant: Irish Wildlife Conservancy t/a Birdwatch Ireland

Location: Unit 20, Block D, Bullford Business Campus, Kilcoole, Co. Wicklow, A63 RW83

Reference Number: EX112/2026

CHIEF EXECUTIVE ORDER NO. CE/PERD/2026/1267

A question has arisen as to whether *"installation of an Electrical Charging point by way of either a freestanding/pedestal or wall mounted"* at Unit 20, Block D, Bullford Business Campus, Kilcoole, Co. Wicklow, A63 RW83 is or is not exempted development.

Having regard to:

a) The details submitted with the Section 5 Declaration Application, and further details received on the 15th October 2026.
b) An Coimisiún Pleanála Declarations RL06S.302163 and RL29S.324053- 10
c) Sections 2 , 3 and 4 of the Planning and Development Act 2000 (as amended)
d) Class 29A :Part 1 : Schedule 2 of the Planning and Development Regulations 2001(as amended).

Main Reasons with respect to Section 5 Declaration:

i. The installation of an electrical vehicle charging point involves operations of construction and is therefore works having regard to Section 2 of the Planning and Development Act 2000(as amended). These works would come within the definition of development as set out in Section 3 (1)(a) of the Planning and Development Act 2000(as amended).
ii. The electrical vehicle charging point whether it is a freestanding/ pedestal or wall mounted would come within the description and limitations set out under Class 29A :Part 1 : Schedule 2 of the Planning and Development Regulations 2001(as amended).

<u>The Planning Authority considers that is development and is exempted development</u> at Unit 20, Block D, Bullford Business Campus, Kilcoole, Co. Wicklow, A63 RW83

Signed: Dianne Byrne. Date: 19/10/2026
pp ADMINISTRATIVE OFFICER
PLANNING DEVELOPMENT & ENVIRONMENT

WICKLOW COUNTY COUNCIL

PLANNING & DEVELOPMENT ACTS 2000 (As Amended)
SECTION 5

CHIEF EXECUTIVE ORDER NO. CE/PERD/2026/1267

Reference Number:	EX112/2026
Name of Applicant:	Irish Wildlife Conservancy t/a Birdwatch Ireland
Nature of Application:	Section 5 Referral as to whether *"installation of an Electrical Charging point by way of either a freestanding/pedestal or wall mounted"* is or is not development and is or is not exempted development.
Location of Subject Site:	Unit 20, Block D, Bullford Business Campus, Kilcoole, Co. Wicklow, A63 RW83
Report from:	Edel Bermingham T/S.P.

With respect to the query under Section 5 of the Planning & Development Act 2000 as to whether *"installation of an Electrical Charging point by way of either a freestanding/pedestal or wall mounted" at* Unit 20, Block D, Bullford Business Campus, Kilcoole, Co. Wicklow, A63 RW83 is or is not exempted development within the meaning of the Planning & Development Act 2000 (as amended)

Having regard to:

a) The details submitted with the Section 5 Declaration Application, and further details received on the 15th October 2026.
b) An Coimisiún Pleanála Declarations RL06S.302163 and RL29S.324053- 10
c) Sections 2 , 3 and 4 of the Planning and Development Act 2000 (as amended)
d) Class 29A :Part 1 : Schedule 2 of the Planning and Development Regulations 2001(as amended).

Main Reasons with respect to Section 5 Declaration:

i. The installation of an electrical vehicle charging point involves operations of construction and is therefore works having regard to Section 2 of the Planning and Development Act 2000(as amended). These works would come within the definition of development as set out in Section 3 (1)(a) of the Planning and Development Act 2000(as amended).
ii. The electrical vehicle charging point whether it is a freestanding/ pedestal or wall mounted would come within the description and limitations set out under Class 29A :Part 1 : Schedule 2 of the Planning and Development Regulations 2001(as amended).

Recommendation

The Planning Authority considers that "*installation of an Electrical Charging point by way of either a freestanding/pedestal or wall mounted*" **is development** and **is exempted development** *at* Unit 20, Block D, Bullford Business Campus, Kilcoole, Co. Wicklow, A63 RW83 as recommended in the planning reports.

Signed: Dianne Byrne Date: 19/10/2026

ORDER:

I HEREBY DECLARE: That "*installation of an Electrical Charging point by way of either a freestanding/pedestal or wall mounted*" **is development** and **is exempted development** *at* Unit 20, Block D, Bullford Business Campus, Kilcoole, Co. Wicklow, A63 RW83 within the meaning of the Planning & Development Acts 2000 (as amended).

Signed: Helena Donnelly Date: 19/10/26

Director of Services
Planning, Economic & Rural Development

Section 5 Application EX 112/2026

Date : 16/10/2026

Applicant : Irish Wildlife Conservancy

Exemption Whether or not :

Installation of an Electrical Vehicle Charging point by way of either a freestanding/ pedestal or wall mounted

constitutes exempted development within the meaning of the Planning and Development Acts, 2000(as amended).

See previous report dated the 29/9/2026 , a request for further details issued on foot of this report and a response was received on the 15th of October 2026.

Assessment of Further Details

Item 1.

1. With respect to the proposal to install a free-standing electric vehicle charge point, in order to clarify if the proposal falls within the scope of Class 29A of The Planning & Development Regulations 2001 (as amended), please clarify;
   a) the charging point for electric vehicles does not exceed 3.6 cubic metres by volume above ground,
   b) that such electrical construction or adaptation shall be carried out by a registered electrical contractor within the meaning of section 9D of the Electricity Regulation Act 1999 (No. 23 of 1999).

Submission :

(a) Confirm that EV Charging point will not exceed 3.6cum
(b) Confirm will be carried out be a registered electrical contractor within the meaning of Section 9D of the Electricity Regulation Act 1999(No. 23 of 1999)

Assessment

The information submitted has confirmed that the standing EV point would meet the limitations of Clas 29A and is therefore exempted development.

Recommendation :

With respect to the query under Section 5 of the Planning and Development Act 2000(as amended), as to whether

Installation of an Electrical Vehicle Charging point by way of either a freestanding/ pedestal or wall mounted at Unit 20, Block D, Bullford Business Campus, Kilcoole, Co. Wicklow.

constitutes exempted development within the meaning of the Planning and Development Acts, 2000(as amended).

The Planning Authority consider that the installation of an Electrical Vehicle Charging point by way of either a freestanding/ pedestal or wall mounted is development and is exempted development

Main Considerations with respect to Section 5 Declaration :

a) The details submitted with the Section 5 Declaration Application, and further details received on the 15th October 2026.
b) An Coimisiún Pleanála Declarations RL06S.302163 and RL29S.324053- 10
c) Sections 2 , 3 and 4 of the Planning and Development Act 2000 (as amended)
d) Class 29A :Part 1 : Schedule 2 of the Planning and Development Regulations 2001(as amended).

Main Reasons with respect to Section 5 Declaration :

i. The installation of an electrical vehicle charging point involves operations of construction and is therefore works having regard to Section 2 of the Planning and Development Act 2000(as amended). These works would come within the definition of development as set out in Section 3 (1)(a) of the Planning and Development Act 2000(as amended).
ii. The electrical vehicle charging point whether it is a freestanding/ pedestal or wall mounted would come within the description and limitations set out under Class 29A :Part 1 : Schedule 2 of the Planning and Development Regulations 2001(as amended).

E.H. Bermingham TP

16/10/2026

Noted H Deady DoS
19/10/26

BirdWatchIreland
birdwatchireland.ie
protecting birds and biodiversity

Unit 20, Block D
Bullford Business Campus
Kilcoole
Co Wicklow
A63 RW83
Ireland

t: +353 1 281 9878
e: info@birdwatchireland.ie
w: birdwatchireland.ie

Patron
Catherine Connolly
PRESIDENT OF IRELAND

Éarlamh
Catherine Connolly
UACHTARÁN NA hÉIREANN

WICKLOW COUNTY COUNCIL
15 OCT 2026
PLANNING DEPT.

13th October 2026

Planning Department,

Wicklow County Council,

County Buildings, Station Road,

Wicklow Town, Co. Wicklow, A67 FW84

Re: Application for a Certificate of Exemption under Section 5 of the Planning and Development Act 2000 (as amended) – EX112/2026 – for Irish Wildbird Conservancy T/A BirdWatch Ireland in respect of the proposed installation of an Electric Vehicle (EV) Charging Point at Unit 20, Block D, Bullford Business Campus, Kilcoole, Co. Wicklow.

Dear Sir/Madam,

I refer to the above application and the request for further information issued in connection with same.

Please find below our responses to the matters raised:

1. (a) We confirm that the proposed electric vehicle charging point will not exceed 3.6 cubic metres in volume above ground.

(b) We further confirm that the installation or adaptation of the proposed electric vehicle charging point will be carried out by a registered electrical contractor within the meaning of Section 9D of the Electricity Regulation Act 1999 (No. 23 of 1999).

We trust that the above information satisfactorily addresses the matters raised in your request for further information and respectfully request that the application be considered accordingly.

WICKLOW COUNTY COUNCIL
15 OCT 2026

Directors: A Mulligan (Chairman), L Benson, Y Kelly, C McGuire, M O'Brian, E O'Brien, J Taylor.

BirdWatch Ireland is the trading name of the Irish Wildbird Conservancy (Cairde Éanlaith Éireann)
a company limited by guarantee Registered in Ireland, no 116468
CHY (Revenue) no 5703 Registered charity no 20008963
Registered office Unit 20, Block D, Bullford Business Campus, Kilcoole, Co Wicklow, A63 RW83, Ireland

BirdLife INTERNATIONAL

BirdWatchIreland
birdwatchireland.ie
protecting birds and biodiversity

Unit 20, Block D
Bullford Business Campus
Kilcoole
Co Wicklow
A63 RW83
Ireland

t: +353 1 281 9878
e: info@birdwatchireland ie
w: birdwatchireland ie

Patron
Catherine Connolly
PRESIDENT OF IRELAND

Éarlamh
Catherine Connolly
UACHTARÁN NA hÉIREANN

Should you require any information or clarification in relation to this application, please do not hesitate to contact me.

Yours faithfully,

Louise Barry

Louise Barry

Office Manager

BirdLife INTERNATIONAL

Directors: A Mulligan (Chairman), L Benson, Y Kelly, C McGuire, M O'Briain, E O'Brien, J Taylor.

BirdWatch Ireland is the trading name of the Irish Wildbird Conservancy (Cairde Éanlaith Eireann)
a company limited by guarantee Registered in Ireland, no 116468
CHY (Revenue) no 5703 Registered charity no 20008963
Registered office. Unit 20, Block D, Bullford Business Campus, Kilcoole, Co Wicklow, A63 RW83, Ireland

Comhairle Contae Chill Mhantáin
Wicklow County Council

Pleanáil, Forbairt Eacnamaíochta agus Tuaithe
Planning, Economic and Rural Development

Áras An Chontae / County Buildings
Cill Mhantáin / Wicklow
Guthán / Tel (0404) 20148
Faics / Fax. (0404) 69462
Rphost / Email plandev@wicklowcoco ie
Suíomh / Website www wicklow ie

Louise Barry,
Unit 20, Block D,
Bullford Business Campus,
Kilcoole,
Co. Wicklow.
A63 RW83

30th September 2026

RE: Application for Certificate of Exemption under Section 5 of the Planning & development Acts 2000 (as amended) – EX112/2026 – for Irish Wildbird Conservancy T/A Birdwatch Ireland

A Chara,

With respect to the query under Section 5 of the Planning and Development Act 2000(as amended), as to whether or not the "installation of an electric vehicle (EV) charging point" at Unit 20, Block D, Bullford Business Campus, Kilcoole, Co. Wicklow is or is not development and is or is not exempted development within the meaning of the Planning and Development Acts, 2000(as amended):

Further information is required as follows;

1. With respect to the proposal to install a free-standing electric vehicle charge point, in order to clarify if the proposal falls within the scope of Class 29A of The Planning & Development Regulations 2001 (as amended), please clarify;
   a) the charging point for electric vehicles does not exceed 3.6 cubic metres by volume above ground,
   b) that such electrical construction or adaptation shall be carried out by a registered electrical contractor within the meaning of section 9D of the Electricity Regulation Act 1999 (No. 23 of 1999).

Mise, le meas

Caoilfhionn Byrne

A/STAFF OFFICER
PLANNING DEVELOPMENT AND ENVIRONMENT

WICKLOW COUNTY COUNCIL
PLANNING DEPARTMENT

PLANNING REPORT SECTION 5 APPLICATION

TO:	**EDEL BERMINGHAM S.P/ PATRICE RYAN S.E.P**
FROM:	**HOLLY O'CONNOR E.P.**
SUBJECT REF:	**EX 112/2026**
DECISION DATE:	***08/10/2026***
APPLICANT:	**IRISH WILDLIFE CONSERVANCY**
ADDRESS:	**UNIT 20, BLOCK, D, BULLFORD BUSINESS CAMPUS KILCOOLE, CO. WICKLOW**
EXEMPTION QUERY:	**INSTALLTION OF ELECTRICAL VEHICLE CHARGE POINT- FREE STANDING**

Site Location:

The subject site is located in the urban settlement of Kilcoole, within the existing/established Bullford Business Pk, on land zoned E-Employment. The site is accessed via the local road L1048-0. The business park consists of several large blocks with multiple companies operating. The subject site is unit 20 and the associated car parking spaces to the front of the block.

Planning History:

None on specific unit- Business Pk has been developed in phases since 2004 onwards.

Relevant Plan:

Wicklow County Development Plan 2022-2028- Variation 4 & 5
Greystones/ Delgany & Kilcoole LPF 2022-2028
Zone: E-Employment
Description: To provide for the development of enterprise and employment.

Relevant ACP/ABP Referrals:

ABP Ref. RL06S.302163- Petrogas Group Ltd (T/A Applegreen)- 14/12/2018

Whether the provision of an electrical kiosk is or is not development or is or is not exempted development at Applegreen Service Station, Tootenhill House, Tootenhill, Rathcoole, Co. Dublin

(a) The construction of the kiosk comes within the scope of the definition of development contained in Section 3 of the Planning and Development Act 2000, as amended.

(b) The kiosk as constructed did not form part of the permitted development at the site and, by reason of its scale and location would not be categorised as a de minimis alteration to the permitted development.

(c) There is no provision for exemption for the said electrical kiosk provided for in Section 4 of the Planning and Development Act 2000, as amended, and it does not come within the scope of Section 4(1)(h) of the Planning and Development Act 2000, as amended, not being works for the maintenance, improvement or other alteration of any structure, but consisting of the erection of new structure.

(d) It has not been demonstrated, in the documentation submitted by the referrer, that this kiosk comes within the scope of Class 29 of Part 1 of the Second Schedule to the Planning and Development Regulations, 2001, as amended,

(e) There are no provisions for exemption for this electrical kiosk provided for in the Planning and Development Regulations 2001, as amended, and

(f) Therefore, the construction of the electrical kiosk is development and is not exempted development.

ABP Ref. RL29S.324053- 10, Templemore Avenue, Rathmines, Dublin 6- 21/05 2026

WHEREAS a question has arisen as to whether a freestanding electric vehicle (EV) charging unit together with a retractable charge arm, located wholly within the curtilage of the property, described as comprising:

(a) a freestanding post approximately 250 centimetres high,

(b) a retractable arm with a maximum horizontal extension of approximately 245 centimetres,

(c) a charging cable suspended at a minimum height of approximately 243 centimetres above ground, and

(d) a compact charger unit mounted to the upright within the property boundary. The equipment retracts fully when not in use and does not constitute a traffic hazard or construction, all at 10 Templemore Avenue, Rathmines, Dublin is or is not development and is or is not exempted development:

NOW THEREFORE An CoimisiOn Pleanala, in exercise of the powers conferred on it by section 5 (3) (a) of the 2000 Act, hereby decides:

(a) the proposed compact charger unit would constitute development and would constitute exempted development,

(b) the freestanding post approximately 250 centimetres high, retractable arm with a maximum horizontal extension of approximately 245 centimetres and charging cable suspended at a minimum height of approximately 243 centimetres above ground constitute development, and do not constitute exempted development, and

(c) the retractable arm would endanger public safely as it would create anobstruction to users of the public footpath by way of a height restriction and trip hazard and therefore would not be exempt by virtue of an obstruction to road users, all at 10 Templemore Avenue, Rahtmines, Dublin.

Declaration details submitted/ The QUESTION:

Whether the installation of an electric vehicle (ev) charging point at the company office constitutes development and if so whether it constitutes exempt development.

- the proposal is to install a free standing/ pedestal within the existing private car park **or**
- a wall mounted EV charging unit to side of existing Block D/ unit 20.
- install necessary cabling/equipment.

Relevant legislation:

<u>Planning and Development Act 2000 (as amended)</u>

Section 2:

"structure" means any building, structure, excavation, or other thing constructed or made on, in or under any land, or any part of a structure so defined, and—

(a) where the context so admits, includes the land on, in or under which the structure is situate,

"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.

Development -Section 3:
"development" means—
(a) the carrying out of any works in, on, over or under land, or the making of any material change in the use of any land or structures situated on land, or

Exempted Development Section 4:
(1) The following shall be exempted developments for the purposes of this Act—

(h) development consisting of the carrying out of works for the maintenance, improvement or other alteration of any structure, being works which affect only the interior of the structure or which do not materially affect the external appearance of the structure so as to render the appearance inconsistent with the character of the structure or of neighbouring structures

Planning & Development Regulations 2001 (as amended)
Article 3 Interpretation
"hazard" means the intrinsic property of a dangerous substance or physical situation, with a potential for creating damage to human health or the environment;

Article 6(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.

Article 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 (inter alia)
(iii) endanger public safety by reason of traffic hazard or obstruction of road users,
(xi) obstruct any public right of way,

Schedule 2, Part 1, Exempted Development

CLASS 29A *Development consisting of –* *(a) the construction of a charging point for electric vehicles that –* *(i) in the case of a charging point situated on a public road, does not exceed 0.75 cubic metres by volume above ground, and* *(ii) in all other cases, does not exceed 3.6 cubic metres by volume above ground,* *(b) the adaptation of a street lighting pole for the purposes of the provision of both street*	Advertising signage or other advertising material shall not be affixed to, or placed at, a charging point situated on a public road other than for the purpose of – (a) identifying the charging point, (b) providing instructions in relation to fees and to the use of the charging point, or (c) providing the contact details of the operator, manager or owner of the charging point.

lighting and a charging point for electric vehicles, *(c) the adaptation of a car parking payment machine situated on a public road for the purpose of both the making of payments for car parking and a charging point for electric vehicles, or* *(d) the construction of bollards not exceeding –* *(i) 1.2 metres in height, and* *(ii) 0.2 cubic metres by volume above ground,* *for the purpose of protecting such charging point,* *provided that such electrical construction or adaptation is carried out by a registered electrical contractor within the meaning of section 9D of the Electricity Regulation Act 1999 (No. 23 of 1999).*	

Roads Act 1993

Section 2 Interpretation:

"road" includes—

(a) any street, lane, footpath, square, court, alley or passage,

(b) any bridge, viaduct, underpass, subway, tunnel, overpass, overbridge, flyover, carriageway (whether single or multiple), pavement or footway,

(c) any weighbridge or other facility ....., and

(d) any other structure or thing forming part of the road and—

(i) necessary for the safety, convenience or amenity of road users or for the construction, maintenance, operation or management of the road or for the protection of the environment, or

(ii) prescribed by the Minister;

Assessment:

The first assessment must be whether or not the proposal outlined above constitutes development within the remit of Section 3 of the Planning and Development Act 2001. The proposal is for a freestanding/ pedestal electric vehicle (EV) charging unit located wholly within the private car park of the property. The subject matter in this case clearly comprises works within the meaning of section 2 of the 2000 Act, as amended, and therefore comprises development as defined in Section 3 thereof.

The second stage of the assessment is to determine whether or not the proposal would be exempted development under the Planning and Development Act 2000 (as amended) or it's associated Regulations.

Having regard to s.4(1)(h) of the Planning and Development Act. It is considered that the free-standing unit does not relate to the alteration of a structure.

Class 29A of the 2001 regulations, as amended provides an exemption for the construction of a charging point for electric vehicles, subject only to limitations on the volume of the structure and regarding the attachment of advertising, and subject to construction or adaptation being carried out by a registered electrical contractor. In this regard, the applicant has not detailed the cubic metres volume of the proposed charging point and has not confirmed that the installation will be carried out by registered electrical contractor. **Further information is required.**

In the context of the restriction under art 9(1)(a). The proposal is located in a private car park and therefore would not endanger public safety by reason of traffic hazard or obstruction of footpath users. I do not consider that a public safety issue or a restriction on exemption arises in this instance.

EIA Screening

The subject development is not a class for the purposes of EIA as per the classes of development set out in Schedule 5 of the Planning and Development Regulations 2001, as amended (or Part V of the 1994 Roads Regulations). No mandatory requirement for EIA therefore arises and there is also no requirement for a screening determination.

Appropriate Assessment:

Having regard to the location of the subject site which is not located within or directly adjoining a designated Natura 2000 site, it is not considered that the proposed development, would give rise to any adverse impacts on the qualifying interests and conservation objectives of any natura sites and therefore the proposed development would not necessitate the carrying out of an Appropriate Assessment in accordance with the requirements of Article 6(3) of the EU Habitats Directive.

Recommendation:

Further information is required as follows;

1. With respect to the proposal to install a free-standing electric vehicle charge point, in order to clarify if the proposal falls within the scope of Class 29A of The Planning & Development Regulations 2001 (as amended), please clarify;
   a) the charging point for electric vehicles does not exceed 3.6 cubic metres by volume above ground,
   b) that such electrical construction or adaptation shall be carried out by a registered electrical contractor within the meaning of section 9D of the Electricity Regulation Act 1999 (No. 23 of 1999).

Holly O'Connor

Date: 29/09/2026

Holly O'Connor E.P

T/SP
29/9/2026

MEMORANDUM

WICKLOW COUNTY COUNCIL

TO: Holly O'Connor
Executive Planner

FROM: Joanne Byrne
A/Staff Officer

RE:- EX112/2026 - Declaration in accordance with Section 5 of the Planning & Development Acts 2000 (as amended)

I enclose herewith for your attention application for Section 5 Declaration received 11/09/2026.

The due date on this declaration is the **08/10/2026.**

Joanne Byrne.

A/ Staff Officer
Planning, Development & Environment

Comhairle Contae Chill Mhantáin
Wicklow County Council

Pleanáil, Forbairt Eacnamaíochta agus Tuaithe
Planning, Economic and Rural Development

Áras An Chontae / County Bui
Cill Mhantáin / Wicklow
Guthán / Tel (0404) 20148
Faics / Fax (0404) 69462
Rphost / Email: plandev@wicklowc
Suíomh / Website www wicklow ie

Louise Barry,
Unit 20, Block D,
Bullford Business Campus,
Kilcoole,
Co. Wicklow.
A63 RW83

14th of September 2026

RE: Application for Certificate of Exemption under Section 5 of the Planning and Development Acts 2000 (as amended) – EX112/2026

A Chara

I wish to acknowledge receipt on 11/09/2026 full details supplied by you in respect of the above Section 5 application. A decision is due in respect of this application by 08/10/2026.

Mise, le meas

Joanne Byrne.

Joanne Byrne
A/ Staff Officer
Planning, Economic & Rural Development

Wicklow County Council
County Buildings
Wicklow
0404 20100

11/09/2026 15:38:19

Receipt No L1/0/369637
***** REPRINT *****

BIRD WATCH IRELAND
UNIT 20 BLOCK D
BULLFORD BUSINES CAMPUS
KILCOOLE
CO WICKLOW
A63RW83

EXEMPTION CERTIFICATES	80.00
GOODS 80.00	
VAT Exempt/Non-vatable	

Total	80.00 EUR

Tendered
Credit Card 80.00
BIRD WATCH IRELAND

Change 0.00

Issued By Lea Anne Daniels
From Customer Service Hub
Vat reg No 0015233H

WICKLOW COUNTY COUNCIL
11 SEP 2026
PLANNING DEPT.

Wicklow County Council
County Buildings
Wicklow
Co Wicklow
Telephone 0404 20148
Fax 0404 69462

Office Use Only

Date Received _____

Fee Received _____

APPLICATION FORM FOR A DECLARATION IN ACCORDANCE WITH SECTION 5 OF THE PLANNING & DEVELOPMENT ACTS 2000(AS AMENDED) AS TO WHAT IS OR IS NOT DEVELOPMENT OR IS OR IS NOT EXEMPTED DEVELOPMENT

1. Applicant Details

(a) Name of applicant: Irish Wildbird Conservancy T/A BirdWatch Ireland

Address of applicant: Unit 20, Block D, Bullford Business Campus, Kilcoole, Greystones, Co Wicklow A63 RW83

Note Phone number and email to be filled in on separate page.

2. Agents Details (Where Applicable)

(b) Name of Agent (where applicable): Louise Barry (Office Manager)

Address of Agent : Unit 20, Block D, Bullford Business Campus, Kilcoole, Greystones, Co Wicklow A63 RW83

Note Phone number and email to be filled in on separate page.

3. Declaration Details

i. Location of Development subject of Declaration Unit 20, Block D, Bullford Business Campus, Kilcoole, Greystones, Co Wicklow, A63 RW83

ii. Are you the owner and/or occupier of these lands at the location under i. above? Yes/ No. **YES**

iii. If 'No' to ii above, please supply the Name and Address of the Owner, and or occupier

iv. Section 5 of the Planning and Development Act provides that: If any question arises as to what, in any particular case, is or is not development and is or is not exempted development, within the meaning of this act, any person may, a payment of the prescribed fee, request in writing from the relevant planning authority a declaration on that question. You should therefore set out the query for which you seek the Section 5 Declaration

We wish to establish whether the proposed installation of an electric vehicle (EV) charging point at our company offices in Bullford Business Campus, Kilcoole, Co Wicklow, constitutes development and if so whether the proposed installation is exempted development under the Planning and Development Acts. The proposal is to install a free standing/pedestal or a wall mounted EV Charging Unit within the existing private car parking area at the location mentioned, together with the necessary associated electrical cabling and equipment. The charger will be used for charging a workplace pool vehicle, which is a plug-in hybrid vehicle. Please see images below of the location of the proposed installation of the Free Standing/Pedestal EV Charging Unit. I have also included images of the location of the proposed installation of the Wall Mounted Charger would be installed. These images document the proposed area as to where the proposed installation should be. I therefore seek a declaration from the Planning Authority as to whether the proposed installation of the EV charging point and associated equipment is

ADDITIONAL CONTACT INFORMATION
NOT TO BE MADE AVAILABLE WITH APPLICATION

Please note:

- **This page will not be published as part of the planning file.**

Applicant:

Telephone No.	
Email Address	
Fax No.	

Person/Agent acting on behalf of the Applicant (if any):

Telephone No.	
Email Address (if any)	
Fax No. (if any)	

Proposed Electric Vehicle (EV) Charging Point / Charger

1. Purpose of Request

We wish to establish whether the proposed installation of an electric vehicle (EV) charging point/charger at the stated private location constitutes development and, if so, whether the proposed installation constitutes exempted development under the Planning and Development Acts and Regulations.

2. Description of Proposed Development

The proposal is to install an EV charging unit within the existing private car parking area at the stated location on the form.

Two possible installation arrangements are being considered and are as follows:

- **Free-standing/pedestal EV charging unit**; or
- **Wall-mounted EV charging unit**.

The proposed installation will include the necessary associated electrical cabling, connections and ancillary equipment required for the operation of the charging point.

3. Use of the EV Charging Point

The EV charging point will be used to charge a workplace pool vehicle, which is a plug-in hybrid electric vehicle.

The proposal is solely for the provision of vehicle charging facilities and does not involve the creation of additional car parking spaces or alteration to the existing parking arrangement.

4. Existing Site and Proposed Location

The proposed EV charging point will be located within the existing car parking area at the stated location. I have provided Photographs as evidence of the location of the charging points.

A. Free-Standing / Pedestal Charger Location
Images showing the proposed area for the installation of the free-standing/pedestal EV charging unit.

exempted development and does not require planning permission. Please see separate document which supports this section.

Additional details may be submitted by way of separate submission.

v. Indication of the Sections of the Planning and Development Act or Planning Regulations you consider relevant to the Declaration

The important provisions are Section 3, Section 4 and Section 5 of the Planning and Development Act 2000.

- Section 3 is applicable to determining whether the proposed installation of an electric vehicle (EV) charging point, together with associated electrical cabling and additional equipment, constitutes development.
- Section 4 is relevant to determining whether the proposed development constitutes exempted development.
- Section 5 is relevant as the statutory provision under which a declaration is sought from the Planning Authority as to whether the proposed works establish development and, if so, whether they constitute exempted development.

Additional details may be submitted by way of separate submission.

vi. Does the Declaration relate to a Protected Structure or is it within the curtilage of a Protected Structure (or proposed protected structure)? No

vii. List of Plans, Drawings submitted with this Declaration Application:

- Pictures of location of proposed EV Charger installation along with an AI Generated Picture(s) of proposed EV Charger installation.
- Plans/Drawings of our unit (as highlighted)

viii. Fee of € 80 Attached ? Yes

Signed : Louise Barry Dated : 11th September 2026

Additional Notes :

As a guide the minimum information requirements for the most common types of referrals under Section 5 are listed below :

A. Extension to dwelling - Class 1 Part 1 of Schedule 2

- Site Location Map
- Floor area of structure in question - whether proposed or existing.
- Floor area of all relevant structures e.g. previous extensions.
- Floor plans and elevations of relevant structures.
- Site Layout Plan showing distance to boundaries, rear garden area, adjoining dwellings/structures etc.

B. Land Reclamation -

The provisions of Article 8 of the Planning and Development Regulations 2001 (as amended) now applies to land reclamation, other than works to wetlands which are still governed by Schedule 2, Part 3, Class 11. Note in addition to confirmation of exemption status under the Planning and Development Act 2000(as amended) there is a certification process with respect to land reclamation works as set out under the European Communities (Environmental Impact Assessment) (Agriculture) Regulations 2011 S.I. 456 of 2011. You should therefore seek advice from the Department of Agriculture, Fisheries and Food.

Any Section 5 Declaration should include a location map delineating the location of and exact area of lands to be reclaimed, and an indication of the character of the land.

C. Farm Structures - Class 6 -Class 10 Part 3 of Schedule 2.

- Site layout plan showing location of structure and any adjoining farm structures and any dwellings within 100m of the farm structure.
- Gross floor area of the farm 41structure
- Floor plan and elevational details of Farm Structure and Full details of the gross floor area of the proposed structure.
- Details of gross floor area of structures of similar type within the same farmyard complex or within 100metres of that complex.

B. Wall-Mounted Charger Location
Images showing the proposed area where the wall-mounted EV charging unit could be installed.

These photographs document the existing site conditions and identify the proposed locations for the installation.

5. Planning Declaration Sought

I therefore seek a formal declaration from the Planning Authority as to:

1. Whether the proposed installation of the EV charging point constitutes development.
2. If it constitutes development, whether the proposed installation is exempted development under the Planning and Development Acts and Regulations.
3. Whether the proposed free-standing/pedestal EV charging unit is exempted development.
4. Whether the proposed wall-mounted EV charging unit is exempted development. and
5. Whether the associated electrical cabling, connections and ancillary equipment are covered by the relevant exemption.

6. Request to the Planning Authority

I request that the Planning Authority consider the information provided, including the photographs of the proposed installation locations, and issue a Section 5 declaration confirming whether the proposed EV charging point and associated works constitute exempted development and therefore do not require planning permission.

7. Supporting Photographs

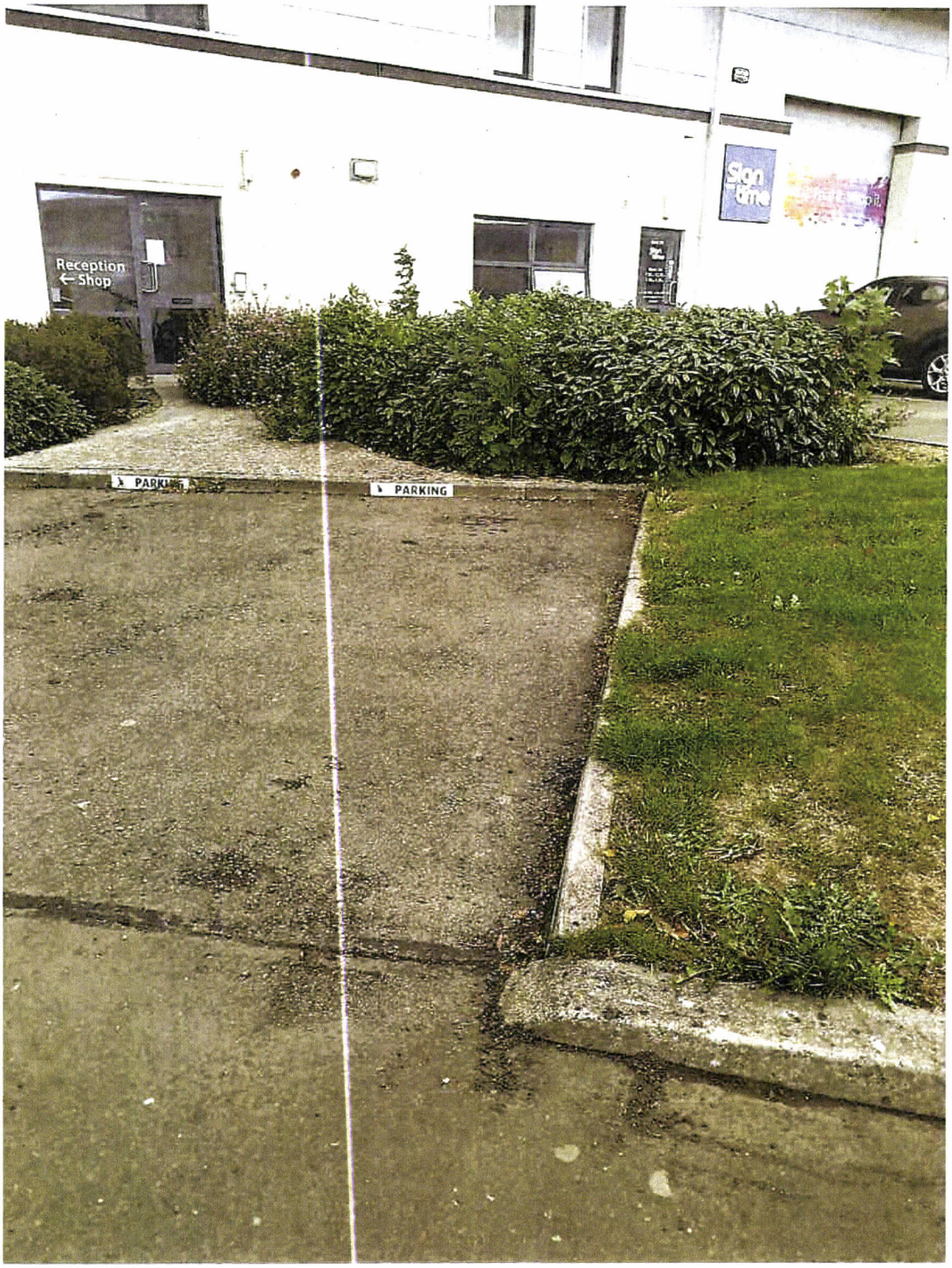
The following photographs are submitted in support of this request:

- **Photograph 1:** Proposed location of free-standing/pedestal EV charging unit.
- **Photograph 2:** Proposed location of wall-mounted EV charging unit.

Photograph 1: Proposed location of free-standing/pedestal EV charging unit.




NOVA
PARKING


Reception
← Shop
PARKING

AI Generated image as to the EV Freestanding Charger installation:



Photograph 2: Proposed location of wall-mounted EV charging unit.





AI Generated image as to the EV Wall-mounted Charger installation on left side of wall





REVISION	DATE	DESCRIPTION	REV BY	CHK BY

MUIR ASSOCIATES

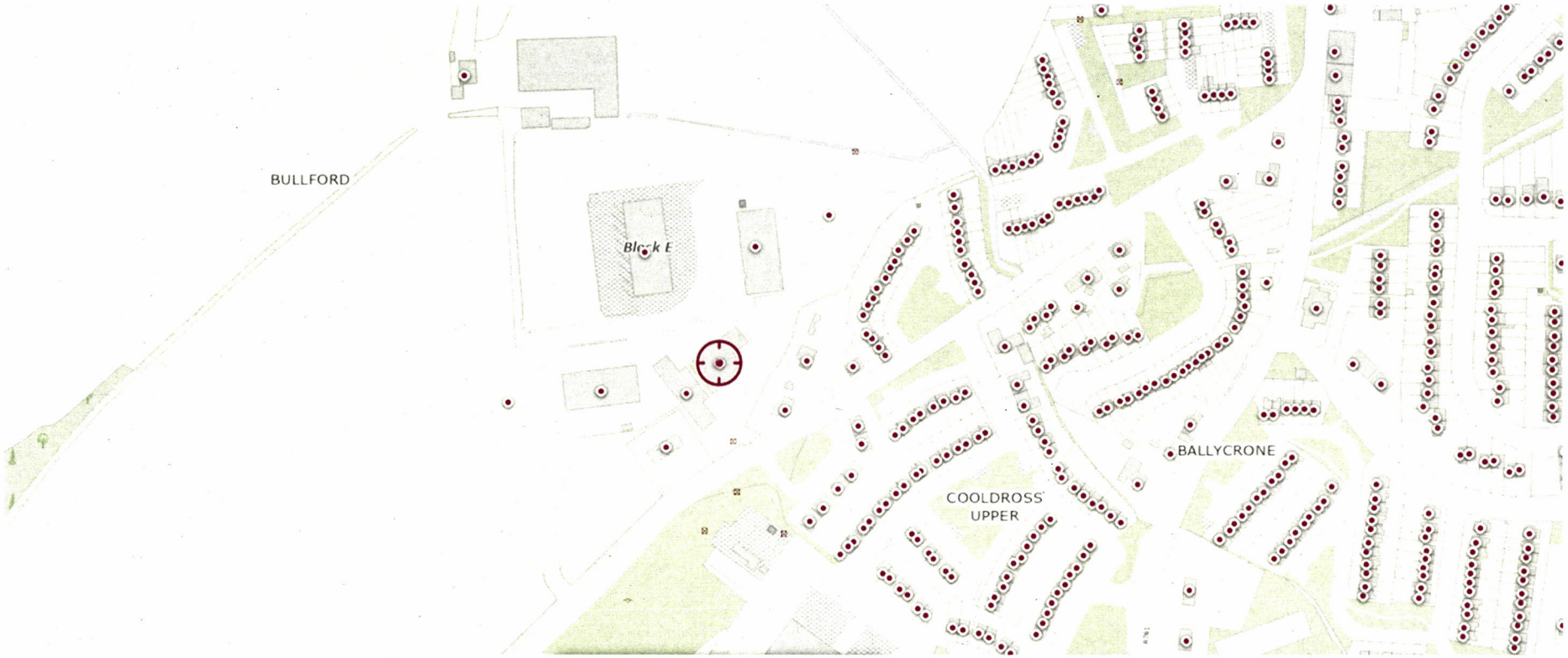
Consulting Engineers
17, Fitzwilliam Place,
Dublin 2, Ireland
Telephone (+353-1-6763788)
Facsimile (+353-1-6624536)
E-mail muir@indigo.ie

PROJECT BULLFORD BUSINESS CAMPUS

TITLE PLAN3

ISSUE ISSUED FOR LEGAL PURPOSES

Partner	Proj. Eng.	Drawn by	DRG.NO	RE
JKM	DF	KOS		


BULLFORD
Block E
BALLYCRONE
COOLDROSS
UPPER