

CLARE COMHAIRLE CONTAE AN CHLÁIR COUNTY COUNCIL

Registered Post

Shannon Commercial Enterprises DAC C/o O'Neill O'Malley Architecture Block 2, Galway Technology Park Co. Galway **H91 KFD3**

11th July 2025

Section 5 referral Reference R25-46 – Shannon Commercial Enterprises DAC

Is the non-material change of use of Bay 88, Shannon Airport Business Park, from 'Enterprise' to 'Training Centre' considered development and if so, is it exempted development?

A Chara.

I refer to your application received on 16th June 2025 under Section 5 of the Planning & Development Act 2000 (as amended) in relation to the above.

The Planning Authority has considered the matter and I attach herewith the Council's findings in this matter.

Where a declaration is issued by the Planning Authority, any person issued with a declaration, may on payment to an An Coimisiún Pleanála of the required fee, refer a declaration for review by An Coimisiún Pleanála within 4 weeks of the date of the issuing of the declaration. Details on making such appeal are available on the Board's website at www.pleanala.ie.

Mise, le meas

Anne O'Gorman Staff Officer

Planning Department

Economic Development Directorate

An Roinn Pleanála An Stiúrthóireacht Forbairt Gheilleagrach

Åras Contae an Chláir, Bóthar Nua, Inis, Co. an Chláir, V95 DXP2

Planning Department Economic Development Directorate

Áras Contae an Chláir, New Road, Ennis, Co. Clare, V95 DXP2











DECLARATION ISSUED UNDER SECTION 5 OF THE PLANNING & DEVELOPMENT ACT 2000 (AS AMENDED)

Reference No.: R25-46



Section 5 referral Reference R25-46

Is the non-material change of use of Bay 88, Shannon Airport Business Park, from 'Enterprise' to 'Training Centre' considered development and if so, is it exempted development?

AND WHEREAS, Shannon Commercial Enterprises DAC has requested a declaration from Clare County Council on the said question.

AND WHEREAS Clare County Council, in considering this referral, had regard in particular to -

- (a) Sections 2, 3 and 4 of the Planning and Development Act, 2000, as amended,
- (b) The details received from the referrer on 16th June 2025 and on the 10th July 2025.
- (c) The planning history of the site, the permitted use of the building as an industrial building, and the pattern of development in the area.

And whereas Clare County Council has concluded:

- (a) The subject building has been used as an 'industrial building' as defined under the Planning & development Regulations 2001, as amended.
- (b) The provision of specialised aviation apprenticeship training is considered to be incidental to industrial process and for the making of an 'article' including aircraft as set out in the Regulations.
- (c) It is considered that the provision of specialised aviation apprenticeship training would not result in a material change in use of the subject building and therefore would not constitute development as set out in the Planning & Development Act 2000, as amended.

THEREFORE: The Planning Authority in exercise of the powers conferred on it by Section 5 of the Planning and Development Act, 2000 (as amended), hereby decides that:

The proposed development consisting of the use of the subject building for the provision of specialised Aviation apprenticeships for the aviation industry **does not constitute development** as defined within the Planning & Development Acts, 2000 (as amended) and associated regulations.

Anne O'Gorman

Staff Officer

Planning Department

Economic Development Directorate

11th July 2025

CLARE COUNTY COUNCIL

SECTION 5 OF THE PLANNING AND DEVELOPMENT ACT 2000 AS AMENDED

DECLARATION ON DEVELOPMENT AND/OR EXEMPTED DEVELOPMENT

Chief Executive's Order No:

95870

Reference Number:

R25-46

Date Referral Received:

16th June 2025

Name of Applicant:

Shannon Commercial Enterprises DAC

Location of works in question:

Bay 88, Shannon Airport Business Park,

Shannon, Co. Clare

Section 5 referral Reference R25-46 - Shannon Commercial Enterprises DAC

Is the non-material change of use of Bay 88, Shannon Airport Business Park, from 'Enterprise' to 'Training Centre' considered development and if so, is it exempted development?

AND WHEREAS Clare County Council, in considering this referral, had regard in particular to -

- (a) Sections 2, 3 and 4 of the Planning and Development Act, 2000, as amended,
- (b) The details received from the referrer on 16th June 2025 and on the 10th July 2025.
- (c) The planning history of the site, the permitted use of the building as an industrial building, and the pattern of development in the area.

AND WHEREAS Clare County Council has concluded:

- (a) The subject building has been used as an 'industrial building' as defined under the Planning & development Regulations 2001, as amended.
- (b) The provision of specialised aviation apprenticeship training is considered to be incidental to industrial process and for the making of an 'article' including aircraft as set out in the Regulations.
- (c) It is considered that the provision of specialised aviation apprenticeship training would not result in a material change in use of the subject building and therefore would not constitute development as set out in the Planning & Development Act 2000, as amended.

ORDER:

Whereas by Chief Executive's Order No. HR 343 dated 19th May 2025, Gordon Daly, Chief Executive for Clare County Council, did, pursuant to the powers conferred on him by Section 154 of the Local Government Act 2001, delegate to Candace Ingram, Senior Executive Planner, the powers, functions and duties as set out herein,

NOW THEREFORE pursuant to the delegation of the said powers, functions and duties and under Section 5(2)(a) of the Planning & Development Act 2000 (as amended)

and having considered the various submissions and reports in connection with the referral described above, I, Candace Ingram, Senior Executive Planner, hereby declare that the use of the subject building for the provision of specialised Aviation apprenticeships for the aviation industry is not considered development.

Signed:

CANDACE INGRAM

SENIOR EXECUTIVE PLANNER

Date:

11th July 2025

CLARE COUNTY COUNCIL SECTION 5 DECLARATION OF EXEMPTION APPLICATION PLANNERS REPORT

APPLICANT(S): Shannon Commercial Enterprises DAC

REFERENCE: R25-46

LOCATION: Bay 88 Shannon Airport Business park, Shannon County Clare.

Referral Question; Is the non-material change of use of Bay 88 at the Shannon Airport

Business Park , from 'Enterprise' to 'Training Centre' development

and if so, is this exempted development.

Amended Referral question

"Is the use of Bay 88 at Shannon Airport Business Park for the provision of specialized Aviation apprenticeships for the aviation industry development and, if so, is this exempted development.

DUE DATE: Friday 11th July 2025

Site Location ;

The subject property is located at bay 88 at the Shannon Airport Business park, Shannon County Clare. The building is vacant at present. There is a café called 'Café Solo' adjacent to this property.

Referral Question;

"Is the use of Bay 88 at Shannon Airport Business Park for the provision of specialized Aviation apprenticeships for the aviation industry development and, if so, is this exempted development.

This referral is made by; Shannon Commercial Enterprises DAC.



Figure 1: Front elevation of subject property

In the additional information as submitted, Shannon Airport provides the following details:

- The non material change of use of Bay 88 Shannon Airport Business Park from Enterprise to use Training Centre use would be to facilitate the use of this property by our tenants to use the building as a higher education training facility.
- No changes are proposed to the buildings external fabric.
- A location map of the property has been submitted.

On 10/07/25 the referrer submitted additional details to the planning authority and advised that it is proposed to use the subject building for more specialized aviation apprenticeships for the Irish Aviation Industry. The additional details also advised that the building was used for research and development, training and manufacturing in the past.

Having regard to the additional details submitted and in order that the referral question adequately reflects the nature of the use proposed in the building, I deem it appropriate to alter the referral question to the following;

"Is the use of Bay 88 at Shannon Airport Business Park for the provision of specialized Aviation apprenticeships for the aviation industry development and, if so ,is this exempted development".

Recent Planning History

At the subject property- None

Older planning files at subject property

04-1203

Bay 89 Shannon Free Zone Shannon Co. Clare for change of use and subdivision of Bay 89, Shannon Free Zone, from one industrial unit to three incubator units for knowledge based activities, (no visiting public) with elevational alterations, entrance canopies, extension to adjoining carpark, individual signage and ancillary site works

Permission was granted.

96-220

Shannon Development Co. Ltd. Shannon Free zone Co. Clare

to carry out internal reinstatement and external elevation upgrading works to existing Bay 88

Permission was granted.

Statutory Provisions Considered

(1) Planning and Development Regulations 2001 (as amended)

Consideration has been given to the following provisions of the Planning and Development Regulations 2001 (as amended) in the assessment of this application:

- -Article 10 (1) of the Planning Regulations
- -Article 10, Part 4 ' Exempted Development Classes of uses' of the Planning Regulations 2001 (as amended)

Having regard to Article 10(1), which states that ;"10. (1) Development which consists of a change of use within any one of the classes of use specified in Part 4 of Schedule 2, shall be exempted development for the purposes of the Act, provided that the development, if carried out would not—

- (a) involve the carrying out of any works other than works which are exempted development,
- (b) contravene a condition attached to a permission under the Act,
- (c) be inconsistent with any use specified or included in such a permission, or
- (d) be a development where the existing use is an unauthorised use, save where such change of use consists of the resumption of a use which is not unauthorised and which has not been abandoned.

Regard has been had to part 2, Exempted Development, Interpretation for this part, 5(1) of the Planning and Development Regulations 2001 (as amended) which provided the following definitions:

"industrial building" means a structure (not being a shop, or a structure in or adjacent to and belonging to a quarry or mine) used for the carrying on of any industrial process;

"light industrial building" means an industrial building in which the processes carried on or the plant or machinery installed are such as could be carried on or installed in any residential area without detriment to the amenity of that area by reason of noise, vibration, smell, fumes, smoke, soot, ash, dust or grit;

"industrial process" means any process which is carried on in the course of trade or business, other than agriculture, and which is- (a) for or incidental to the making of any article or part of an article, **or**

for or incidental to the altering, repairing, ornamenting, finishing, cleaning, washing, packing, canning, adapting for sale, breaking up or demolition of any article, including the getting, dressing or treatment of minerals, and for the purposes of this paragraph, "article" includes-

- (i) a vehicle, aircraft, ship or vessel, or
- (ii) a sound recording, film, broadcast, cable programme, publication and computer program or other original database

The former uses of this building included industrial uses. As per the details submitted, it is stated that it is proposed to use the building as an aviation apprentice training centre. As per additional information submitted by the referrer to the Planning Authority on 10/07/25, the referrer advised that it is proposed to use the subject building to provide for more specialised aviation apprenticeships for the Irish Aviation industry.

Having regard to the proposed use of the building for purposes of aviation apprenticeships, which is a use incidental to the altering, repairing and finishing of aircraft, the proposed use of the subject building is not considered to constitute a material change of use and therefore is not considered 'development'.

(2) Planning and Development Act, 2000 (as amended)

To assess this proposal, regard must be had to the *Planning and Development Act 2000, as amended.*

S.3.(1)In this Act, "development" means, except where the context otherwise requires, the carrying out of any works on, in, over or under land or the making of any material change in the use of any structures or other land.

'Works' are defined in Section 2 of the *Planning and Development Act 2000, as amended* as follows:

"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.

The proposed use of the subject building for training purposes does not require any changes to the subject building and hence works are not proposed at this building

Consideration has been given as to whether or not the proposal to change the use from past industrial uses to an industrial training use constitutes a material change in the use of the building and hence constitutes development.

It is my view that the use of this building for training purposes for aviation apprenticeships would not constitute a material change in the use of the building and hence the proposal to use the subject building for this purpose is **not development**, in accordance with Section 3(1) of the Planning Act 2000 (as amended).

Conclusion

Having regard to the above, I consider that the proposed use being:

"Is the use of Bay 88 at Shannon Airport Business Park for the provision of specialized Aviation apprenticeships for the aviation industry development and, if so is this exempted development" (referral question changed by Planner having regard to additional details received on 10/07/25)

Does not constitute development in accordance with the Planning and Development Act 2000 (as amended).

Recommendation

The following question has been referred to the Planning Authority (referral question reframed having regard to details received 10/07/25):

"Is the use of Bay 88 at Shannon Airport Business Park for the provision of specialised Aviation apprenticeships for the aviation industry development and, if so, is this exempted development".

The Planning Authority in considering this referral had regard to:

- (a) Sections 2, 3 and 4 of the Planning and Development Act, 2000, as amended,
- (b) The details received from the referrer on 16th June 2025 and on the 10th July 2025.
- (c) The planning history of the site, the permitted use of the building as an industrial building, and the pattern of development in the area.

And Whereas, the Planning Authority has concluded that:

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- (a) The subject building has been used as an 'industrial building' as defined under the Planning & development Regulations 2001, as amended.
- (b) The provision of specialised aviation apprenticeship training is considered to be incidental to industrial process and for the making of an 'article' including aircraft as set out in the Regulations.
- (c) It is considered that the provision of specialised aviation apprenticeship training would not result in a material change in use of the subject building and therefore would not constitute development as set out in the Planning & Development Act 2000, as amended.

Now Therefore, Clare County Council (Planning Authority) in exercise of the powers conferred on it by section 5 (2) of the 2000 Act, has concluded that the use of the subject building for the provision of specialised Aviation apprenticeships for the aviation industry is **not development**.

Annemarie McCarthy Executive Planner

Date: 10-07-25

Garreth Ruane

Senior Executive Planner

10/07/2025

Annemarie McCarthy

From:

Gerry Dillon < gerry.dillor

Sent:

Thursday 10 July 2025 09:36

To:

Annemarie McCarthy

Cc:

Vanessa McTique

Subject:

RE: [External] Bay 88 Shannon Free Zone / Training Facility for LCETB, Section V

Attachments:

Bay 88 Grant of Planning.pdf; Opinions on Compliance.pdf

Good morning Annemarie,

Please find attached Grant of Planning for Bay 88 dated 1965. Over the past 60 years we have had numerous tenants in the unit such as Molex who started in the Zone in 1971. They used the unit for R&D, training, and manufacturing. TE Connectivity (Formerly Tyco Electronics) were also based in Bay 88 around 2002, they used the unit as a global sales hub for many years and more recently we have tenants such as UJET in 2017 which trained apprentices in modification of aircraft interiors and more recently Nusolas who offered and distributed Solar Solutions. In 1989 FAS Shannon Training Centre was set up within the Shannon Free Zone and operated out of Bays 112, 114, 115 and 120. FAS offered courses developing skills, apprenticeships and traineeships with a dedicated aviation maintenance focus. After FAS was dissolved in 2013 its training functions were transferred to Solas and the newly formed LCETB. LCETB will continue to operate out of the 4 Bays that they currently lease but now have an immediate requirement for additional space similar to their existing units. The internal refurbishment of Bay 88 will allow LCETB to offer more specialised Aviation apprenticeships for the Irish Aviation industry.

Gerry



Gerry Dillon

Group Property Director



061 712855 / 087 967 1073



www.SNNAirportGroup.ie



Universal House, Airport Avenue, Shannon, Co. Clare, Ireland V14 T213



From: Annemarie McCarthy <amccarthy@clarecoco.ie>

Sent: 09 July 2025 17:02
To: Gerry Dillon <gerry.dillon

Subject: RE: [External] Bay 88 Shannon Free Zone / Training Facility for LCETB, Section V

Thanks Gerry

Thank you, Anne-Marie

Executive Planner

Planning Department

Economic Development Directorate

Clare County Council, Áras Contae an Chláir, New Road, Ennis, Co. Clare, V95 DXP2

T: 065 6846307 | E: amccarthy@clarecoco.ie | W: www.clarecoco.ie

LOCAL AUTHORITY OF THE YEAR 2022







From: Gerry Dillon <

ie>

Sent: Wednesday 9 July 2025 17:01

To: Annemarie McCarthy <amccarthy@clarecoco.ie>

Cc: Vanessa McTigue <

Subject: RE: [External] Bay 88 Shannon Free Zone / Training Facility for LCETB, Section V

Importance: High

Hi Annemarie,

I will check with Vanessa our Commercial Director to see if there is anything on file. Will come back to you in the morning.

Gerry



Gerry Dillon

Group Property Director

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061 712855 / 087 967 1073



www.SNNAirportGroup.ie



Universal House, Airport Avenue, Shannon, Co. Clare, Ireland V14 T213



From: Annemarie McCarthy <amccarthy@clarecoco.ie>

Sent: 09 July 2025 12:21

To: Gerry Dillon <

Subject: [External] Bay 88 Shannon Free Zone / Training Facility for LCETB, Section V

Importance: High

Caution:

This email originated outside of the organisation. Do not click on links or open attachments unless you recognise the sender's email address and know the content is safe. If for any reason

you are suspicious, please use the 'Analysis' button in Outlook or forward this email to spam@snnairportgroup.ie.

Good afternoon Gerry

I hope your well

I am dealing with the Section V for Bay 88 of Shannon Airport Business park.

I am emailing to ask if you have any details as to past older opermisisons at this property? Including the original permision for the building?

It possible you may have had a planning search done on the in past.

I am looking into this at present, just wanted to check if you had any information in this regard

Best Regards Annemarie McCarthy

From: Gareth Ruane

Sent: Wednesday 11 June 2025 13:11

To: 'Gerry Dillon' <

Subject: RE: Bay 88 Shannon Free Zone / Training Facility for LCETB

Hi Gerry,

To answer your question, yes the use for apprenticeship training would be in accordance with the site zoning. The site is zoned as enterprise and the zoning matrix in the Development Plan would facilitate same and therefore in principle there would be no objection to this use.

The bigger question would be whether the use would involve a material change of use of the building and if planning permission would be required for this.

If a formal determination is required for same it would be best to submit a Section 5 declaration.

Regards,

Garreth Ruane Senior Executive Planner

Planning Department

Clare County Council, Áras Contae an Chláir, New Road, Ennis, Co. Clare, V95 DXP2

T: 065 6846227 | E: gruane@clarecoco.ie | W: www.clarecoco.ie



From: Gerry Dillon <

Sent: Monday 9 June 2025 17:20

To: Gareth Ruane <gruane@clarecoco.ie>
Subject: Bay 88 Shannon Free Zone / Training Faciliy for LCETB

Good Afternoon Gareth,

As discussed earlier, LCETB have received emergency funding from the DOT to provide an Aviation Apprenticeship facility. This will be used to train young apprentices in Lite Engineering. As you are aware LCETB have been in The Free Zone since mid 1980's in similar buildings as shown on the attached slide. They now require Bay 88 retro fitted to their requirement and operational by early January 2026 for the new term. Can you please review if their intended use is compliant with the Enterprise zoning within the park.

Thank You

Gerry



Gerry Dillon

Group Property Director



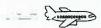
061 712855 /



www.SNNAirportGroup.ie



Universal House, Airport Avenue, Shannon, Co. Clare, Ireland V14 T213



Of a Capal

30th June, 1966.

CLARE COUNTY COUNCIL

LOCAL GOVERNMENT (PLANNING AND DEVELOPMENT) ACT, 1963.

NOTIFICATION OF A GRANT OF PERMISSION (SUBJECT TO CONDITIONS).

To. Building Control Manager, Reference No. in Register
Shannon Free Airport
Development Co. Ltd., of Clare County Council. P. 8/103. Shannon Free Airport,
Co. Clare.
Application by Shannon Free Airport Development Co. Ltd.
Shannon Trace Administration Co. Clare
of Shannon Free Airport, Co. Clare
on5th February, 1965
erection of single storey factory buildings and warehouses at Caherteige
Drumgeely and Rineanna South, Shannon Airport, Co. Clare, in accordance
with the plans submitted.
A permission has been granted for the development described above
subject to the following condition (s) -
 An alternative exit shall be provided in each warehouse unit at a poin remote from the entrance door.
(2) A wall type hose reel capable of giving a discharge of 5 gallons per minute and a throw of 20 feet shall be installed in each warehouse uni
3) The office accommodation in factories and warehouses shall not be less
than 50 square feet of floor space for each person employed in the off and sufficient lighting and heating shall be provided therein.
4) Drinking water fountains giving an adequate supply of wholesome drinking
· · · water shall be provided in suitable locations in factories; warehouse and offices.
5) The tea room shall be properly ventilated and a sink shall be provided therein with hot and cold water supply. (A geyser will suffice to give
hot water supply). 6) Sufficient accommodation for clothing shall be made available by providate at least one peg or hook for each person employed.
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Signed on behalf of Clare County Council
Lounty Secretary, Courthouse, Ennis, Co. Clare.

Date

Thomas Garland & Partners Consulting Engineers

REGISTERED OFFICE:

Ferry House, Lower Mount Street, Dublin 2. Telephone 760906, Telex 31610 GLND. REGISTERED IN IRELAND NO. 29152

J. Gwynn, B.A., B.A.I., C.Eng.F.I.E.I., F.I.Struct.E., M.Cons.E.I. E. F. O'Brien, B.E., C.Eng.F.I.E.I., M.I.C.E., A.M.I.W.E. P. F. Daly, B.E., C.Eng.F.I.E.I., F.I.C.E., F.I.Struct.E., M.Cons.E.I. M. Ledwidge, C.Eng., M.I.C.E., M.I.E.I., M.Cons.E.I. J. G. J. Owens, B.A., B.A.I., C.Eng.F.I.E.I., F.I.Struct.E., M.I.Prod.E. P. Barrett, B.E., C.Eng.M.I.E.I.

J. McGreevy, C.Eng.M.IEL
P. Murphy, B.E., C.Eng.M.IEL
D. O'Moore, B.E., C.Eng.M.IEL
J. Coakley
L. Doherty
P. N. Kane B.E., Dip.Comp.Eng., C.Eng., M.I.E.Aust., M.A.C.I.
T. C. Jones B.E., MI.E.I.

Your Ref:

Our Ref: MB/MMcN/S1038

Date: 4th September 1985

ATTN: CLAIRE CONNOLLY

SFADCO Ltd., Town Centre, Shannon, Co. Clare

Ceone Carally

Re: Shannon Industrial Estate

Bay 99 - Planning Permission

Dear Sirs,

We refer to your letter dated 27th August 1985 re the above.

We enclose a copy of Notification of a decision to grant a permission for various factory buildings in Shannon, Ref. No. in Planning Register P8/103. This notification refers to a blanket town planning application for warehouses and factories.

We also enclose a copy of our letter to Clare Co. Co., dated 22nd December 1965, which identifies the factory numbers covered by the blanket planning application. You will note that bay 99 is included.

We do not have a copy of the Grant of Permission. If you require a copy of this it will be necessary to contact Clare Co. Co. We would be obliged if you would let us have a copy for our files should you receive same from the Co. Co.

Yours faithfully,

whichael Buckley

encl.

y

Ref: ML/EG/79 - Please Quote.

22nd December, 1965.

The County Engineer, Clare County Council, Ennis, Co. Clare.

> Industrial Development at Shannon Airport. Blanket Town Planning Permission.

Dear Sir;

On the 24 th March last you wrote to our clients, Messrs. Shannon Free Airport Development Co. asking for further information concerning the car parking and number of employees, external finishes, details of main approach road between housing area and industrial estate. All this information related to our client's application for a Blanket Town Planning Permission for the Factory Estate and the Warehouse Estate.

We regret the long/in supplying the information you requested but this was due to a number of factors such as the awaiting of Messrs. B.K.S. Consultative Technical Services' report on traffic and car parking, our Client's decision to postpone the next section of the Industrial Estate etc.

Our Client has now decided to proceed with what we call Contract 5 i.e. Factory Blocks 90, 94, 94 and 99.

The Blanket Permission as requested would cover the following factories:

All of the small factories except the four which have been built.i.e. IA, 2A, 9A and 10A.

All warehouses except the eight already built.

We are assuming that all of the above, when constructed, would be to their respective standard bay designs. It is our intention to make an individual application for any proposals which might involve non standard work of any magnitude.

With regard to the information you seek, we would respectfully suggest that the layout of the main approach road between the Industrial Estate and the housing area is at the moment being discussed between yourself, Messrs. Downes, Meehan & Robson and Messrs. Rogerson & Partners.

Blanket Town Planning Permission.

With regard to the car parking, we find from Messrs. B.K.S's report of September, 1965 that in the area we are considering, car parking would be required for 7,030 cars. We enclose herewith a copy of our drawing No. S.75/2 upon which we have shaded the car parks which could be provided. A total of 7,409 places are shown.

With regard to the car parking at the Warehouses, we enclose here with a copy of our drawing No. S.47/45. Provision is made for the parking of 125 cars. As there are 30 warehouses, we have assumed that there will be four cars per warehouse, giving a total number of 120. If it becomes necessary to increase the car parking, a further space can be found by clearing the tip of the Knockbeagh Point and filling where necessary. As far as we can ascertain, the population of each of the warehouses should not exceed 4 employees.

With regard to the external finishes of the warehouses, we propose that the gables of warehouses 1A, 1B and 1C be finished in a dark red clay brick with black pointing.

With regard to the external finishes of the factories, we propose that the following scheme be adopted:

The 90 Block: finished in split block - we feel that it would be desirable to complete all of the factories in this area in split block.

The 100 - 130

Blocks: alternate blocks in red clay bricks and coloured concrete bricks.

With regard to the external finish of the Small Factories we propose to use split block, red clay bricks and coloured concrete bricks in a random pattern. Every group of four small factories wouldbe finished in a different material.

We hope that this is the information you require and that these proposals will be acceptable to you. Our Clients, Messrs. Shannon Free Airport Development Co. are now anxious to proceed with the Contract No. 5 and also with the next four Small Factories. As you are probably aware, there has been a considerable and sudden increase in the number of tenants coming into the Estate and our Clients are under extreme pressure to provide factories.

We would very much appreciate your early approval of our proposals and again we hasten to add our apologies for the long delay in dealing with your queries.

Yours faithfully,

P. S. We enclose three copies of our drawings Nos. S.75/2 and S.47/45 and not one copy as mentioned above.

CLAR COUNTY COUNCIL

LOCAL GOVERNMENT (PLANNING AND DEVELOPMENT) ACT, 1963

NOTIFICATION OF DECISION TO GRANT A PERMISSION (SUBJECT TO CONDITIONS) UNDER SECTION 26 OF THE ACT.

To: ding Control Manager,	Reference No. in
Shannon Free Airport Development Co. Ltd.,	Planning Register. P. 8/103
Shannon Free Airport,	Application Received 5/2/1965.
Co. Clare.	•

In pursuance of the powers conferred upon them by the abovementioned Act, the Clare County Council have by order dated

...llth May, 1966decided to grant a permission for the

SUBJECT TO the conditions set out in column 1 of the Schedule hereto. The reasons for the imposition of the said conditions are set out in column 2 of the Schedule.

If there is no appeal against the said decision, a grant of permission in accordance with the decision will be issued after the expiration of the period within which an appeal may be made to the Minister for Local Government (see footnote).

It should be noted that until a grant of permission has been issued the development in question is NOT AUTHORISED.

Signed on behalf of the said Council this 13th day of May, 1966.

Schedule County Secretary, Courthouse, Ennis, Co. Clare.

Column 1 - Conditions

Column 2 - Reason for Conditions

See Overleaf

OTE:

An appeal against a decision of a planning authority under section 26 of the Act of 1963 may be made to the Minister for Local Government.

The applicant for permission may appeal within one month beginning on the day of receipt by him of the decision.

Any other person may appeal to the Minister within three weeks beginning on the date of the decision.

Appeals should be addressed to the Secretary, Department of Local Government, (Planning Appeals Section), Custom House, Dublin 1.

An appeal by the applicant for permission should be accompanied by this form. In the case of an appeal by any other person, the name of the applicant, particulars of the proposed development and the date of the decision of the planning authority should be stated.

Telephone 21616

Telex 28144.

Address any reply to/The Secretary

Planning Section New Road Ennis

Roinn Pleanala **Bothar Nua** Inis

com: Mer > 0' ilope

Clare County Council

Comhairle Conndaean Chláir

P8/103.

22nd October, 1980.

Mr. S. O Nuanain, Manager - Building Operations, Shannon. Co. Clare.

Dear Mr. O Nuanain,

With reference to previous correspondence, I am to inform you that the Council has no objection to the construction of factory bay No. 81 on Shannon Industrial Estate, in accordance with the revised plans received on the 25th August, 1980, provided the following requirements are complied with:

- Adequate fire extinguishers appropriate to any special risk shall be installed including a 9 kg. dry powder extinguisher in the kitchen. An asbestos blanket shall also be provided in the kitchen.
- Exits and exit routes shall be adequately signposted in 6" capitals and lit by automatic emergency lighting.
- A break-glass type fire alarm system shall be installed.
- (4) Fire alert and evacuation order shall be posted.
- Gangways not less than 3'6" clear shall be maintained throughout the bays.

Yours faithfully,

ADMIN'STRATIVE OFFICER

PLANNING.

Sur ref. 3576/GM/KW

your ref.

\$ A S S O C T A T E S

\$ A S S O C T A T E S

\$ STEARBOAT QUAY LIMERICK

\$ TELEPHONE 051 318464

\$ PACSIBILE 051 318456

\$ PACSIBILE 051 318456

\$ EMAIL nmalmk@indigone

Mr. Peter Fitzgerald.
Shannon Development Co. Ltd.,
Shannon Town Centre,
Co. Clare.

Re: Bay 88, Shannon Free Zone

Dear Peter,

We enclose herewith as requested Architect's Opinion on Compliance with Planning Permission and Architect's Opinion on Compliance with Building Regulations.

Should you have any queries regarding same, please do not hesitate to contact me.

Yours sincerely NEWENHAM MULLIGAN & ASSOCIATES

11/12 BAGGOT COURT, DUBLIN 2 Telephone 01 676 7400 Fax 01 676 7280 Emzil nma@iol.ie, nmadub@indigo.le



ARCHITECT'S OPINION ON COMPLIANCE WITH BUILDING REGULATIONS March 1993 Issue

[Form for use where a professional architectural service has been provided at the design and construction stages of the Relevant Building or Works]

Directive 384/85/EEC of the European Community retained by ^a Shannon Development Co. Ltd.
of ^b Shannor Town Centre, Shannon, Co. Clare. (hereinafter called "the Employ
of balanton rown centre, shannon, co. clare,
to furnish an Opinion on the compliance with Building Regulations of ^c Bay 88, Shannon Industrial Estate, Co. Clare.
[hereinafter called "the Relevant Building or Works"].
This opinion is issued solely for the purpose of providing evidence for title purposes of the compliance of the Relevant Building or Works with the requirements of the Building Control Act . Except insofar as it relates to s compliance it is not a report on the condition or structure of the Relevant Building or Works .
I have provided the following architectural services in connection with the Relevant Building or Works ^d
Preparation of Planning Documentation, Fire Certificate, Construction Information, to include periodic inspections.
I am of the Opinion that the design of the relevant buildings or works is in substantial compliance with the Building Regulations. I have received confirmations from those detailed at Schedule A hereto, stating that elements of the relevant building or works which they have designed, have been designed in substantial compliance with the Building Regulations. This Opinion relies solely on those confirmations in respect of such elements.
FIRE SAFETY (
I am of the Opinion that the Fire Safety Certificate detailed at Schedule B hereto relates to the relevant building or works and was obtained in accordance with the provisions of the Building Control Act and the Building Regulations.
COMMENCEMENT ⁸
The Commencement Notices detailed at Schedule C hereto relate to the relevant building or works and was served as required under the terms of the Building Control Act on 4:10.96.
INSPECTION h 4.4.97 On h ("the Inspection Date") I carried out an Inspection of the Relevant

7 CONSTRUCTION

It is the responsibility of those concerned with the construction of the Relevant Building or Works to ensure the compliance of such with the Building Regulations.

I am of the opinion that ¹
The construction of the relevant building or works is in substantial compliance with the Building
Regulations. I have received confirmations from those detailed at Schedule A hereto, that the
relevant building or works has been constructed in substantial compliance with the Building
Regulations. This Opinion relies on visual inspection and on those confirmations.

DEFINITIONS

"Building Control Act"

means the Building Control Act, 1990 and any statutory modification or re-enactment thereof current at the date of the Commencement Notice referred to at Schedule C hereto.

"Building", "Works", "Construction" and "Design" have the meanings respectively assigned by the Building Contro. Act.

"Building Regulations"

means regulations made under the Building Control Act.

"Confirmations"

means statements received from the persons detailed at Schedule A hereto, confirming substantial compliance of elements of the Relevant Building or Works with Building Regulations.

"Substantial Compliance "when applied to Design

means that the Design of the Relevant Building or Works, is in accordance with the Building Regulations, saving and excepting such deviations as would not in my opinion warrant the issue of enforcement proceedings as provided for in the Building Control Act.

"Substantial Compliance" when applied to Construction

means that such Construction of the Relevant Building or Works, as is evident by Visual Inspection, is in accordance with the Building Regulations, saving and excepting such deviations as would not in my opinion warrant the issue of enforcement proceedings as provided for in the Building Control Act.

"Visual In	spection" means
[a] ^j	Periodic inspections carried out by the Architect during the construction stage, being
144	part of the services described at 2 above.
1.0	

and

[b]

the Inspection of the Relevant Building or Works as existed on the Inspection Date. For the purposes of the Inspection no opening up was carried out. The inspection was therefore superficial only and took no account of works covered up, inaccessible or otherwise obscured from view.

SCHEDULE A: CONFIRMA	Kaanana Viia Ita	
ontractor:	Drumgeelv, Shannon, Co. Clare.	*****************
Of:	Construction	•••••
Element:		******
		464 * 67 * 4 6 4 6 1 6 4 6 6 6 7 6 7 6 7 6 7 6 7 6 7 6 7 6 7
	Finbar Pigott & Partners,	
Consultant/Specialist:	Caol Dara, Lifford Road, Ennis, Co. Clare.	****
Of:	Electrical Engineers	
Qualification/profession	Efectrical	
Element:		***************************************
***************************************		····
	Fisher Digett 9 Deduces	
Consultant/Specialist:	Finbar Pigott & Partners, Caol Dara, Lifford Road, Ennis, Co. Clare. Mechanical Engineers	
Of:	Machanical Engineers	
Qualification/profession	Machanical Engineers	
Element:	Weditanical	
		
Consultant/Specialist:		,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,
Of:		
Qualification/profession		
Element:		
Consultant/Specialist:		*******************************
-		
	Å	
Consultant/Specialist:		-121-214-10-20-20-20-20-20-20-20-20-20-20-20-20-20
Parameter State Control of Contro		
*		
SCHEDULE B: FIRE SAFETY	Y CERTIFICATES 1.	
Building Control		•
Authority:	N/A - see 4 above.	
Reference number:		
Date of issue:		
Decision Order number		
Date:		
- Company of the Comp		
SCHEDULE C: COMMENCE	EMENT NOTICES ^L	
Building Control	SHILLY HOLLOW	
Authority:	Clare Co. Council	7
Date of lodgement:	4.10.97	*************
Reference number, if available		**
reference frumiper, if available	2	4 A

THIS OPINION DOES NOT IN ANY WAY WARRANT REPRESENT OR TAKE INTO ACCOUNT:

Construction carried out or changes made to the Relevant Building or Works after the Inspection Date.

30-May-97		
Date of Issue m		
for		2
Newenham Mulligan & Associates	20	
ARGHITECTS		
Signed"		
Registered Member of The Royal Institute of the Architects of Ireland	RIAI Memb	ership Stamp

The RIAI is aware that persons are using the affix "MRIAI" who are not members and who are not eligible to be members. Verification of membership can be obtained from the RIAI or by means of a current RIAI Membership stamp.

© THE ROYAL INSTITUTE OF THE ARCHITECTS OF IRELAND RIAI, 8 Merrion Square, Dublin 2. Phone: + 353 1 761703, Fax: + 353 1 610948.

The RIAI is the representative body for professionally qualified architects in Ireland and is a member of the Architects Council of Europe and the International Union of Architects.

ARCHITECT'S OPINION ON COMPLIANCE WITH PLANNING PERMISSION AND/OR EXEMPTION FROM PLANNING CONTROL

March 1993 Issue

Shannon Development Co. Ltd. (hereinafter called" the Employer"
of b Shannon Town Centre, Shannon, Co. Clare.
to furnish an Opinion on the compliance of ^c Bay 88, Shannon Industrial Estate, Co. Clare.
[hereinafter called "the Relevant Development"] with Planning Permission and/or exemption from planning control within the meaning of the Planning Acts.
This Opinion is based on the Visual Inspection only of the Relevant Development carried out for the purpose of comparison of such with the Relevant Documents. It is issued solely for the purpose of providing evidence for title purposes of the compliance of the Relevant Development with Planning Permission and/or exemption from planning control within the meaning of the Planning Acts. ^d Except insofar as it relates to such compliance/exemption d it is not a report on the condition or structure of the Relevant Development.
I have provided the following architectural services in connection with the Relevant Development *
Preparation of Planning Documentation, Construction Information, to include periodic inspections.
On Inspected the Relevant Documents at the offices of Clare County Council - Planning Section / NMA Architects' File Records
["the relevant Planning Authority"] for the purposes of comparison of the Relevant Development with the
Relevant Documents. I confirm that the Planning Orders in the Schedule hereto (hereinafter called "the Planning
Orders") are those registered in respect of and relating to the Relevant Development.
On g
I am of the opinion that ^h based on the services described at 2 above, and on a comparison of the relevant development with the relevant documents, the relevant development is in substantial compliance with the Planning Orders.
I am also of the opinion that the conditions of the Planning Orders relating to the development

of the area as expressed through such Planning Orders and the Development Plan, and

the Relevant Development is constructed in accordance with the said Planning Orders saving and excepting such minor deviations which in my opinion do not constitute a contravention of the proper planning and development

"Substantial Compliance with the Planning Orders" means that:

- [b] such minor deviations do not warrant the issue of enforcement proceedings by the relevant Planning Authority as provided for in the Planning Acts.
- "Relevant Documents" means inter alia those drawings and documents, available on the date at 3 above, for public inspection on the planning file, which were submitted to, and on foot of which, the relevant Planning Authority issued the Planning Orders.
- "Visual Inspection" means an inspection of the Relevant Development as existed on the Inspection Date. No opening up was carried out. The inspection was superficial only and therefore took no account of works covered up or inaccessible.

This opinion does not in any way warrant, represent or take into account any of the following matters:

- 1. The accuracy of dimensions in general save where incorporated by virtue of the conditions of the Planning Orders.
- The following conditions, compliance with which cannot be established ^k

Register Ref.

Condition[s]

Register Ref.

Condition[s]

Register Ref.

Condition[s]

- Matters in respect of private rights or obligations.
- Matters of financial contribution and bonds
- 5. Development of the property which may occur after the Inspection Date.
- 6. Any other development attached to, associated with or otherwise connected to the Relevant Development, save insofar as such other development may affect the Substantial Compliance when Planning Orders or exemption from Planning Control within the meaning of the Planning Acts of the Relevant Development.

Registered Member of The Royal Institute of the Architects of Ireland

RIAI Membership stamp

RIAI, 8 Merrion Square, Dublin 2. Phone: + 353 1 761703, Fax: + 353 1 610948.

The RIAI is the representative body for professionally qualified architects in Ireland and is a member of the Architects Council of Europe and the International Union of Architects.

The RIAI is aware that persons are using the affix "MRIAI" who are not members and who are not eligible to be members. Verification of membership can be obtained from the RIAI or by means of a current RIAI Membership stamp.

HEDULE attached to the Opinion on Compliance with Planning Permission for "

i Development o	Internal reinstatement and ex Bay 88 at Shannon Free Zon	ternal elevation upgrading works to e, Shannon.	
Register Reference No: Decision Order No:	P.96/220	Date of Grant of Permission:	1.3.96 9.8.96
ii Development o			
Register Reference No: Decision Order No:		Date: Date of Grant of Permission:	
iii Development °			
Register Reference No: Decision Order No:		Date: Date of Grant of Permission:	
Development o			
Register Reference No: Decision Order No:		Date:Date of Grant of Permission:	



COMHAIRLE COUNTY COUNCIL CONTAE AN CHLÁIR

Shannon Commercial Enterprises DAC C/o O'Neill O'Malley Architecture Block 2, Galway Technology Park Co. Galway **H91 KFD3**

18/06/2025

Section 5 referral Reference R25-46 - Shannon Commercial Enterprises DAC

Is the non-material change of use of Bay 88. Shannon Airport Business Park, from Enterprise to 'Training Centre' considered development and if so is it exempted development?

A Chara.

I refer to your application received on 16th June 2025 under Section 5 of the Planning & Development Act 2000 (as amended) in relation to the above.

Please note that the Planning Authority is considering the matter and a reply will issue to you in due course.

Mise, le meas

Brian Fahy

Planning Department

Economic Development Directorate

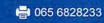
An Roinn Pleanála An Stiúrthóireacht Forbairt Gheilleagrach

Áras Contae an Chláir, Bóthar Nua, Inis, Co. an Chláir, V95 DXP2

Planning Department Economic Development Directorate

Áras Contae an Chláir, New Road, Ennis, Co. Clare, V95 DXP2















Clare County Council Aras Contae an Chlair New Road Ennis Co Clare

13/06/2025 13:55:52

=========

Receipt No. L1CASH/0/380301

O'NEILL O'MALLEY ARCHITECTURE BLOCK 2" GALWAY TECHNOLOGY PARK CO. GALWAY H91 KFD3 RE BAY88

CONTAE

SECTION 5 REFERENCES
GOODS A 80.00 A VAT Exempt/Non-vatable

Total:

80.00 EUR

Tendered : CREDIT CARDS

80 00

80.00

Change:

0.00

From: MAIN CASH OFFICE LODGEMENT AF Vat reg No.0033043E

P07

CLARE COUNTY COUNCIL COMHAIRLE CONTAE AN CHLÁIR

Planning Department, Economic Development Directorate, Clare County Council, New Road, Ennis, Co. Clare. V95DXP2 Telephone No. (065) 6821616 Fax No. (065) 6892071 Email: planoff@clarecoco.ie Website: www.clarecoco.ie



R25-46

REQUEST FOR A DECLARATION ON DEVELOPMENT AND EXEMPTED DEVELOPMENT (Section 5 of the Planning & Development Act 2000 (as amended))

FEE: €80

This following form is a non-statutory form which has been prepared by Clare County Council for the purpose of obtaining the necessary information required for a declaration to be made under Section 5 by the Planning Authority

1. CORRESPONDENCE DETA	CORRESPONDENCE DETAILS.		
(a) Name and Address of person	Shannon Commercial Enterprises DAC		
seeking the declaration	Universal House		
	Shannon Free Zone		
	Shannon, Clare,		
	V14T213		
(b) Telephone No.:			
(c) Email Address:			
(d) Agent's Name and address:	O'Neill O'Malley Architecture		
	Block 2/3, Galway Technology Park,		
	Co. Galway,		
	H91 KFD3		
	ARE CO. CO.		

2. DETAILS REGARDING DECLARATION BEING SOUGHT
(a) PLEASE STATE THE SPECIFIC QUESTION FOR WHICH A DECLARATION IS SOUGHT Note: only works listed and described under this section will be assessed.
Sample Question: Is the construction of a shed at 1 Main St., Ennis development and if so is it exempted development?
Is the non material change of use of Bay 88, Shannon Airport Business Park, from
'Enterprise' to 'Training Centre' considered exempted development?
(b) Provide a full description of the question/matter/subject which arises wherein a declaration of the question is sought.
The non material change of use of Bay 88, Shannon Airport Business Park, from 'Enterprise'
to 'Training Centre' would be to facilitate their Tenant to use the space as a higher level
education training facility. No changes are proposed to the building's external fabric.
(c) List of plans, drawings etc. submitted with this request for a declaration: (Note: Please provide a site location map to a scale of not less than 1:2500 based on Ordnance Survey map for the areas, to identify the lands in question)
Please see attached site location map.

	3. DETAILS RE: PROPERTY/SITE/BUILDING FOR WHICH DECLARATION IS SOUGHT			
(a) Postal Address of the Property/Site/Building for which the declaration sought:		Bay 88, Shannon Airport Business Park,		
		Shannon, Co. Clare.		
	•			
(b)	Do the works in question affect a Protected Structure or are within the curtilage of a Protected Structure? If yes, has a Declaration under Section 57 of the Planning & Development Act 2000 (as amended) been requested or issued for the property	No		
	by the Planning Authority?	Characas Caramanial Enterprises DAC and		
(c)	Legal interest in the land or structure in question of the person requesting the declaration (Give Details):	Shannon Commercial Enterprises DAC are the legal owners of the property		
(d)	If the person in (c) above is not the owner and/or occupier, state the name and address of the owner of the property in question:			
	Note: Observations in relation to a referral may be requested from the owner/occupier where appropriate.			
(e)	Is the owner aware of the current request for a Declaration under Section 5 of the Planning & Development Act 2000 (as amended)?:	Yes		
(f)	Are you aware of any enforcement proceedings connected to this site? If so please supply details:	No		
(g)	Were there previous planning application/s on this site? If so please supply details:	No		
(h)	Date on which 'works' in question were completed/are likely to take place:			

SIGNED:

DATE: 13/06/2025

GUIDANCE NOTES

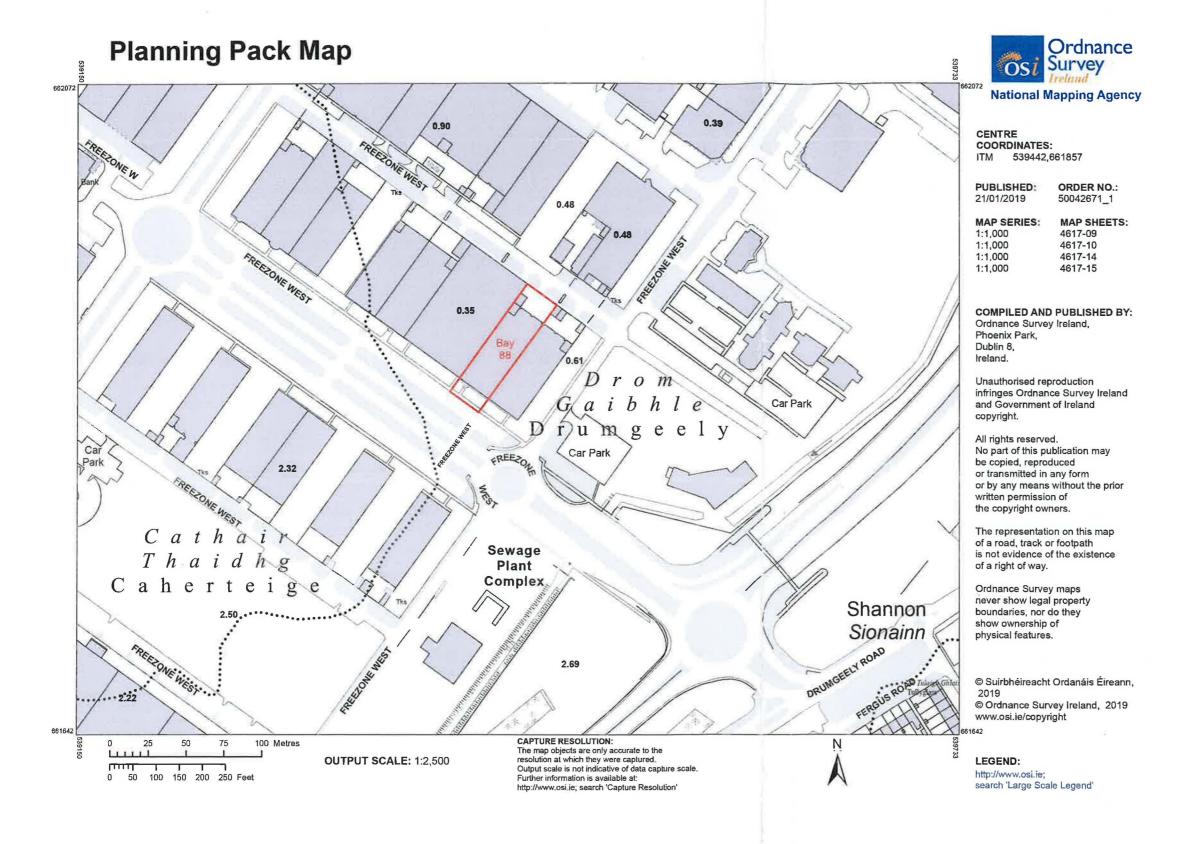
This following are non-statutory advice notes prepared by Clare County Council for the purpose of advising people what information is required for a decision to be made under Section 3 by the Planning Authority

- (i) The request for a declaration under Section 5 must be accompanied by 2 copies of site location map based on the Ordnance Survey map for the area of a scale not less than 1:1000 in urban areas and 1:2500 in rural areas and should clearly identify the site in question.
- (ii) The request for a declaration under Section 5 must be accompanied by the required fee of €80.00.
- (iii) If submitting any additional plans/reports etc. as part of the request for a declaration, please submit 2 copies.
- (iv) The request for a declaration should be sent to the following address:

Planning Department,
Economic Development Directorate,
Clare County Countil
Aras Contae an Chlair,
New Road,
Ennis,
Co. Clare
V95DXP2

- (v) Notwithstanding the completion of the above form, the Planning Authority may require the submission of further information with regard to the request in order to enable the Authority to issue a declaration on the question.
- (vi) The Planning Authority may also request other persons to submit information on the question which has arisen and on which the declaration is sought

FOR OFFICE USE ONLY			
Date Received:	*******************************	Fee Paid:	*******************
Date Acknowledged:	**********************	Reference No.:	*****************
Date Declaration made:		CEO No.:	
Decision:		***************************************	



No.	Date:	Comments	Ву	Scale: (@ A3)	Drawin	g Purpose:	
Α	13/06/2025	Issued for Section 5		1:2500	Proje	Project Status	
				Project: Bay 8	8 Fit Out		
					Shannon Industrial Estate The Shannon Airport Group		
				Drawn by:	Checked by: TB	Date: 13/06/2025	

File Ref. Drawing Title
3.09 Site Location Map

Drawing No. 25129-3001

Rev.



