

# CHIEF EXECUTIVE'S REPORT ON SUBMISSIONS RECEIVED TO THE PROPOSED EXTENSION OF DURATION OF THE CLARE COUNTY DEVELOPMENT PLAN 2017-2023 (AS VARIED)

In order to provide a further period of time to complete the  
development plan review and to prepare and make a new  
Clare County Development Plan

## *Chief Executive's Report*

*your  
participation  
is crucial*



Coronavirus  
**COVID-19**



*Prepared in accordance  
with Section 11D(5) of the  
Planning and Development  
Act 2000, as amended*

**2<sup>nd</sup> NOVEMBER 2021**



COMHAIRLE CONTAE AN CHLÁIR  
CLARE COUNTY COUNCIL



Clare County  
Development Plan





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I, Pat Dowling, Chief Executive of Clare County Council issue this Chief Executive's Report to the Elected Members of Clare County Council for their consideration. Its purpose is to report on the outcome of the statutory consultation process, as prescribed in the Planning and Development (Amendment) Act 2021 and Section 11D of the Planning and Development Act 2000, as amended, to extend the duration of the existing Clare County Development Plan 2017-2023 (as varied).

The extension of duration of the existing Clare County Development Plan 2017-2023 (as varied) is necessary in order to ensure it remains in operation until such time as the new Clare County Development Plan comes into effect. The extension of duration will provide for a further period of time, of up to 7 months, to be accommodated to complete the review of the Clare County Development Plan 2017-2023 (as varied) and to prepare and make a new Clare County Development Plan for the functional area of Clare County Council.

In accordance with legislation, this report lists the persons or bodies who made submissions or observations, provides a summary of the issues raised in the submissions or observations made in relation to the proposal to extend the duration of the existing Clare County Development Plan 2017-2023 (as varied), and sets out my response to the issues raised.

This report is herein submitted to you, the Elected Members of Clare County Council, in accordance with the requirements of the Planning and Development (Amendment) Act 2021 and Section 11D of the Planning and Development Act 2000, as amended, for your consideration.

  
**Pat Dowling**  
Chief Executive, Clare County Council

**Oifig an Príomhfheidhmeannach**

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

**Office of the Chief Executive**

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

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**SECTION 1: Introduction**

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2017-2023 (as varied)**

## Section 1: Introduction

The County Development Plan sets out an overall strategy for the proper planning and sustainable development of the County over a six year period. On 18<sup>th</sup> September 2020, in accordance with Section 11 of the Planning and Development Act 2000, as amended, the Planning Authority commenced the review of the existing Clare County Development Plan 2017-2023 (as varied) and the preparation of a new Clare County Development Plan for the period 2022-2028. The process formally commenced with a Public Notice placed in the local newspaper which signified the start of a two year process for the preparation and adoption of a new Development Plan.

In July 2021 new legislation was enacted in response to disruption caused to the plan making process due to Covid-19 Pandemic restrictions. The legislation as set out in the Planning and Development (Amendment) Act 2021 and Section 11D of the Planning and Development Act 2000, as amended, enables the Planning Authority to extend the duration of the existing county development plan to provide for an additional period to review the existing development and to prepare a new development plan.

In accordance with section 9A(2) of the Planning and Development Act 2000, as amended, the Elected Members of the Planning Authority approved, by resolution at a Special Council Meeting on 28<sup>th</sup> July 2021, to avail of the provisions of the new legislation and to initiate the process to extend the period, by up to 7 months, to review the existing county development plan and to prepare a new development plan. The reason for the initiation of this process was due to the disruption resulting from restrictions introduced as a result of the Covid-19 Pandemic on the plan preparation process for the making of a new Clare County Development Plan.

A necessary consequence of initiating the process to extend the period to review the existing development plan and to prepare a new development is to first extend the duration of the existing Clare County Development Plan 2017-2023, as varied. In order to be satisfied that the extension of duration of the Clare County Development Plan 2017-2023 is not likely to have a significant effect on the environment and/or on a European Site a screening assessment was undertaken, for both appropriate assessment and Strategic Environmental Assessment, to examine the impact of the proposed extension of duration of the existing county development plan with regard to the effects on the environment and on European Sites. The Screening process for appropriate assessment and for Strategic Environmental Assessment have been undertaken and associated Screening Reports prepared for each.

A Description of the Proposed Extension of Duration, the Screening for Appropriate Assessment and the Strategic Environmental Assessment Screening Report were made available for public viewing as part of the public consultation process in accordance with section 11D(3)(b) and 11D(4) which commenced on the 1<sup>st</sup> October 2021. A public notice was placed in the local newspaper which signified the start of a four week public consultation period up to and including 29<sup>th</sup> October 2021. A total of 5 submissions were received during that period.



## 1.1 Purpose and Format of the Chief Executive's Report

This Chief Executive's Report forms part of the statutory procedure to extend the duration of the existing Clare County Development Plan 2017-2023 (as varied) to provide for an additional period for the preparation of the new Clare County Development Plan, which would then span the period 2023-2029. Its purpose is to report on the outcome of the statutory consultation process (as prescribed under the Planning and Development (Amendment) Act 2021 and Section 11D of the Planning and Development Act 2000, as amended).

In accordance with the legislation the report lists and summarises the main issues raised in the submissions received from the public consultation process and includes my response to the issues/observations made that will assist the Elected Members in making their decision regarding the extension of duration of the current Clare County Development Plan 2017-2023 (as varied). The report will be issued to Elected Members of Clare County Council for their consideration.

The Chief Executive Report consists of the following sections and supported by xx appendices.

- Section 1:** Provides an introduction and details the legislative background for the process of extending the duration of the existing Clare County Development Plan 2017-2023 (as varied) as well as outlining the role of the Elected Members in the next stage of the process.
- Section 2:** Outlines the consultation that was undertaken during the public consultation for the proposed extension of duration of the Clare County Development Plan 2017-2023 (as varied).
- Section 3:** Information on the next stage of the extension of duration of the Clare County Development Plan 2017-2023 (as varied).
- Section 4:** Summary of submissions made during the public consultation and the Chief Executive's Response.

Additional information is included in the appendices detailing bodies and organisations notified and including a copy of the formal notice.

## 1.2 Legislative Background for the Chief Executive's Report

The purpose of this section is to set out the legislative requirements governing the current process to extend the duration of the Clare County Development Plan 2017-2023 (as varied) to provide for an additional period for the preparation of the new Clare County Development Plan. In addition, the requirements for Strategic Environmental Assessment and Appropriate Assessment for the process are described.

### Planning and Development (Amendment) Act 2021 and Section 11D of the Planning and Development Act 2000, as amended

Section 11(D)(5)(c) of the Planning and Development Act, 2000, as amended, sets out the requirements in relation to the preparation of a Chief Executive's Report. Under this section of the Act, the Chief Executive is required to prepare a report on the submissions and observations received during the public consultation period.

The Chief Executive's Report shall:

- (i) list the persons or bodies who made submissions or observations under this section
- (ii) provide a summary of the issues raised in the submissions and observations made in relation to the proposal to extend the duration of the existing development plan in accordance with this section, and
- (iii) give the response of the Chief Executive to the issues raised.

In accordance with the Act, the Chief Executive's Report must then be submitted to the Members of the Planning Authority, for their consideration. Section 11(D)(6) of the Planning and Development Act, 2000, as amended, states that in considering whether to extend the duration of the existing development plan, the members of a planning authority shall be restricted to considering:

- (a) the reasons referred to in subsection (1) or (2) of section 9A for considering that a further period may be necessary to complete the development plan review and to prepare and make a new development plan [disruption to plan making process caused by Covid-19 restrictions], and
- (b) whether the effect of the proposed extension of the duration of the existing development plan, when considered alone or, as appropriate, in combination with any previous extension of that plan, is likely to have:
  - (i) significant effects on the environment or a significant effect on a European site, or both, or
  - (ii) adverse effects on the integrity of a European site.



Following consideration of the proposed extension of duration of the existing Clare County Development Plan 2017-2023 (as varied) and the Chief Executive's Report, members may decide, by a vote in favour of the resolution by a simple majority of the members of the Planning Authority present at an ordinary or special meeting, to extend the duration of the existing county development plan up to 29<sup>th</sup> April 2023.

### Environmental Considerations

Section 11(D)(2) of the Planning and Development Act, 2000, as amended, requires that before making a decision to extend the duration of the existing development plan, the members of a local authority shall be satisfied that:

- (a) the effect of the proposed extension of the duration of the existing development plan for the area, when considered alone or, as appropriate, in combination with any previous extension of that plan, is not likely to have significant effects on the environment or to have a significant effect on a European site, or both, or
- (b) a strategic environmental assessment or an appropriate assessment or both such assessments, as necessary, has or have been carried out in respect of the effect of the proposed extension of the duration of the existing development plan for the area, when considered alone or, as appropriate, in combination with any previous extension of that plan.

In considering an extension of duration to the existing Clare County Development Plan 2017-2023 (as varied) it is necessary to undertake a screening process for both Strategic Environmental Assessment and Appropriate Assessment to determine likely significant effects on the environment as outlined in (a) above.

### Strategic Environmental Assessment Screening Report

In compliance with the Planning and Development (Amendment) Act 2021 and Section 11D(2) of the Planning and Development Act 2000, as amended, the Planning Authority has prepared a Strategic Environmental Assessment (SEA) Screening Report in considering the extension of duration of the existing Clare County Development Plan 2017-2023 (as varied), in accordance with the Strategic Environmental Assessment Directive (2001/42/EC) and pursuant to Article 13B of the Planning and Development (Strategic Environmental Assessment) Regulations 2004 (S.I. No.436 of 2004), as amended.

In accordance with Article 9(5) of European Communities (Environmental Assessment of Certain Plans and Programmes) Regulations 2004 (S.I. No. 435 of 2004), as amended, this included the carrying out of consultation for a period of 4 weeks between 24<sup>th</sup> August 2021 and 21<sup>st</sup> September 2021 with the following Prescribed Environmental Authorities:

- the Environmental Protection Agency (EPA)
- the Minister for Housing, Local Government and Heritage
- the Minister for Tourism, Culture, Arts, Gaeltacht, Sports and Media

- the Minister for Agriculture, Food and the Marine
- the Minister for Environment, Climate and Communications, and

Consultation was also carried out with adjoining Local Authorities:

- Kerry County Council
- Limerick City and County Council
- Galway County Council
- Galway City Council
- Tipperary County Council

The Strategic Environmental Assessment Screening Report concluded that extending the duration of the existing Clare County Development Plan 2017-2023 (as varied) in accordance with the Planning and Development (Amendment) Act 2021 [and the Planning and Development Act 2000, as amended] will not result in significant adverse environmental effects and therefore, SEA is not required.

#### Screening for Appropriate Assessment

In compliance with the Planning and Development (Amendment) Act 2021 and Section 11D(2) of the Planning and Development Act 2000, as amended, Screening for Appropriate Assessment has been carried out in considering the extension of duration of the existing Clare County Development Plan 2017-2023 (as varied), in accordance with the requirements of Article 6 (3) of the Habitats Directive (92/43/EEC) and Section 177U of the Planning and Development Act 2000, as amended.

In accordance with Section 177U it has been determined by Clare County Council as the Competent Authority that Appropriate Assessment is not required.

## **Section 2: Public Consultation Process**

### **2.1 Consultation Awareness**

The Public Consultation process for the proposed extension of duration of the existing Clare County Development Plan 2017-2023 (as varied) took place from Friday 1st October 2021 to 4pm on Friday 29th of October 2021 (both dates inclusive).

Formal notice (as prescribed under Section 11D(1)(4) of the Planning and Development Act 2000, as amended) of the intention to extend the duration of the existing Clare County Development Plan 2017-2023 (as varied), in order to provide a further period of time to complete the review of the Clare County Development Plan 2017-2023 (as varied) and to prepare and make a new Clare County Development Plan was placed in the Clare Champion on the 1st of October 2021.

Notification was issued to the Minister, the Office of the Planning Regulator, the Board, Southern Regional Assembly, Environmental Authorities, Statutory/Prescribed Bodies and organisations and service providers prescribed under Section 11D(3)(a) of the Planning and Development Act 2000, as amended. (See Appendix 4)

Copies of the documentation relating to the extension of duration, and how to make a submission, were placed on public display in Áras An Chontae, in the Local Authority's Municipal District Area Offices in Ennistymon, Scarriff, Kilrush and Shannon and in the County Library Network and was available on the Clare County Council website.

## **Section 3: Information on the Next Stage of the process for the Extension of Duration of the Clare County Development Plan 2017-2023 (as varied)**

### **3.1 Next Stage**

Following consideration of this Chief Executive's Report by the Elected Members the decision whether to extend the duration of the existing Clare County development Plan 2017-2023 (as varied) will be made at the full Council Meeting on the 8<sup>th</sup> November 2021.

In so doing the decision will determine whether an additional period of up to 7 months will be provided to review the current development plan and to prepare and make a new Clare County Development Plan.

#### **SECTION 4:**

**Summary of Submissions Made During the Public Consultation Phase and the Chief Executive's Response.**

<u>Submission No.</u>	<u>Name</u>
1	Environmental Protection Agency (EPA)
2	Obair Newmarket on Fergus CLG
3	Transport Infrastructure Ireland (TII)
4	Department of Transport (DoT)
5	Office of the Planning Regulator (OPR)

Submission No: 01 – Environmental Protection Agency (EPA)	
Summary of Issues Raised in Submission	Chief Executive's Response
<p>The submission acknowledges the notice in relation to the SEA Screening Report for the proposed Extension of the Duration of the current county development plan and refers to the EPA's role as SEA environmental authority in ensuring the findings of the Environmental Assessment is integrated into the plan and in advocating that key environmental challenges for Ireland are addressed as appropriate in the plan.</p> <p><b>Proposed SEA Determination</b></p> <p>The EPA notes the Screening Report determination indicates that SEA is not required for the extended plan and refers the Planning Authority to the relevant EPA guidance in relation to this 'SEA of Local Authority Land Use Plans – EPA Recommendations and Resources' (a copy of this accompanied this submission). The EPA suggests that the Planning Authority consider this guidance document and incorporate the relevant recommendations into the extended plan as appropriate.</p> <p><b>Sustainable Development</b></p> <p>The EPA requests that in implementing the extended plan the Council ensures it remains consistent with the need for proper planning and sustainable development. Adequate and appropriate critical service infrastructure is in place to serve proposed and permitted development over the lifetime of the plan.</p> <p>The EPA further requests that in implementing the extended plan</p>	<p>The Chief Executive wishes to thank the Environmental Protection Agency for their submission regarding the proposed extension of duration of the Clare County Development Plan 2017-2023 (as varied).</p> <p>The content of the submission is noted and will be considered in any extension of duration of the plan.</p> <p><b>Proposed SEA Determination</b></p> <p>The existing Clare County Development Plan 2017-2023 (as varied) was informed by the SEA process and the preparation of the associated Environmental Report which availed of EPA guidance in the assessment, and incorporated recommendations as appropriate into the current plan. As part of the extension of duration process the EPA's 'SEA of Local Authority Land Use Plans – EPA Recommendations and Resources' document was considered in preparation of the Screening assessment for the extension of duration to the current Clare County Development Plan 2017-2023 (as varied).</p> <p><b>Sustainable Development</b></p> <p>The existing development plan will continue to be implemented in such a way that ensures the proper planning and sustainable development of the County. The Planning Authority is particularly cognisant of the need for adequate and critical service infrastructure in this regard.</p> <p>None of the CDP objectives will change as a result of this extension of</p>



<p>the Council takes into account the need to align with national commitments on climate change mitigation and adaption, and any relevant recommendation in sectoral, regional and local climate adaptation plans including the recommendations, key issues and challenges described the EPA's 'State of the Environment Report – Ireland's Environment – An integrated Assessment 2020'.</p>	<p>duration therefore Objectives 3.10 in terms of restricting growth in the absence of physical infrastructure will still apply. In addition objective 8.24 which requires <i>“that development proposals comply with the standards and requirements of Irish Water in relation to water and waste water infrastructure to facilitate the proposed development”</i> and objective 8.27 <i>“To encourage and support a changeover from septic tanks/private waste water treatment plants to public collection networks wherever feasible, subject to connection agreements with Irish Water and to ensure that any future development connects to the public wastewater infrastructure where it is available.”</i> will also apply and ensure the critical infrastructure required to service any such development is in place prior to development.</p> <p>The commitment to climate change mitigation and adaptation is encapsulated in the policy and objectives of the existing development plan, all of which were informed by the SEA process.</p>
<p><b>General Guidance</b></p> <p>The EPA refers to their website which contains various SEA resources and guidance as well as the EPA's recently launched Environmental Sensitivity Mapping (ESM) WebTool which can help the Planning Authority in examining environmental considerations, anticipate potential land-use conflicts, and help identify suitable development locations while also protecting the environment.</p> <p><b>SEA Determination</b></p> <p>The EPA advises that as soon as practicable after making a determination as to whether SEA is required or not, the Council should make a copy of the decision, including, as appropriate, the reasons for not requiring an environmental assessment, available for public inspection at the council offices and on the website. A copy of</p>	<p><b>General Guidance</b></p> <p>The Planning Authority welcomes the new ESM Webtool which is a very valuable resource and this was used in the screening process for the extension of duration of the existing development plan.</p> <p><b>SEA Determination</b></p> <p>A copy of the SEA Screening determination is included as an Appendix in the SEA Screening Report on the extension of duration of the existing plan, which was available for viewing at a number of locations throughout the County including the network of libraries and Clare County Council offices in Ennis, Shannon, Kllrush,</p>

the determination should also be sent to the relevant environmental authorities.	Ennistymon and Scarriff as part of the public consultation process. The determination is also on the Clare County Council website.
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Submission No: 02 – Obair Newmarket on Fergus CLG	
Summary of Issues Raised in Submission	Chief Executive's Response
<p>This submission welcomes the extension of the duration of the existing Clare County Development Plan 2017-2023 (as varied).</p> <p>The submission considers the emerging plan is coming at a time of great significance for the county in particular:</p> <ul style="list-style-type: none"> <li>• the easing of the pandemic and fundamental changes in lifestyles, work habits, land use and transport planning due to same,</li> <li>• changes in planning legislation and greater awareness of and responsibility towards reducing climate change in the context of the State meeting its internationally agreed targets,</li> <li>• the plan will not only have to meet its statutory responsibilities but should also act as a catalyst for economic growth, social responsibility, environmental awareness and healthy lifestyles in the context of the proper planning and sustainable development of the county.</li> </ul> <p>This submission considers that the restrictions imposed upon the Council by the pandemic, which are beyond their control, more than justify any delay to the plan formulation process and that the extended period sought by which the emerging plan is to be adopted is fully justified in this instance.</p>	<p>The Chief Executive welcomes the submission from Obair Newmarket on Fergus CLG for their submission in support of the proposed extension of duration of the Clare County Development Plan 2017-2023 (as varied).</p>

Submission No: 03 – Transport Infrastructure Ireland (TII)	
Summary of Issues Raised in Submission	Chief Executive's Response
This submission acknowledges receipt of the notice of intention to extend the duration of the existing county development plan and advises that TII have no specific observations in relation to the plan.	The Chief Executive thanks TII for their acknowledgement of the notice of intention to extend the duration of the existing county development plan and note that there are no observations in this regard.

Submission No: 04 – Department of Transport (DoT)	
Summary of Issues Raised in Submission	Chief Executive's Response
<p>This submission welcomes the opportunity to make observations on the extension of duration of the existing development plan.</p> <p><b>New Policy Developments</b></p> <p>The DoT refers to a number of important policy developments, relevant to the accessible and integrated public transport, that should be reflected in the plan.</p> <p><b>1) National Disability Inclusion Strategy 2017-2022</b></p> <p>The DoT refers to actions 108 and 109 of this document which relate to wheelchair access including the sloping of footpaths and accessible infrastructure and welcomes the section on 'Inclusivity' (page 258) which refers to how easily all people can access, understand and use the public realm regardless of age, size, gender, race, mental health or physical sensory and intellectual ability or disability.</p>	<p>The Chief Executive wishes to thank the Department of Transport for their submission regarding the proposed extension of duration of the Clare County Development Plan 2017-2023 (as varied).</p> <p>The content of the submission is noted and shall be considered in any extension of the plan.</p> <p><b>New Policy Developments</b></p> <p>Noted. The Planning Authority will have regard to all new policy developments and guidance as outlined in this submission., which will inform the preparation of the new county development plan.</p>

**2) United Nations Convention on the Rights of Persons with Disabilities (UNCRPD)**

The DoT refers to obligations on State Parties to ensure access for persons with disabilities to, inter alia, the physical environment and transportation in both urban and rural areas.

**3) DMURS Interim Advice Note – Covid-19 Pandemic Response**

The DoT notes that references in the Plan to the 2019 version of DMURS should be replaced with references to the 2020 DMURS Interim Advice Note – Covid-19 Pandemic Response. In addition, Section 17.4.2, titled ‘Universal design’ (page 259) should be updated in line with the updated DMURS guidance.

**4) Fully Accessible Public Transport**

The DoT notes that to make public transport fully accessible to people with disabilities requires a ‘whole journey approach’ which refers to all elements that constitute a journey from the starting point to destination. In this regard, the DoT considers that Local Authorities are a key stakeholder in the context of ensuring a universal design approach to the built environment, including footpaths, cycle paths, roads, pedestrian crossing points, town greenways and bus stops/shelters.

Submission No: 05 – Office of the Planning Regulator (OPR)	
Summary of Issues Raised in Submission	Chief Executive's Response
<p>The submission acknowledges the notice received in relation to the SEA Screening Report for the proposed Extension of the Duration of the current Clare County Development Plan 2017-2023 (as varied).</p> <p>The submission indicates that the Office has evaluated and assessed the proposed extension under the provisions of Section 31AM of the Act [Planning and Development Act 2000, as amended]. In this regard, consideration has focused on the information provided by Clare County Council under Section 11D of the Act and the requirement that the Office evaluates and assesses plans under Section 31AM and 31AO(1) of the Act, at least at a strategic level.</p> <p>The submission outlines the timeline and steps taken to date by Clare County Council in relation to the review of the existing county development plan which commenced on the 18<sup>th</sup> Sept 2020 up to the 28<sup>th</sup> July 2021 when the process to extend the duration of the existing plan was initiated. The submission provides a list of the documentation provided to the OPR for consideration in evaluating and assessing the proposed extension.</p> <p>The concluding paragraph states that the Office is satisfied that the Planning Authority has complied with the requirements set out by Section 11D of the 2021 Act with respect to the information provided at this stage of public consultation and the specific requirements in relation to the provision of information to the Office.</p>	<p>The Chief Executive wishes to thank the Office of the Planning Regulator for their submission regarding the proposed extension of duration of the Clare County Development Plan 2017-2023 (as varied) and note it is satisfied that the Planning Authority has complied with the legislative requirements in relation to the public consultation process and the specific requirements in relation to the provision of information to the Office of the Planning Regulator.</p>

## APPENDICES



## **Appendix A: List of Persons/Bodies who were notified about the Proposed Extension of Duration of the current Clare County Development Plan 2017 – 2023 (as varied)**

1. An Bord Pleanála
2. An Comhairle Ealaíoinn
3. An Taisce
4. Clare Local Development Company
5. Clare TD's & Senators
6. Department of the Environment, Climate and Communications
7. Department of Housing, Local Government and Heritage
8. Department of Tourism, Culture, Arts, Gaeltacht, Sport and Media
9. Department of Agriculture, Food and Marine
10. Economic Development SPC
11. EirGrid
12. Enterprise Ireland
13. Environmental Protection Agency
14. Ervia (Bord Gais)
15. ESB
16. Fáilte Ireland
17. Galway County Council
18. Galway City Council
19. Geological Survey of Ireland
20. Health and Safety Authority
21. Health Service Executive
22. Heritage Council
23. IDA
24. Inland Fisheries Ireland
25. Irish Water
26. Kerry County Council
27. Limerick City and County Council
28. Minister for Agriculture, Food and the Marine
29. Minister for Environment, Climate and Communications
30. Minister for Education
31. Minister for Housing, Local Government and Heritage
32. Minister for Justice
33. Minister for Tourism, Culture, Arts, Gaeltacht, Sport and Media
34. Minister for Transport
35. NAMA
36. Office of the Planning Regulator
37. Office of Public Works
38. Shannon Airport Authority
39. Southern Regional Assembly
40. Tipperary County Council
41. Transport Infrastructure Ireland

## **Appendix B: List of the Environmental Authorities and other Authorities**

List of the Environmental Authorities and other Authorities, notified under S.I. No 201/2011 Planning and Development (Strategic Environmental Assessment) (Amendment) Regulations 2011

1. the Environmental Protection Agency (EPA)
2. the Minister for Housing, Local Government and Heritage
3. the Minister for Tourism, Culture, Arts, Gaeltacht, Sports and Media
4. the Minister for Agriculture, Food and the Marine
5. the Minister for Environment, Climate and Communications
6. Kerry County Council
7. Limerick City and County Council
8. Galway County Council
9. Galway City Council
10. Tipperary County Council

## Appendix C: Newspaper Notice



COMHAIRLE CONTAE AN CHLÁIR  
CLARE COUNTY COUNCIL

### **NOTICE OF INTENTION TO EXTEND THE DURATION OF THE EXISTING CLARE COUNTY DEVELOPMENT PLAN 2017-2023 (AS VARIED), IN ORDER TO PROVIDE A FURTHER PERIOD OF TIME TO COMPLETE THE REVIEW OF THE CLARE COUNTY DEVELOPMENT PLAN 2017-2023 (AS VARIED) AND TO PREPARE AND MAKE A NEW CLARE COUNTY DEVELOPMENT PLAN**

Pursuant to the Planning and Development (Amendment) Act 2021 and Section 11D of the Planning and Development Act 2000, as amended, Clare County Council hereby gives notice that it intends to extend the duration of the existing Clare County Development Plan 2017-2023 (as varied) up to the 29th of April 2023.

The extension of duration of the existing Clare County Development Plan 2017-2023 (as varied) is necessary in order to provide a further period of time, of up to 7 months, to complete the review of the Clare County Development Plan 2017-2023 (as varied) and to prepare and make a new Clare County Development Plan for the functional area of Clare County Council.

#### **Strategic Environmental Assessment and Appropriate Assessment**

In compliance with the Planning and Development (Amendment) Act 2021 and Section 11D(2) of the Planning and Development Act 2000, as amended, the Planning Authority has carried out Screening for Strategic Environmental Assessment (SEA) in considering the extension of duration of the existing Clare County Development Plan 2017-2023 (as varied), in accordance with the Strategic Environmental Assessment Directive (2001/42/EC) and pursuant to Article 138 of the Planning and Development (Strategic Environmental Assessment) Regulations 2004 (S.I. No. 436 of 2004), as amended.

Screening for appropriate assessment has also been carried out in considering the extension of duration of the existing Clare County Development Plan 2017-2023 (as varied), in accordance with the requirements of Article 6 (3) of the Habitats Directive (92/43/EEC) and Section 177U of the Planning and Development Act 2000, as amended. In accordance with Section 177U it has been determined by the Competent Authority that appropriate assessment is not required.

#### **Submissions/Observations**

Clare County Council hereby invite any interested parties to make submissions or observations with respect to the proposed extension of the duration of the existing Clare County Development Plan 2017-2023 (as varied).

Submissions/observations may be made during the period from Friday 1st October 2021 to 4pm on Friday 29th of October 2021 inclusive. Submissions/observations will be taken into consideration before a decision is made as to whether or not to extend the duration of the existing Clare County Development Plan 2017-2023 (as varied).

A copy of the relevant environmental assessments referred to above can be viewed on Clare County Council's website <https://www.clarecoco.ie/services/planning/ccdp2017-2023> and may be inspected between normal working hours, subject to public health advice, from Friday 1st October 2021 to 4pm on Friday 29th of October 2021 (both dates inclusive) at the following locations:

- Áras Contae an Chláir, New Road, Ennis.
- Shannon Municipal District Office, Town Hall, Shannon.
- West Clare Municipal District Office, Town Hall, The Square, Kilrush.
- Ennistymon Area Office, Ennis Road, Ennistymon.
- Killaloe Municipal District Office, Mountshannon Road, Scariff.
- All public libraries in County Clare during opening hours.

In respect of making a submission or observation please note the following:

- Submissions/observations should include your name and may include address and details of any organisation, community group or company etc., which you represent.
- Please be advised that all submissions received may be published online in accordance with the requirements of the Planning and Development Act 2000, as amended, and will be summarised in the Chief Executive's Report, which will be published. You should ensure that no vexatious, libellous, or confidential information, including confidential information relating to a third party (in respect of which the third party has not, expressly, or impliedly in the circumstances, consented to its disclosure) is included in your submission. The Planning Authority reserves the right to redact any submission or part thereof that does not comply with this requirement. Please be advised that the submission may be published in full.
- Please make your submission by one medium only i.e., in hard copy or via email. This will avoid the duplication of submission reference numbers and will streamline the process.

A submission/observation can be submitted by one of the following methods:

- In writing to: Extension of Duration of Development Plan, Planning Department, Clare County Council, New Road, Ennis, Co. Clare V95 DXP2
- By email to: [forwardplan@clarecoco.ie](mailto:forwardplan@clarecoco.ie). Subject headline should read "Extension of Duration of Development Plan"

The deadline for receipt of submissions/observations is 4pm on Friday 29th of October 2021. Please note late submissions will not be considered.

If you have any queries or require more detail, please contact the Forward Planning Section by email at: [forwardplan@clarecoco.ie](mailto:forwardplan@clarecoco.ie) or by phone at 065-6846451.

**Liam Conneally, Director of Service, Economic Development**

**1st October 2021**

