

## Planning and Economic Development Department

**Planning & Development Regulations 2001, as amended.**  
**Notification of Intention to avail of Article 10(6)**  
**Exemption Change of Use from Commercial to Residential**

### 1. APPLICANT'S NAME

|            |  |
|------------|--|
| Applicant: |  |
|------------|--|

### 2. AGENT'S NAME

|        |  |
|--------|--|
| Agent: |  |
|--------|--|

### 3. DETAILS OF PROPOSED DEVELOPMENT SITE

|  |  |
|--|--|
| Site Address:<br>(including townland)            |  |
| Use of building prior to vacancy<br>(per floor): |  |
| Date of vacancy (if known)                       |  |
| Proposed Use & Area (per floor):                 |  |
| Planning history details (if known)              |  |

| Details <sup>1</sup>    | Size of Unit (m <sup>2</sup> ) | No. of Bedrooms | Storage Area (m <sup>2</sup> ) | Natural Light <sup>2</sup> | Open Space |
|-------------------------|--------------------------------|-----------------|--------------------------------|----------------------------|------------|
| Unit No. 1              |                                |                 |                                |                            |            |
| Unit No. 2              |                                |                 |                                |                            |            |
| Unit No. 3              |                                |                 |                                |                            |            |
| Unit No. 4              |                                |                 |                                |                            |            |
| Unit No. 5              |                                |                 |                                |                            |            |
| Unit No. 6              |                                |                 |                                |                            |            |
| Unit No. 7              |                                |                 |                                |                            |            |
| Unit No. 8              |                                |                 |                                |                            |            |
| Unit No. 9 <sup>3</sup> |                                |                 |                                |                            |            |

<sup>1</sup> Floor areas must comply with current Design Standards for New Apartments.

<sup>2</sup> Natural Light must serve each living room/bedroom (does not include kitchen)

<sup>3</sup> Provision of 9 units is the maximum allowable under Article 6 (a)

#### 4. DETAILS OF LAND INTERESTS

|   |  |
|---|--|
| Applicant (s) legal interest in site of proposed development: |  |
| Proposed date of commencement of works:                       |  |
| Period of time structure has been vacant:                     |  |

#### 5. DECLARATION

I/We confirm the following to be true in the provision of this Notification to the Planning Authority

| Qualifying Details  | Please tick |
|---|-------------|
| The change of use, and any related works, will occur between 8 February 2018 and 31 December 2025.  |             |
| The structure has been vacant for a period of two years immediately prior to when the development takes place.  |             |
| Works shall affect only the interior of the structure and shall not materially affect the external appearance of the structure so as to render its appearance inconsistent with the character of the structure or of neighbouring structure(s).   |             |
| Any related works for the alteration of existing ground floor shop fronts shall be consistent with the fenestration details and architectural and streetscape character of the remainder of the structure or of neighbouring structure(s).  |             |
| No development shall consist of or comprise the carrying out of works to the ground floor area of any structure which conflicts with any objective of the relevant local authority development plan or local area plan for such to remain in retail use, with the exception of any works the purpose of which is to solely provide on street access to the upper floors of the structure concerned. |             |
| No development shall consist of or comprise the carrying out of works to a protected structure save where the planning authority has issued a declaration under Section 57 of the Act to the effect that the proposed works would not materially affect the character of the structure or any element of the structure.   |             |
| No development shall contravene a condition attached to a permission under the Act or be inconsistent with any use specified or included in such a permission.  |             |

<sup>4</sup>Minimum of 2 weeks' notice is required to be furnished to the Planning Authority prior to commencement of works

|   |  |
|---|--|
| No development shall relate to matters in respect of which any of the restrictions set out under Article 9 would apply <sup>7</sup> .   |  |
| No development shall consist of or comprise the carrying out of works for the provision of an onsite wastewater treatment and disposal system to which the code of practice made by the Environmental Protection Agency pursuant to section 76 of the Environmental Protection Agency Act 1992 relates and entitled Code of Practice – Wastewater Treatment and Disposal Systems Serving Single Houses. |  |

<sup>6</sup> Planning and Development Regulations, 2001 (as amended)

<sup>7</sup> Planning and Development Regulations, 2001 (as amended)

**NB NOTE:**

Building Control Regulations apply to new buildings and to existing buildings which undergo an extension, a material alteration or a material change of use.

The Building Control Regulations require owners, builders, and registered construction professionals to demonstrate through building control processes that the works or building concerned have been designed and constructed in compliance with the Building Regulations. The exempted development status granted under article 10(6) Planning and Development Regulations 2001, (as amended) does not exempt buildings from compliance with the Building Regulations 1997, (as amended) or the Building Control Regulations 1997 (as amended).

I hereby certify that the information given in this form is correct:

Signature of Applicant(s) \_\_\_\_\_ Date: \_\_\_\_\_

\_\_\_\_\_ Date: \_\_\_\_\_

This application form must be accompanied by:

Copy of location map, scale not less than 1:1000 in built up areas and 1:2500 in all other areas (which shall be marked thereon), clearly outlining in red the land to which the application relates and the boundaries thereof.

Evidence of a minimum of 2 years preceding proposed date of commencement that structure has been vacant.

Send Applications to:

Development Management Section  
 Planning and Economic Development Department  
 Dún Laoghaire Rathdown County Council  
 Marine Road  
 Dún Laoghaire  
 Co. Dublin  
 A96 K6C9

Enquires to:

Ph: 01 2054859

E-mail: [planning@dlrcoco.ie](mailto:planning@dlrcoco.ie)

**CONTACT DETAILS – Not to be published**

**6. APPLICANT’S DETAILS**

|                                   |                          |                  |
|-----------------------------------|--------------------------|------------------|
| Applicant:                        |                          |                  |
| Company Details (where relevant): | Company Registration No. | Directors’ Names |
| Address:                          |                          |                  |
| Telephone No.:                    |                          |                  |
| E-mail:                           |                          |                  |

**7. AGENT’S DETAILS**

|   |  |
|---|--|
| Agent:  |  |
| Address:  |  |
| Telephone No.:  |  |
| E-mail:   |  |
| Please advise where all correspondence in relation to this application is to be sent;<br>Applicant ( )                      Agent ( ) |  |