



Comhairle Cathrach na Gaillimhe
Galway City Council

Halla na Cathrach
Bóthar an Choláiste
Gaillimh
H91 X4K8

City Hall
College Road
Galway
H91 X4K8

Our Ref: S5.24.25

Dom Street Properties (Galway) Ltd,
Main St.,
Oranmore,
Co. Galway

21/ 11/2025

Planning Declaration under Section 5 of the Planning & Development Act, 2000 (as amended) & the Planning & Development Regulations, 2001, (as amended).

Re: Continued use of the apartments to provide residential accommodation for persons seeking international protection

At: 31-35 Munster Avenue, Galway

A Chara,

I refer to your application for a declaration on development and exempted development under the provisions of (Section 5 of the Planning & Development Act 2000) as amended, and I wish to advise as follows:

On the basis of the information provided with the Section 5 application details, it has been determined that the particular circumstances described in the submission does not constitute a change of use from the permitted use and therefore is not considered development. Accordingly, the issue of exempted development does not arise. Furthermore, as the proposal does not constitute development, the provisions of Class 14(h) do not apply, and no further consideration of Class 14(h) of Part 1 of Schedule 2 of the Planning and Development Regulations 2001 (as amended) is necessary. There is no limitation on who will occupy such houses in the Planning Act, Planning Regulations or in a condition attached to the original permission and in this case the occupancy, as in who occupies the houses/apartments, is not a planning concern or issue.

Accordingly, the issue of exemption does not arise, and no further consideration of Class 14(h) of Part 1 of Schedule 2 of the Planning and Development Regulations 2001 (as amended) is necessary.

It must be emphasised that this opinion is given without prejudice to the provisions

of Section 5(3) of the Planning & Development Act 2000 (as amended).

If applicants are dissatisfied with the determination of the Council in relation to a declaration of exempted development, then, within 4 weeks of the date that the declaration is issued by the Council, the person issued with the declaration can refer it to An Coimisiún Pleanála for review of the matter.

Mise le meas,

A handwritten signature in cursive script, appearing to read 'Sarah Russell', written in dark ink.

**Senior Planner,
Planning Department.**