

Date: 12<sup>th</sup> April 2024. Our Ref: ED/1110.

Robert & Caroline Conlan, Winterberry Lodge, Athgarvan Road, The Curragh, Co. Kildare.

RE: Application for a Declaration of Exempted Development under Section 5 of Planning and Development Act 2000 (as amended) for development at The Old Gas Works, Canal Bank, Naas, Co. Kildare.

Dear Sir/Madam,

I refer to your correspondence received on 15<sup>th</sup> March 2024 in connection with the above. Please find enclosed receipt no. FIN1/0/497634 in relation to the fee paid.

Please find attached declaration made under Section 5 of Planning and Development Acts 2000 (as amended) in this regard.

Yours sincerely,

Senior Executive Officer, Planning Department.



## Declaration of Development & Exempted Development under Section 5 of the Planning and Development Act 2000 (as amended).

#### ED/1110.

WHEREAS a question has arisen as to whether minor alterations and renovations to the existing dwelling at The Old Gas Works, Canal Bank, Naas, Co. Kildare is exempted development,

AS INDICATED on the plans and particulars received by the Planning Authority on 15th March 2024

AND WHEREAS Robert & Caroline Conlan requested a declaration on the said question from Kildare County Council,

**AND WHEREAS** Kildare County Council as the Planning Authority, in considering this application for a declaration under Section 5 of the Planning and Development Act 2000 (as amended), had regard to;

- (a) Planning and Development Act 2000 (as amended) and
- (b) Planning and Development Regulations 2001 (as amended); and
- (c) Documentation received with the application

AND WHEREAS Kildare County Council has concluded that the development comprises works to which the provisions of the following applies:

- (a) Sections 2, 3, 4 and 57 of the Planning and Development Act 2000 (as amended);
- (b) The nature, extent and purpose of the works



**NOW THEREFORE** Kildare County Council, in exercise of the powers conferred on it by Section 5(2)(a) of the Planning and Development Act 2000 (as amended), hereby decides that the proposal for:

- The replacement of the existing heating and electrical systems
- The insulation of roofs and floors using breathable materials compatible with the nature and characteristics of the building fabric
- The insulation of the inner face of external walls using breathable materials compatible with the nature and characteristics of the building fabric
- The removal of the existing modern bay window in the kitchen/dining room, to the rear elevation and its replacement with a traditional French window.
- The removal of the existing modern window with arched fanlight in the kitchen/dining room to the front elevation
- The replacement of all existing modern double glazed windows with traditional double glazed side hung casement windows in timber
- The replacement of all existing modern doors with traditional doors in timber
- · The refurbishment of the existing rooms.

IS development and IS NOT EXEMPTED development pursuant to Section 4(1)(h), Section 57(1) of the Planning and Development Act as amended.

Please note that any person issued with a declaration under subsection 2(a) of the Planning and Development Act 2000 (as amended) may on payment to the Board of the prescribed fee, refer a declaration to An Bord Pleanála within 4 weeks of the issuing of the decision.

12th April 2024.

Senior Executive Officer, Planning Department.

#### **KILDARE COUNTY COUNCIL**



#### PLANNING & STRATEGIC DEVELOPMENT DEPARTMENT

Section 5 referral & declaration on development & exempted development

Planning & Development Act 2000 (as amended)

Reference	No. E	0/1110
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Name of Applicant(s):	Robert and Caroline Conlan			
Address of Development:	The Old Gas Works, Canal Bank, Naas, Co.			
	Kildare			
Development Description:	INTERVENTION TO THE OLD GASWORK			
	NAAS, A PROTECTED STRUCTURE REF. No.			
	NS19-107; NIAH REG. No. 11814131. THE			
	DEVELOPMENT COMPRISES OF MINOR			
	ALTERATIONS AND RENOVATIONS TO THE			
	EXISTING DWELLING			

### <u>Introduction</u>

This is a request for a **DECLARATION** under Section 5(1) of the Planning and Development Act 2000 (as amended) to establish whether under Section 5 of the Act as to whether the changes outlined within the submitted documentation are development and whether they are exempted development.

### **Site Location**

The site is located along the Grand Canal, c460m north west of North Main Street, Naas and accessed from the former tow path approximately 630m northeast of the canal harbour and 420m south of Tandy's Bridge. The site contains a protected structure (NS19-107 Old Gas

Works), a detached single-bay two-storey gable-fronted former gas works manager's house and is currently in residential use. In addition to the house, the site also accommodates an outbuilding and a chimney. Part of the site is located within the pNHA (Grand Canal).

### **Planning History**

22/1054: Development at a Protected Structure, consisting of the demolition of the existing non-original single-storey garage extension to the side, the removal of the nonoriginal rear wall and projecting bay of the central living space, the removal of a nonoriginal wall between existing utility and ensuite, the removal of a non-original chimney, the refurbishment of the non-original living space and former outbuilding, the removal of a non-original toilet and staircase from the former outbuilding and extension of the existing first floor to same, the removal of two non-original rooflights in the roof of the former outbuilding, the removal of a small section of rear wall of said former outbuilding and the insertion of a new arched window opening above at first floor level, the removal of a small section of garden wall, and the construction of the following: a new 36.2m<sup>2</sup> single-storey rear extension containing a new master bedroom and wardrobe area; a new 96.8m<sup>2</sup> single storey side and rear extension containing a new side entrance, wc, utility room, sitting room, and an extended living area and circulation space; a new rooflight in the former outbuilding, a new rooflight to the living/dining area, general conservation and associated ancillary site works to include re-locating the non-original stone piers to the side garden

#### **DECISION: Application WITHDRAWN**

**20/1225:** Permission refused to the applicants for the demolition of the existing non-original single-storey garage extension to the side, the removal of the non-original rear wall and projecting bay of the central living space, the refurbishment of the non-original living space and former outbuilding, the removal of a non-original toilet and staircase from the former outbuilding and extension of the existing first floor to same, the removal of two non-original rooflights in the roof of the former outbuilding, the removal of a small section of rear wall of said former outbuilding and the insertion of a new arched window opening above at first floor level, and the construction of the following: a new 42m² single-storey rear extension containing extended living area, circulation and a new side entrance; a new attached 145m² two storey extension (76m² ground floor 69m² first floor) containing additional living, bedroom, stairs and associated facilities including a link to the upper level of the former outbuilding, a new rooflight to the living/ dining area, general conservation and associated ancillary site works to include relocating the nonoriginal stone piers to the side garden. The site contains a Protected Structure.

The decision was appealed to An Bord Pleanála and the decision to refuse was upheld. An Bord Pleanála refusal reasons were as follows:

97/500129: Permission granted for a single and two storey extension and amendments to septic tank.

## **Relevant Legislative Background**

#### Planning and Development Act 2000 (as amended)

#### Section 2(1)

"protected structure" means –

- (a) a structure, or
- (b) a specified part of a structure

which is included in a record of protected structures, and, where that record so indicates, includes any specified feature which is within the attendant grounds of the structure and which would not otherwise be included in this definition

<u>"structure"</u> means any building, structure, excavation, or other thing constructed or made on, in or under land, or any part of a structure so defined, and –

- (a) where the context so admits, includes the land on, in or under which the structure is situate, and
- (b) in relation to a protected structure or proposed protected structure, includes
  - (i) the interior of the structure
  - (ii) the land lying within the curtilage of the structure
  - (iii) any other structures lying within that curtilage and their interiors, and
  - (iv) all fixtures and features which form part of the interior or exterior of any structure or structures referred to in subparagraph (i) or (iii)

'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.

#### Section 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.

#### Section 4(1)

The following shall be exempted development for the purposes of the Act-

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

#### Section 57(1)

Notwithstanding Section 4(1)(a), (h), (i), (j), (k), or (l) and any regulations made under Section 4(2), the carrying out of works to a protected structure, or a proposed protected structure shall be exempted development only if those works would not materially affect the character of-

(1) The structure, or

(2) Any element of the structure which contributes to its special architectural, historical, archaeological, artistic, cultural, scientific, social or technical interest.

#### **Assessment**

The application form submitted indicates the following proposals:

- The replacement of the existing heating and electrical systems
- The insulation of roofs and floors using breathable materials compatible with the nature and characteristics of the building fabric
- The insulation of the inner face of external walls using breathable materials compatible with the nature and characteristics of the building fabric
- The removal of the existing modern bay window in the kitchen/dining room, to the rear elevation and its replacement with a traditional French window.
- The removal of the existing modern window with arched fanlight in the kitchen/dining room to the front elevation
- The replacement of all existing modern double-glazed windows with traditional double glazed side hung casement windows in timber
- The replacement of all existing modern doors with traditional doors in timber
- The refurbishment of the existing rooms.

The changes are noted, and it is welcomed the applicant is seeking to remedy some of the inappropriate additions to the Protected Structure that occurred over many years. Notwithstanding this, and having regard to the lack of detail provided, including an Architectural Heritage Impact Assessment or detailed photos and detailed information regarding the proposed elevational changes and fenestration chosen and having regard to Section 4(1)(h) and Section 57(1) of the Planning and Development Act 2000 (as amended), the proposed works, which are deemed to be development, may materially affect the character of the structure.

It is considered that the proposed works is development and may materially affect the character of the protected structure and as such is development. This development is not exempt development.

#### **Conclusion & Recommendation**

It is recommended that the applicant be advised that the development as described in the application is development and is **NOT** exempted development.

Having regard to the provisions of Section 4, 1 (h) and Section 57 (1) of the Planning and Development Act 2000 (as amended), it is considered that the proposed development may materially affect the character of the protected structure (RPS No. NS19-107), is considered development and is **not considered exempted development**.



Danielle Cantwell Executive Planner

11/04/2024

Kehinde Oluwatosin Senior Executive Planner 12/04/2024

d-svarger

Aoife Brangan A/SP 12/04/24

### **Declaration of Development & Exempted Development under**

#### Section 5 of the

### Planning and Development Act 2000 (as amended)

**WHEREAS** a question has arisen as to whether the interventions to the Old Gasworks, Naas, a Protected Structure Ref NS19-107 including alterations and renovations to the existing building is exempted development or is not exempted development.

**AS INDICATED** on the plans and particulars received by the Planning Authority on 07/03/2024.

**AND WHEREAS** Robert and Caroline Conlan requested a declaration on the said question from Kildare County Council,

**AND WHEREAS** Kildare County Council as the Planning Authority, in considering this application for a declaration under Section 5 of the Planning and Development Act 2000 (as amended), had regard to;

- (1) Planning and Development Act 2000 (as amended); and
- (2) Planning and Development Regulations 2001 (as amended);
- (c)documentation submitted as part of the application.

**AND WHEREAS** Kildare County Council has concluded that the proposal comprises of development to which the provisions of the following applies:

- (1) Sections 2, 3, 4 and 57 of the Planning and Development Act 2000 (as amended);
- (2) The nature, extent and purpose of the works

**NOW THEREFORE** Kildare County Council, in exercise of the powers conferred on it by Section 5(2)(a) of the Planning and Development Act 2000 (as amended), hereby decides that -

#### The proposal for the:

- The replacement of the existing heating and electrical systems
- The insulation of roofs and floors using breathable materials compatible with the nature and characteristics of the building fabric
- The insulation of the inner face of external walls using breathable materials compatible with the nature and characteristics of the building fabric
- The removal of the existing modern bay window in the kitchen/dining room, to the rear elevation and its replacement with a traditional French window.
- The removal of the existing modern window with arched fanlight in the kitchen/dining room to the front elevation
- The replacement of all existing modern double glazed windows with traditional double glazed side hung casement windows in timber
- The replacement of all existing modern doors with traditional doors in timber

• The refurbishment of the existing rooms.

IS development and IS NOT EXEMPTED development pursuant to Section 4(1)(h), Section 57(1) of the Planning and Development Act as amended.

Please note that any person issued with a declaration under Section 5 of the Planning and Development Act 2000 (as amended) may on payment to the Board of the prescribed fee, refer a declaration to An Bord Pleanála within 4 weeks of the issuing of the decision.

Signed:	<del></del>

# APPROPRIATE ASSESSMENT SCREENING REPORT AND CONCLUSION STATEMENT

(A) Project Details	
Planning File Ref	ED1110
Applicant name	Robert and Caroline Conlan
Development Location	Old Gasworks, Canal Bank, Naas, Co. Kildare
Site size	Not stated.
Application accompanied by an EIS (Yes/NO)	No
Distance from Natura 2000 site in km	C8km from Mouds Bog SAC

Description of the project/proposed development – Alterations and modifications to existing dwelling.

(B)	(B) Identification of Natura 2000 sites which may be impacted by the proposed						
dev	development						
				es/No			
				ver is	yes,		
			identify	list nan	ne of		
			Natura	2000	site		
			likely	to	be		
			impacted	d.			
1	Impacts on sites designated for	Is the development within a					
	freshwater habitats or species.	Special Area of					
		Conservation whose					
	Sites to consider: River Barrow	qualifying interests include		No			
	and Nore, Rye Water/Carton	freshwater habitats and/or		NO			
	Valley, Pollardstown Fen,	species, or in the catchment					
	Ballynafagh lake	(upstream or downstream)					
		of same?					
2	Impacts on sites designated for	Is the development within a					
	wetland habitats - bogs, fens,	Special Area of	No				
	marshes and heath.	Conservation whose					

	Sites to consider: River Barrow	qualifying interests include	
	and Nore, Rye Water/Carton	wetland habitats (bog,	
	Valley, Pollardstown Fen,	marsh, fen or heath), or	
	Mouds Bog, Ballynafagh Bog,	within 1 km of same?	
	Red Bog, Ballynafagh Lake		
3	Impacts on designated	Is the development within a	
	terrestrial habitats.	Special Area of	
	Sites to consider: River Barrow	Conservation whose	
	and Nore, Rye Water/Carton	qualifying interests include	No
	Valley, Pollardstown Fen,	woodlands, dunes or	
	Ballynafagh Lake	grasslands, or within 100m	
		of same?	
4	Impacts on birds in SPAs	Is the development within a	
	Sites to consider:	Special Protection Area, or	No
	Poulaphouca Resevoir	within 5 km of same?	

## **Conclusion:**

If the answer to all of the above is **No**, significant impacts can be ruled out for habitats and bird species.

No further assessment in relation to habitats or birds is required.

If the answer is **Yes** refer to the relevant sections of **C**.

(G) S	CREENING CONG	CLUSION STATEMENT			
Selec	ted relevant cate	egory for project assessed by ticking box.			
1	AA is not req	uired because the project is directly connected			
	with/necessa	ry to the conservation management of the site			
2	No potential	significant affects/AA is not required	Х		
3	Significant effects are certain, likely or uncertain.				
	Seek a Natura Impact Statement				
	Reject proposal. (Reject if potentially damaging/inappropriate)				
Justify	Justify why it falls into relevant category above (based on information in above				
tables	tables)				
Having	regard to natur	e of the proposed development and the distance from the			
neares	nearest Natura 2000 site, it is considered there would not be potential for				
significant effects on the Natura 2000 network.					
Name	Name: Danielle Cantwell				
Posit	ion:	Executive Planner			
Date:	Date: 11/04/2024				

## **COMHAIRLE CONTAE CHILL DARA**

## **KILDARE COUNTY COUNCIL**



## **Director of Services Order**

I, Alan Dunney, Director of Services, am duly authorised and delegated by Chief Executive's Order number: CE48043 to make the following Order in accordance with Section 154 of the Local Government Act, 2001, as amended.

ORDER NO:	DO52149	Section:	Planning
SUBJECT:	5 of Planning and	Development Act 200	ed Development under Section 00 (as amended) for anal Bank, Naas, Co. Kildare.
SUBMITTED:		with recommendation Council's Technical Off	from the A/Senior Planner and icers.
ORDĒR:	the powers confer Development Act	red on it by Section 5	county Council, in exercise of (2)(a) of the Planning and ereby decides that the and is not exempted
MADE THIS 12 OF April	DAY YEAR <u>2024</u>	SIGNED: A	1.

## **Kildare County Council**

# Declaration of Exempt Development under Section 5, of the Planning and Development Act 2000 as amended

Incomplete application forms will be deemed <u>invalid</u> and <u>returned</u>



All responses must be in <u>block</u> letters

Section 1 Details of Applicants

1. Name of Applicant(s) A. Surname CONLAN Forenames ROBERT AND CAROLINE

Phone No N/A Fax No N/A

2. Address WINTERBERRY LODGE, ATHGARVAN RD, THE CURRAGH, CO. KILDARE

Section 2 Person/Agent acting on behalf of applicant (if applicable)

**1.** Name of Person/Agent: Surname *MCCABE* Forenames *COLIN* 

Phone No 087 816 1185 Fax No N/A

2. Address N/A

Section 3 Company Details (if applicable)

**1.** Name of Company *JOHN J. O'CONNELL ARCHITECTS* 

Phone No *087 816 1185* Fax No *N/A* 

- **2.** Company Reg. No *3415677GH*
- 3. Address 14 NORTH GREAT GEORGE'S STREET, DUBLIN 01, CO. DUBLIN

Section 4 Details of Site

- 1. Planning History of Site PLANNING APPLICATION No. 97500129 GRANTED 20/01/1998

  PLANNING APPLICATION No. 201225 REFUSED 08/12/2020

  PLANNING APPLICATION No. 221054 WITHDRAWN 05/04/2023
- 2. Location of Proposed Development *THE OLD GAS WORKS*CANAL BANK, NAAS

  CO. KILDARE W91 ED3K
- **3.** Ordnance Survey Sheet No 1:1,000 | 3559-02 1:1,000 | 3509-22

- **4.** Please state the Applicants interest in the site *OWNERS*
- **5.** Please state the extent of the proposed development *GROSS FLOOR AREA OF EXISTING BUILDINGS* = 255,50 sqm. *GROSS FLOOR AREA TO BE RETAINED* = 251,75 sqm *NO EXTENSIONS PROPOSED*.
- **6.** Under what Section of the Planning and Development 2000 as amended and/or what provision of the Planning and Development Regulations 2001 as amended is exemption sought (specific details required)

SECTION 5 - DECLARATION AND REFERRAL ON DEVELOPMENT AND EXEMPTED DEVELOPMENT OF THE PLANNING AND DEVELOPMENT ACT 2000 AND AMENDMENTS.

THE PROPOSED INTERVENTION CONSISTS OF MINOR WORKS THAT ARE EXEMPT FROM THE REQUIREMENT OF PLANNING PERMISSION AND THAT DO NOT MATERIALLY AFFECT THE CHARACTER OF THE PROTECTED STRUCTURE OR ANY ELEMENT OF IT WHICH CONTRIBUTES TO ITS SPECIAL INTEREST.

7. Please give a detailed description of the Proposed Development (Use separate page if necessary)

INTERVENTION TO THE OLD GASWORKS, NAAS, A PROTECTED STRUCTURE REF. No. NS19-107; NIAH REG. No. 11814131. THE DEVELOPMENT COMPRISES OF MINOR ALTERATIONS AND RENOVATIONS TO THE EXISTING DWELLING AND WILL CONSIST OF:

- THE REPLACEMENT OF THE EXISTING HEATING AND ELECTRICAL SYSTEMS;
- THE INSULATION OF ROOFS AND FLOORS USING BREATHABLE MATERIALS COMPATIBLE WITH THE NATURE AND CHARACTERISTICS OF THE BUILDING FABRIC;
- THE INSULATION OF THE INNER FACE OF EXTERNAL WALLS USING BREATHABLE MATERIALS COMPATIBLE WITH THE NATURE AND CHARACTERISTICS OF THE BUILDING FABRIC;
- THE REMOVAL OF THE EXISTING MODERN BAY WINDOW IN THE KITCHEN/DINING ROOM, TO THE REAR ELEVATION, AND ITS REPLACEMENT WITH A TRADITIONAL FRENCH WINDOW;
- THE REMOVAL OF THE EXISTING MODERN WINDOW WITH ARCHED FANLIGHT IN THE KITCHEN/DINING ROOM, TO THE FRONT ELEVATION, AND ITS REPLACEMENT WITH A TRADITIONAL SIDE HUNG CASEMENT WINDOW;
- THE REPLACEMENT OF ALL OF THE EXISTING MODERN DOUBLE-GLAZED WINDOWS WITH TRADITIONAL DOUBLE-GLAZED SIDE HUNG CASEMENT WINDOWS IN TIMBER;
- THE REPLACEMENT OF ALL OF THE EXISTING MODERN EXTERNAL DOORS WITH TRADITIONAL DOORS IN TIMBER;
- THE REFURBISHMENT OF THE EXISTING ROOMS.

THE BUILDING HAS BEEN RENOVATED AND EXTENDED IN 1998 LEADING TO THE LOSS OF MOST OF THE ORIGINAL FABRIC AND MUCH OF THE ORIGINAL FORM.

THE PROPOSED DEVELOPMENT HAS BEEN DEVISED TO RETAIN AND PROTECT ALL SURVIVING HISTORIC FEATURES; THE WORKS WILL NOT MATERIALLY AFFECT THE CHARACTER OF THE PROTECTED STRUCTURE OR ANY ELEMENTS WHICH CONTRIBUTES TO ITS SPECIAL INTEREST.

## Section 5 The following must be submitted for a valid application

(Please Tick)

	(	,
1.	Site Location Map (1:2500 Rural Areas) (1:1000 Urban Areas)	$\sqrt{}$
2.	A Site Layout Plan (Scale 1:500) in full compliance with Article 23 of Planning and Development Regulations 2001 as amended	<b>√</b>
3.	Drawings of the development (Scale 1:50) in full compliance with Article 23 of Planning and Development Regulations 2001 as amended	<b>√</b>
4.	All drawings to differentiate between the original building, all extensions and proposed development	<b>√</b>
5.	Fee of 80 Euro	$\sqrt{}$

Section 6
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I, *COLIN MCCABE* certify that all of the above information is correct and I have submitted all the required documents as outlined at Section 5 above.

Signature:

Date: 07/03/2024



# Data Protection Act 2018 PRIVACY STATEMENT

## Who are we?

Kildare County Council (the Council) is the democratically elected unit of Local Government in County Kildare and is responsible for providing a range of services to meet the economic, social and cultural needs of the people of our County. In order to provide the most effective and targeted services to meet the needs of the citizens, communities and businesses of County Kildare we will be required to collect, process and use certain types of information about people and organisations. Depending on the service being offered, information sought may include 'personal data' as defined by the Data Protection Acts and the General Data Protection Regulation (GDPR) and may relate to current, past and future service users; past; current and prospective employees; suppliers; and members of the public who may engage in communications with our staff. In addition, staff may be required, from time to time, to collect process and use certain types of personal data to comply with regulatory or legislative requirements or to carry out functions in the public interest.

## Why do we have a Privacy Statement?

This privacy statement has been created to demonstrate the Council's commitment that personal data you may be required to supply to us, to enable us to provide services, is;

- Obtained lawfully, fairly and in a transparent manner
- Obtained for only specified, identified and legitimate purposes
- Processed for purposes which we have identified or purposes compatible with the purposes that we have identified.
- Adequate, relevant and limited to what is necessary for purpose for which it was obtained
- Personal data collected and processed must be accurate and (where necessary) kept up to-date.
- Kept only for as long as is necessary for the purposes for which it was obtained.
- Processed in a manner that ensures the appropriate security of the personal data including protection against unauthorised or unlawful processing.

More detail is available in our Data Protection Policy at <a href="http://kildare.ie/CountyCouncil/DataProtection/">http://kildare.ie/CountyCouncil/DataProtection/</a> or you can request a hard copy at 045 980 200.

## What is the activity referred to in this Privacy Statement?

Kildare County Council performs the role of Planning Authority for the County. The planning application process is a statutory requirement which allows for the relevant parties and public to participate in the proper development of the lands in the County.



## What is the basis for making the processing of this personal data lawful?

Processing is necessary for the performance of a task carried out in the public interest or in the exercise of official authority vested in Kildare County Council in accordance with Article 6(1)(e) of the General Data Protection Regulation,2016. Specifically the lawful basis for this process is the Planning & Development Acts 2000- 2017 and the Planning and Development Regulations 2001 - 2017. In addition there are also certain delegated functions under the local Government Reform Act 2014.

## We require contact details

In order to communicate with you, you will be asked for contact details. You do not have to provide all contact details but providing more, such as email, phone, address, makes it easier to communicate. Please note that to help protect your privacy, we take steps to verify your identity before granting access to personal data. These contact details may also be used to verify your identity.

## What other types of personal data do we need to undertake this activity?

- (a) Data subject Name, address, contact number, copy of payment receipt, local needs information & supporting documentation which may include documents such as birth certificate, baptismal certificate, credit union details, copy of driving licence, copy of passport, school documentation etc.
- (b) Third parties related to the land name, address, land ownership
- (c) Third parties information related to submissions made to the Planning Authority (Elected Representatives)

Medical records and potentially other sensitive data can be processed under the rural housing local need aspect of this activity. This information is not requested; however it may be voluntarily submitted as part of the application.

## What will happen if the personal data is not provided?

All information requested as part of the application process, (excluding the **rural housing** local need information) is mandatory as part of the application process and is required for the application to be considered valid. Any application deemed invalid will not proceed. If the local need information is not submitted, the planner may refuse or request further information on the file in order to satisfy the Planning Authority that the applicant is compliant with the Rural Housing policy of the Kildare County Development Plan 2017-2023

## Am I the only source of this personal data?

In some instances to assist with the delivery of the activity or to comply with regulatory or legislative requirements personal data is sourced from a third party. This **may apply** to this activity.



Data may be sourced during the planning application process from public sources such as the Property Registration Authority and other publically available information that Kildare County Council may hold.

## Is personal data submitted as part of this activity shared with other organisations?

The Council may, to fulfil statutory or regulatory obligations or in the public interest, from time to time, have to share personal data with other organisations or entities (in Ireland or abroad). Where this is required the Council shall have regard to your rights, to the security and integrity of the data and will minimise the data shared.

Sharing **APPLIES** to this activity.

As part of this process, the planning application data which is publicly available may be forwarded to external agencies/consultees such as ESB, Irish Rail, etc. to review and make a submission if they wish. If an application is to be appealed Kildare County Council are required under the Planning and Development Acts to give all details submitted as part of the planning application to An Bord Pleanála, who then become the joint data controller for the information they hold.

Data IS NOT transferred to another country.

Data is transferred to (if there are no countries listed, it is not intended to transfer the personal data abroad)

## How long is my data kept for?

The Council has a detailed record retention policy which outlines time periods for which your personal data will be retained and what will happen to it after the required retention period has expired. A copy of Record Retention Policy can be accessed via the following link:

<a href="http://www.lgma.ie/sites/default/files/2002">http://www.lgma.ie/sites/default/files/2002</a> national retention policy for local authority records 2.pdf

## Do you need to update your records?

Kildare County Council must take reasonable steps to ensure that personal data we have about our customers is correct and up to date.

In addition, if the data held by us is found to be inaccurate you have the right to rectify/correct this.

If you find that personal data we have about you is inaccurate or needs to be updated (for instance, you may have changed your name, address, contact details etc.) then please contact us so that we can correct it. You can do this by:



**Writing to us at**: Kildare County Council, Áras Chill Dara, Devoy Park, Naas, Co Kildare. W91 X77F

Emailing us at customercare@kildarecoco.ie

When making a request to update your record please provide evidence to support this - for example a copy of a document containing your new address – utility (Gas, Electricity, Phone) bill etc.

## Your rights:

You have the right to obtain confirmation as to whether data concerning you exists, to request access to personal data held about you, to be informed of the content and source of data and check its accuracy.

If the data held by us is found to be inaccurate you have the right to rectify/correct this – see above on how to update your records.

You also, subject to certain conditions being met, have the right to object to or seek restriction of the processing of personal data and to request the erasure of personal data held by the Council.

Please note that to help protect your privacy, we take steps to verify your identity before granting access to personal data.

To exercise these rights logon to <a href="http://kildare.ie/CountyCouncil/DataProtection/">http://kildare.ie/CountyCouncil/DataProtection/</a>, use one of the forms at our Counter or contact us.

## **Kildare County Council - Access to Information Officer**

**Phone** 045 982 200

E-mail dataprotection@kildarecoco.ie or

customercare@kildarecoco.ie

Postal Address Áras Chill Dara,

Devoy Park,

Naas,

Co Kildare. W91 X77F.

## Right of Complaint to the Data Protection Commissioner

If you are not satisfied with the outcome of the response received by the Council you are entitled to make a complaint to the Data Protection Commissioner who may investigate the matter for you. The Data Protection Commissioner's website is <a href="www.dataprotection.ie">www.dataprotection.ie</a> or you can contact their Office at:



Lo Call Number 1890 252 231

E-mail <u>info@dataprotection.ie</u>

Postal Address Data Protection Commissioner

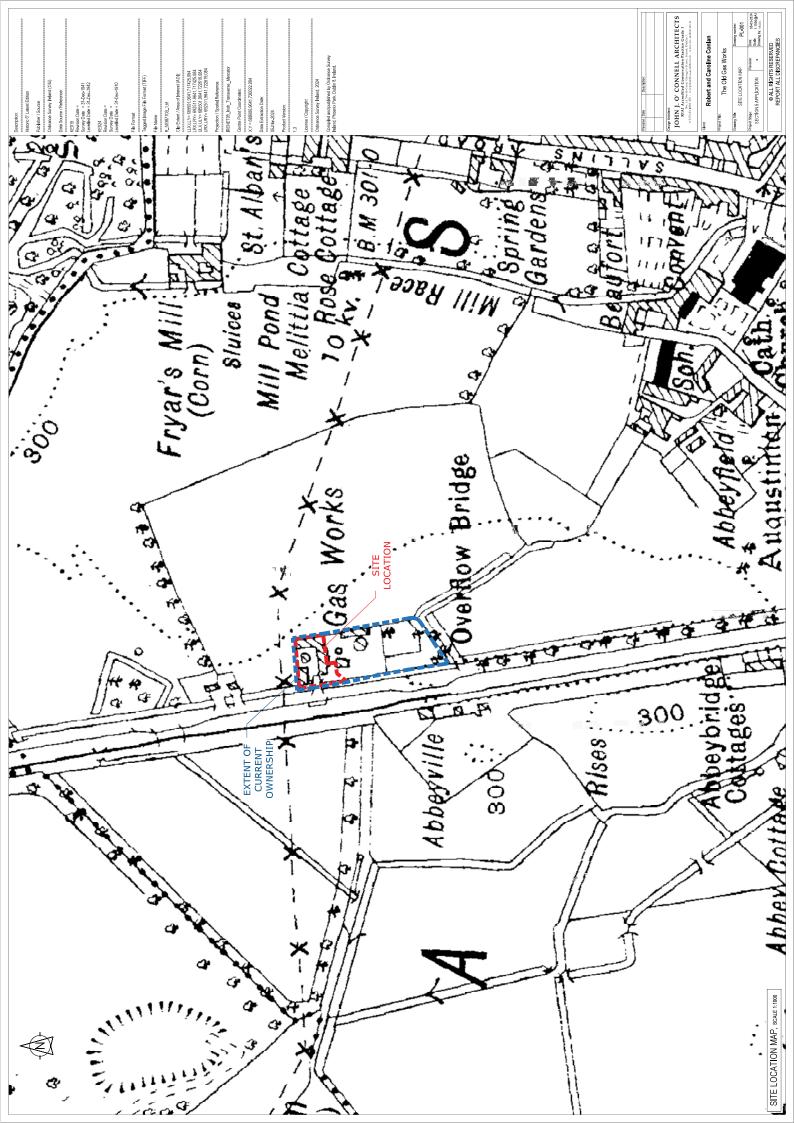
Canal House Station Road

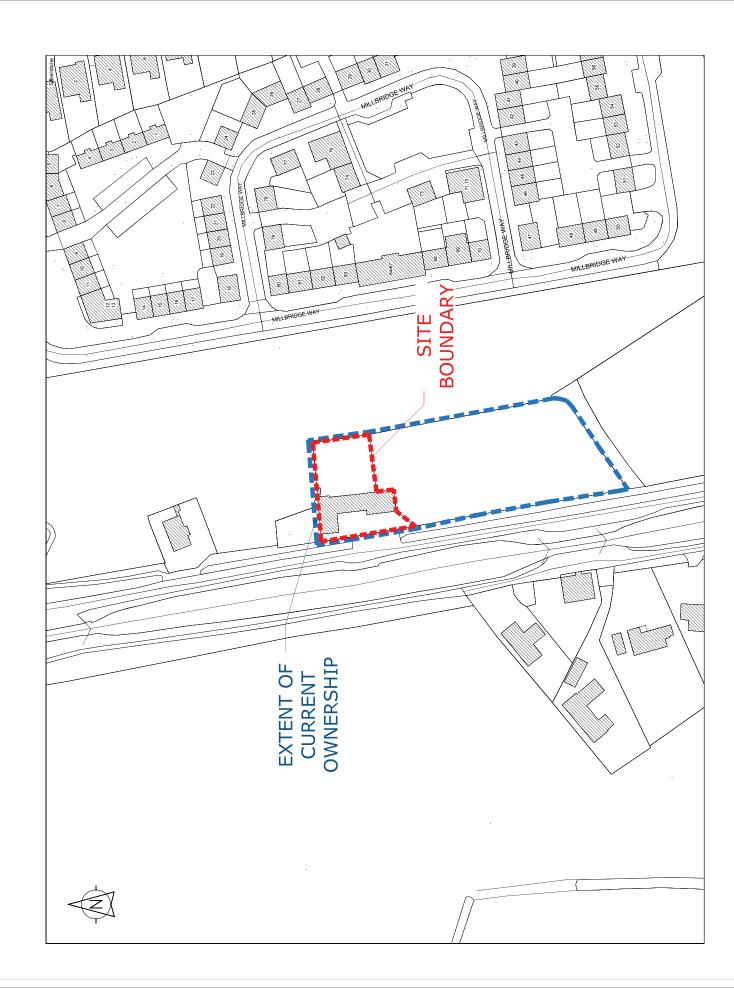
Portarlington, Co. Laois. R32 AP23.

## **Changes to Privacy Statement**

We may make changes to this Statement. If we make any changes they will be posted on this page and we will change the "Last Updated" date below.

Last Updated 25 May 2018.





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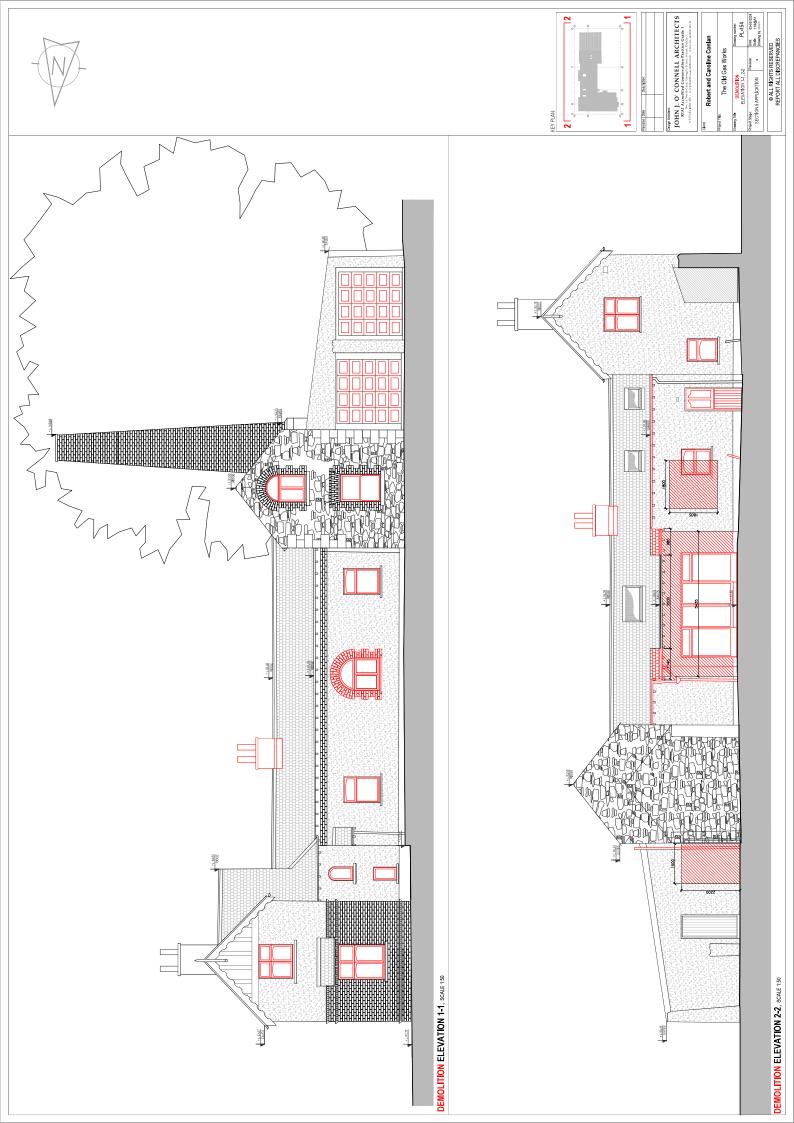
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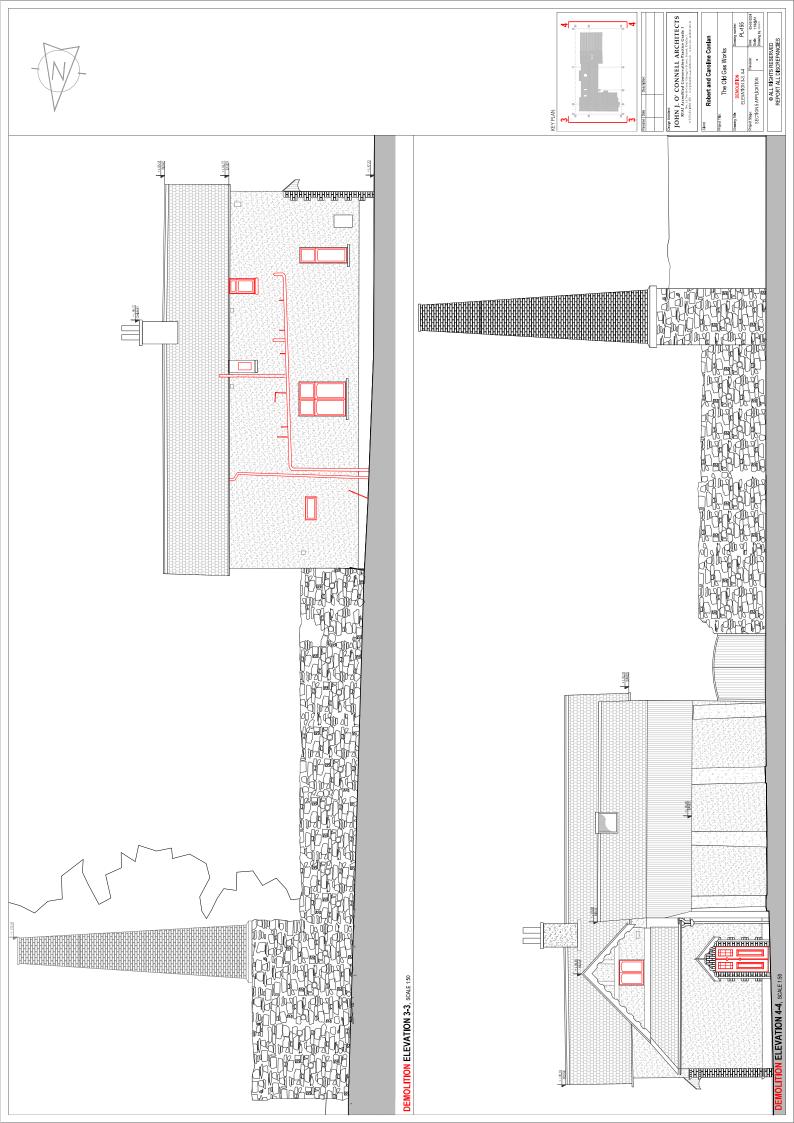
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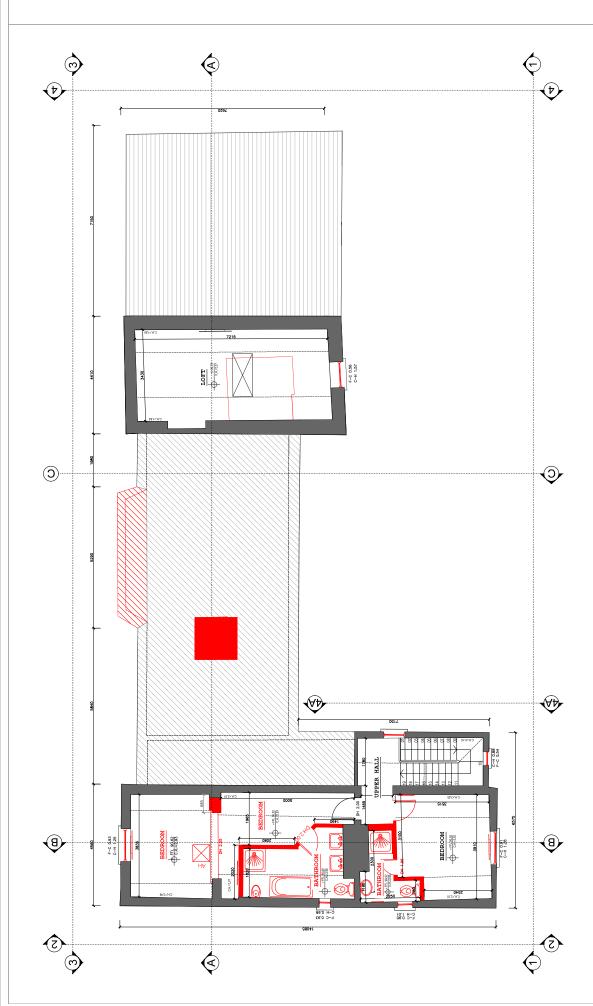
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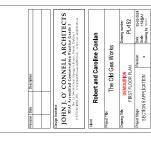
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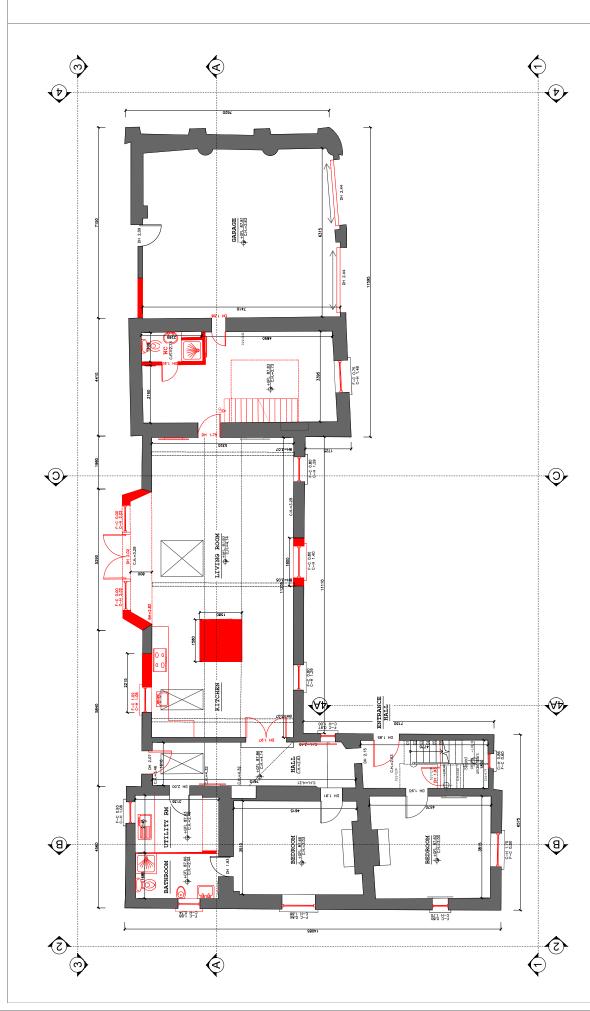




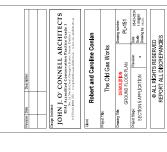


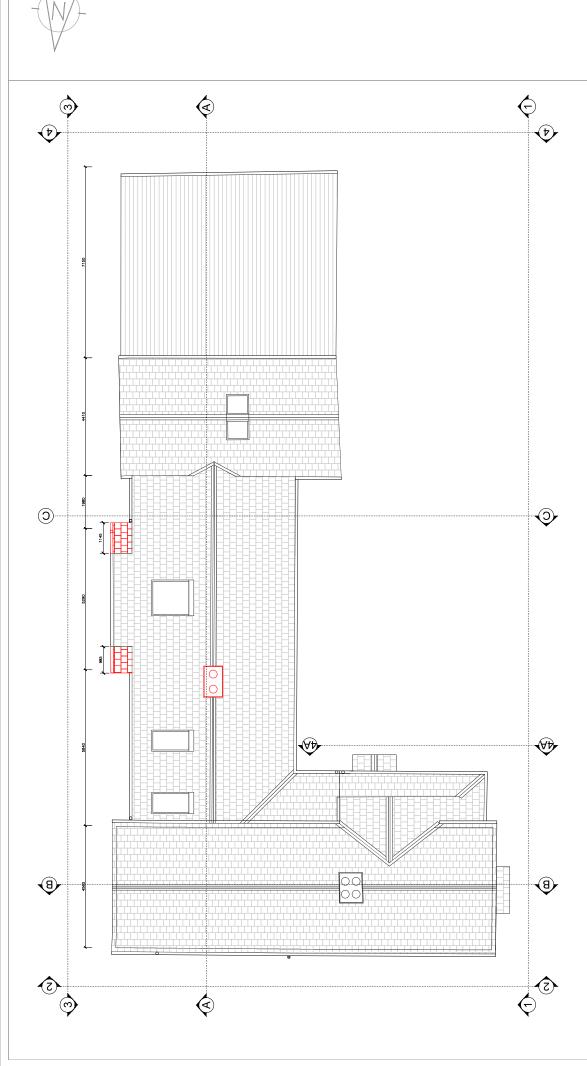


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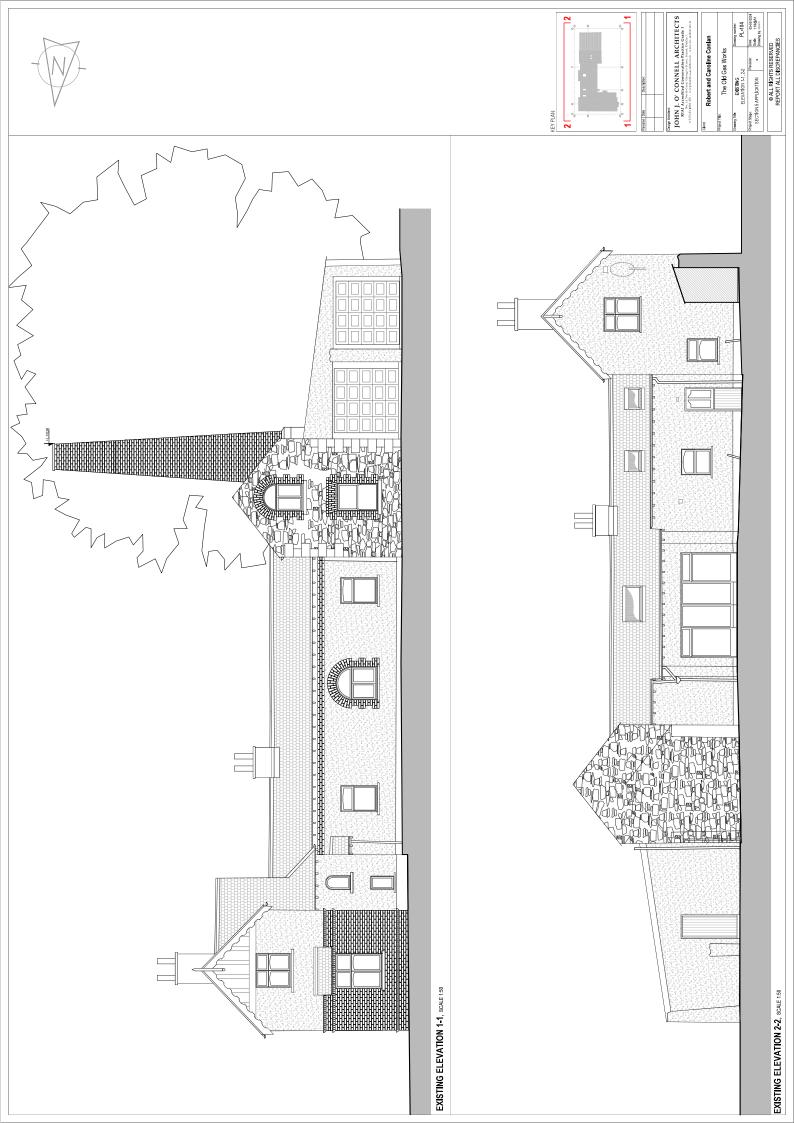


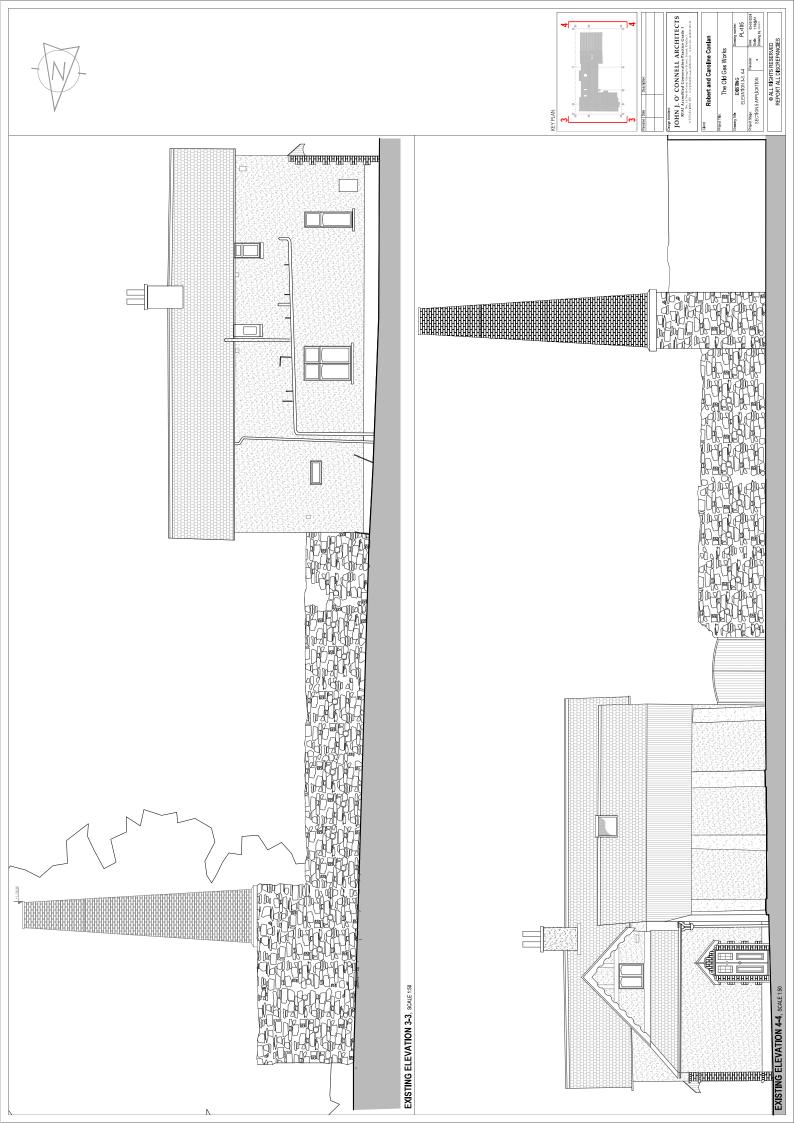


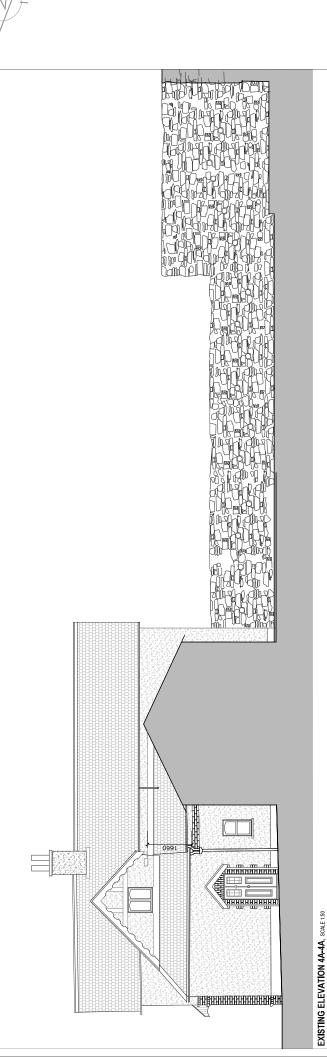






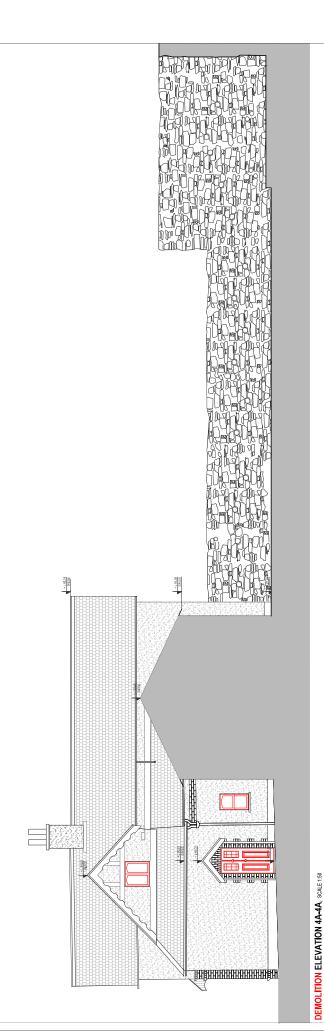


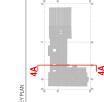


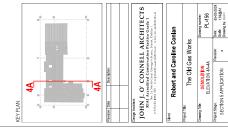




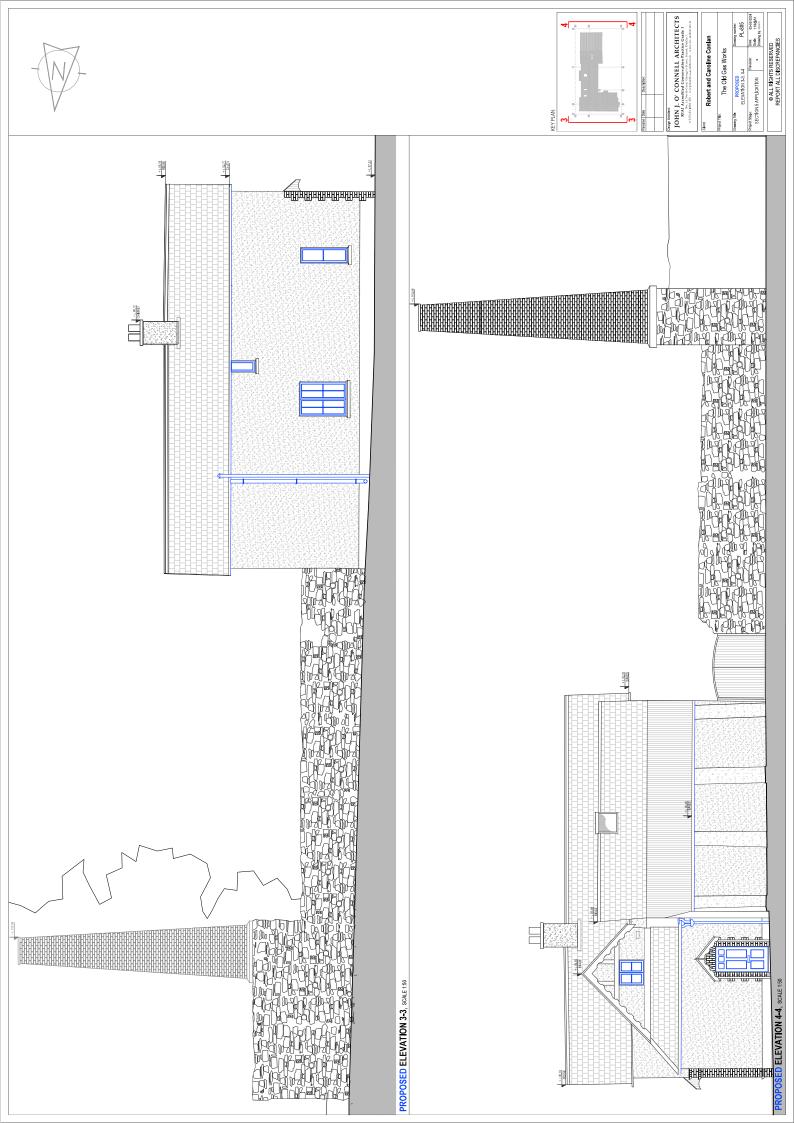
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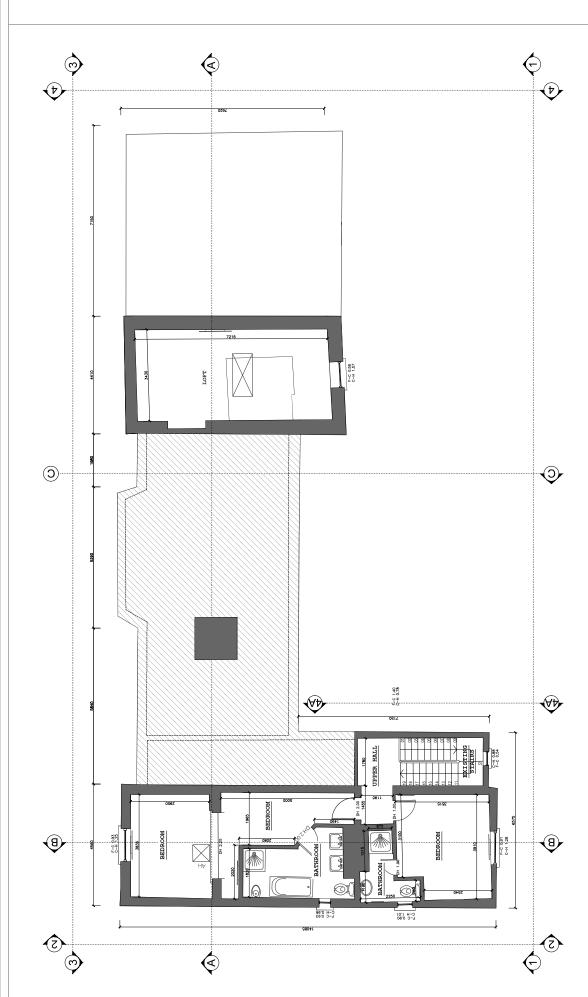






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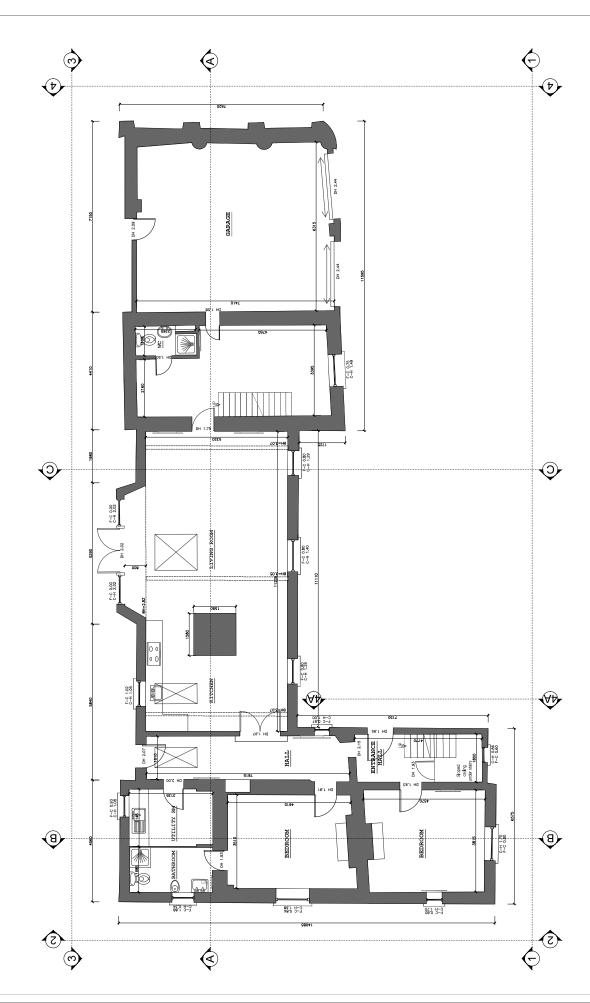






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EXISTING FIRST FLOOR PLAN, SCALE 1:50

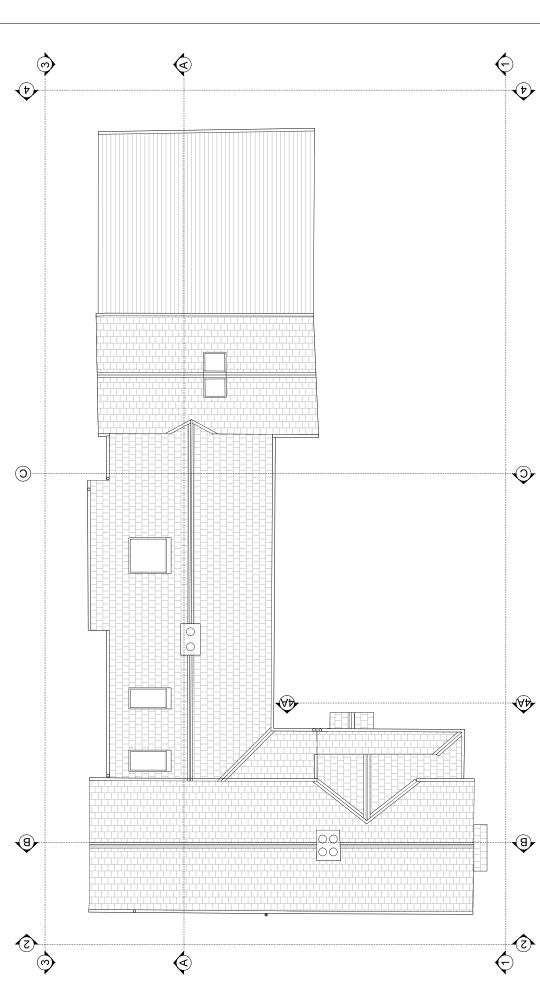




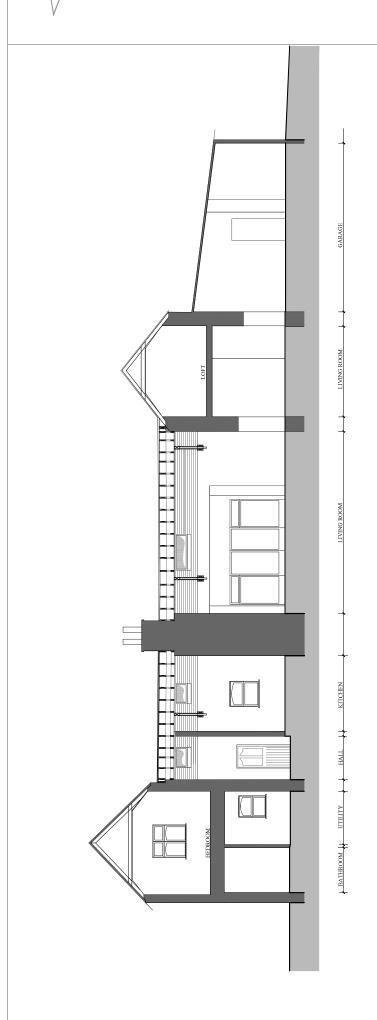


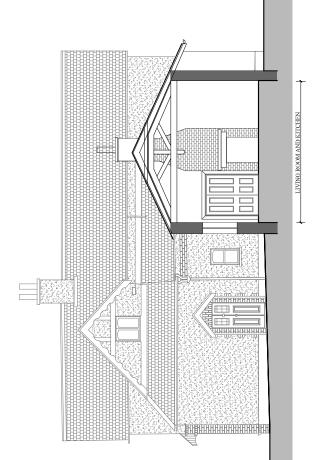
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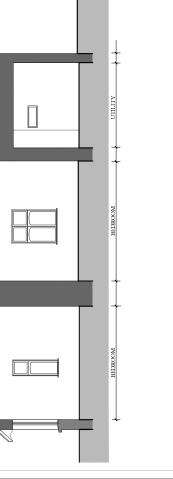


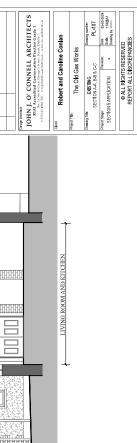






# EXISTING SECTION A-A, SCALE 1:50



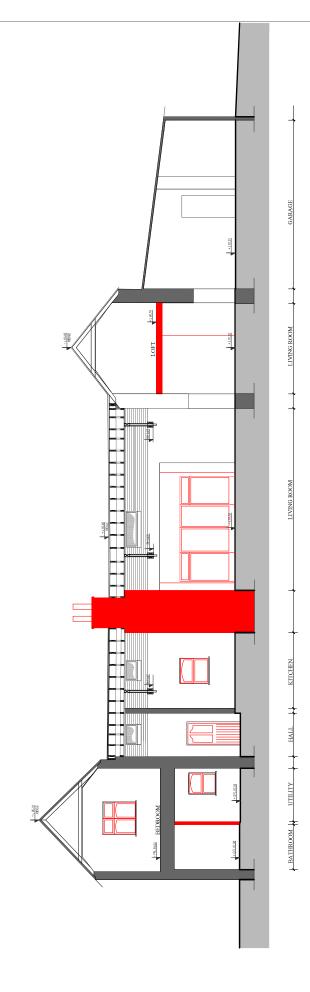


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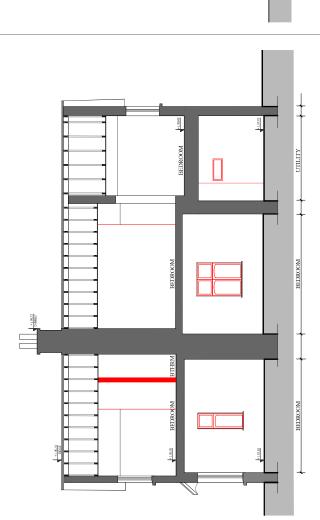
Robert and Caroline Conlan

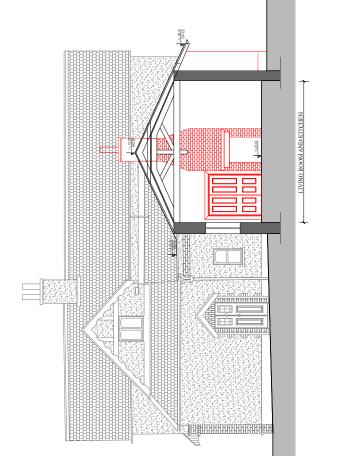
The Old Gas Works

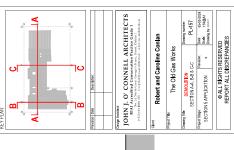
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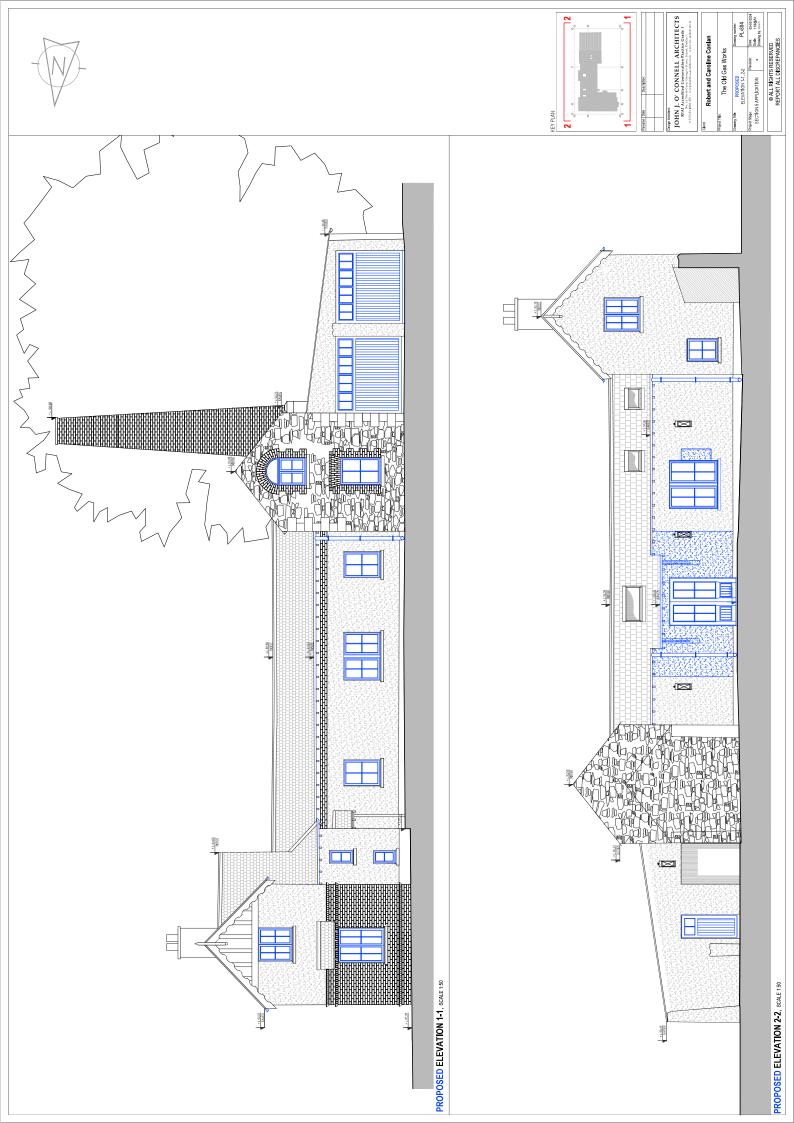


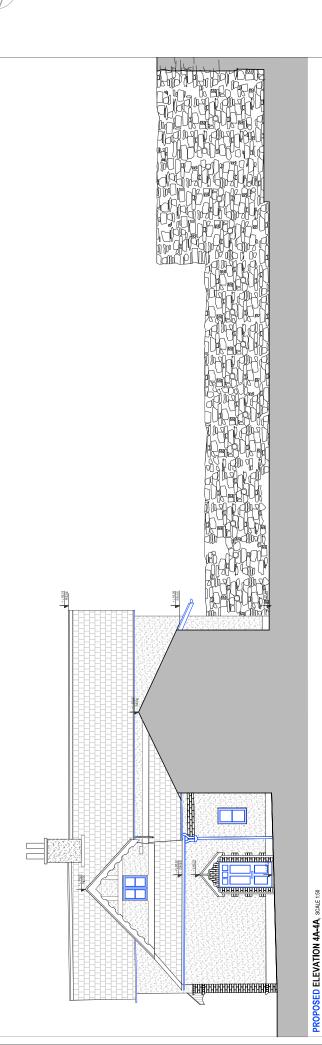
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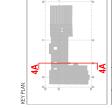


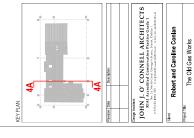




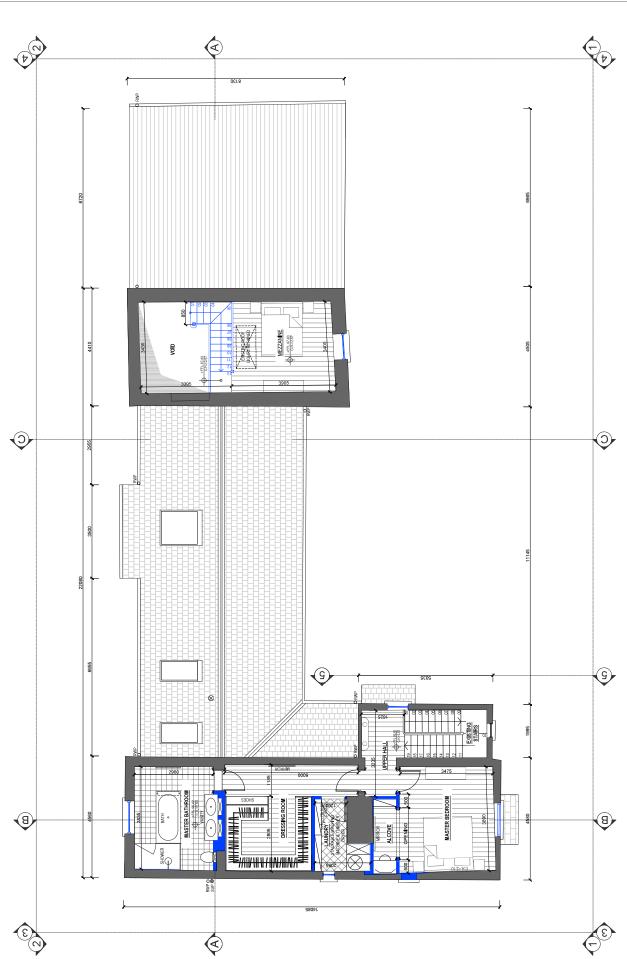




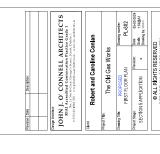




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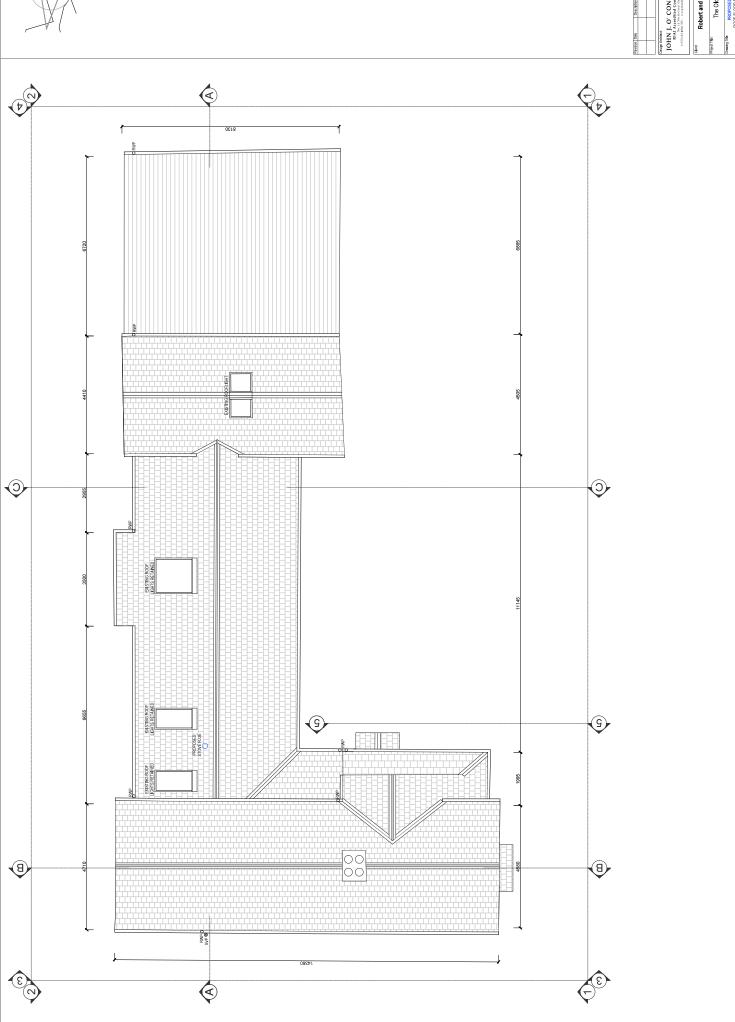
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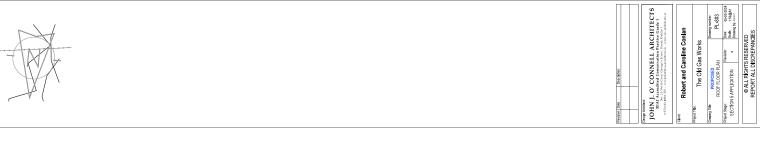


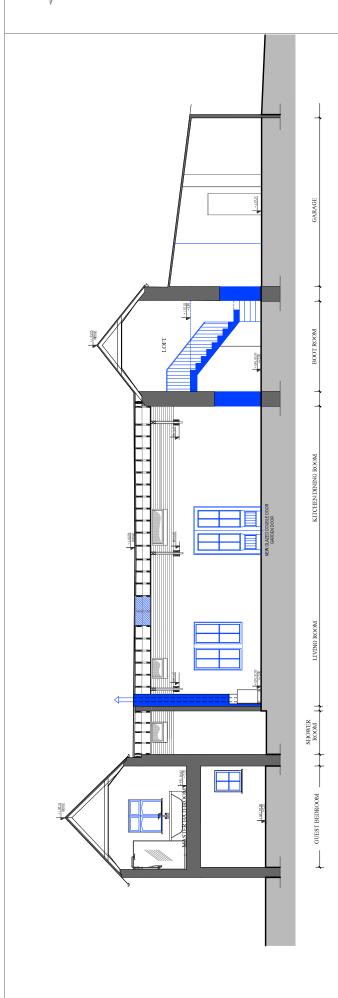




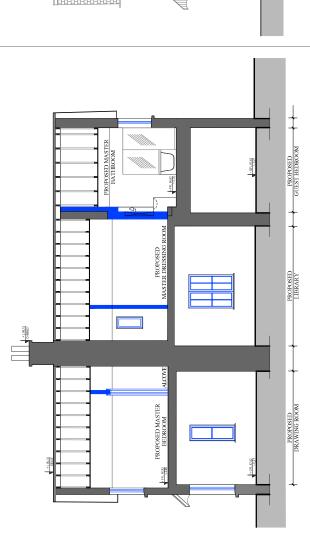
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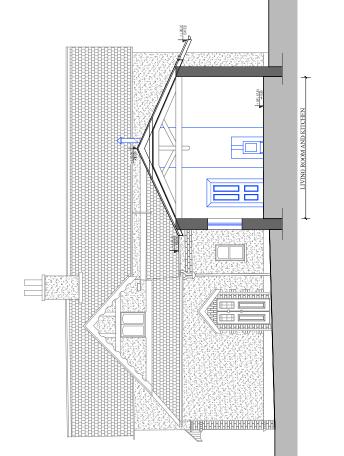


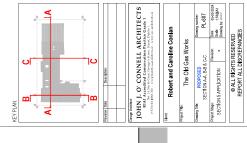




# PROPOSED SECTION A-A, SCALE 1:50







PROPOSED SECTION C-C, SCALE 150

## JOHN J. O' CONNELL ARCHITECTS

## **RIAI Accredited Conservation Practice Grade 1**

No. 14 North Great George's Street, Street, Dublin 1 (+353) 01 4866 350 - reception@joc-architects.ie - www.joc-architects.ie

## The Old Gasworks, Naas, Co. Kildare

### Schedule of drawings and documents

		Day	07
		Month	03
Page No	1 of 1	Year	24
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Planning Aut	hority - Kildare Co.Co.		<u> </u>
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PL-001	Site Location Map	1:1000	
PL-002	Site Layout Plan	1:500	
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EXISTING			┨┠ <del>┈╎┈╎┈╎</del>
PL-101	Existing - Ground Floor Plan	1:50	
PL-102	Existing - Ground Floor Plan	1:50	
PL-103	Existing - Roof Plan	1:50	
PL-104	Existing - Revations	1:50	
PL-105	Existing - Elevations	1:50	
PL-106	Existing - Elevations	1:50	<b>1   😽          </b>
PL-107	Existing - Sections	1:50	
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PL-151	Demolitions - Ground Floor Plan	1:50	
PL-152	Demolitions - First Floor Plan	1:50	
PL-153	Demolitions - Roof Plan	1:50	┨┠ <del>┊</del> ╏╴╏
PL-154	Demolitions - Elevations	1:50	
PL-155	Demolitions - Elevations	1:50	
PL-156	Demolitions - Elevations	1:50	
PL-157	Demolitions - Sections	1:50	
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PROPOSAL			<del>                                     </del>
PL-301	Proposed - Ground Floor Plan	1:50	
PL-302	Proposed - First Floor Plan	1:50	
PL-303	Proposed - Roof Plan	1:50	
PL-304	Proposed - Rooi Flair	1:50	
PL-305	Proposed - Elevations	1:50	
PL-306	Proposed - Elevations	1:50	
PL-307	Proposed - Sections	1:50	
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Drawings or documents are for the attention of and action by the addresse Please check all the drawings issued and notify us immediately if any are missing Please destroy documents superseded by this issue



FINANCE CASH OFFICE Kildare County Council Aras Chill Dara Devoy Park Naas Co. Kildare 15/03/2024 11:13:03

Receipt No. : FIN1/0/497634

COLIN MCCABE

PLANNING EXEMPT DEVELOP FEES GOODS 80.00 VAT Exempt/Non-vatable 80:00

Total:

80,00 EUR

Tendered : Money Order

80.00

Change:

0.00

Issued By : Pat Gibbons From : Financial Lodgement Area Vat reg No.0440571C