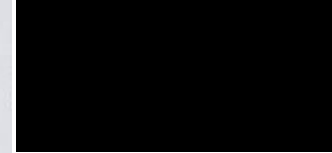


Comhairle Contae Chorcaí Cork County Council

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Ms. Christine Gaughran,



23rd April, 2025.

Our Ref: D/08/25.

RE/ **Declaration request on exempted development under Section 5
of the Planning & Development Act, 2000 (as amended).**

Dear Madam,

On the basis of the information and plans submitted by you on 25TH March, 2025, the Planning Authority declares that the proposed development consisting of an underwater sculpture garden in Bantry Bay Harbour is considered to constitute development and would **not be exempted development**. The project would require planning permission.

It has been deemed that it cannot be excluded that the proposed development will have a significant effect on the Glengarriff Harbour and Woodland Special Area of Conservation (Site Code 000090) when considered individually and/or in combination with other plans and projects. As such de-exemption would apply under Article 9(1)(vii)(B) of the Planning and Development Regulations, 2001 (as amended) in the event that it is determined that the works have the benefit of an exemption under Article 6 of the Regulations.

There is the potential for the proposal to result in the alteration of an area of ecological interest for which the preservation, conservation and /or protection is an objective of the County Development Plan. This would also trigger a de-exemption under Article 9(1)(vii) of the Planning and Development Regulations, 2001 (as amended).

Please note that under Section 5 Subsection 3(a) where a declaration is issued under this section any person issued with a declaration under subsection 2(a) may, on payment to the Board of a fee as may be prescribed, refer a declaration for review by the Board within 4 weeks of the date of the issuing of the declaration.

Receipt No. WCP13469, in respect of €80.00 fee, is issued herewith.

Yours faithfully,

Cathal De Baróid

CATHAL DE BARÓID
ADMINISTRATIVE OFFICER