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PLANNING AND DEVELOPMENT ACTS, 2000 (as amended)
NOTIFICATION OF DECISION TO GRANT PERMISSION (SUBJECT TO CONDITIONS) UNDER SECTION 34 OF THE ACT

KERRY COUNTY COUNCIL

Ref. No. in
Planning Register: **26/60166**

Agent:	Applicant:
Donal Moynihan, **Boolacullane,** **Farranfore,** **Co. Kerry**	**National Parks & Wildlife Service,** **Muckross,** **Killarney,** **Co. Kerry**

Documents Recd.: **27/02/2026**

In pursuance of the powers, conferred upon them by the above named Acts, Kerry County Council have by Order dated **22nd April, 2026** decided for the reasons set out in the first schedule to grant a Permission for the development of land namely:-

In respect of Permission to (a) upgrade existing vehicular entrance, (b) construct a hibernaculum (bat roost) and ancillary site works at Caher East, Kilgarvan, Co. Kerry as outlined in plans and particulars received on 27/02/2026

SUBJECT to the conditions set out in the Second Schedule hereto. (**Four Conditions**)

If there is no appeal against the said decision, a grant of Permission in accordance with the decision will be issued as soon as possible after the expiration of the period of four weeks (see footnote).

It should be noted that until a **Grant of Permission** has been issued the development in question is **NOT AUTHORISED**.

SIGNED ON BEHALF OF
THE SAID COUNCIL:

E.E. Killarney

A. O. Planning
DATE: **22nd April, 2026.**

SCHEDULE CONTINUED OVERLEAF

NOTE: An Appeal against a decision of a Planning Authority under Section 34 or Section 35 of the Act of 2000 may be made to An Bord Pleanala within *four weeks* beginning on the date of the making of the decision by the Planning Authority. *An Appeal to An Bord Pleanala will be invalid unless it is accompanied by the appropriate fee*. (**Please refer to the attached guide for fees payable to An Bord Pleanala).** Appeals should be addressed to: *An Bord Pleanala, 64 Marlborough Street, Dublin 1*. An appeal by the applicant for permission should be accompanied by this form. In the case of an appeal by any other person, the name of the applicant, particulars of the proposed development or structure proposed to be retained and the date of the decision of the Planning Authority should be stated. The acknowledgement of receipt of a valid submission/objection as issued by the Planning Authority should also be submitted with the appeal.

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SCHEDULE (Continued)

SCHEDULE (1)

Having regard to the nature, extent and location of the proposed development and any submissions made in relation to the application it is considered that, subject to compliance with the conditions set out in the Second Schedule, the proposed development would not be visually obtrusive, would not seriously injure the amenities of the area or be otherwise contrary to the proper planning and sustainable development of the area.

SCHEDULE (2)

Permission to (a) upgrade existing vehicular entrance, (b) construct a hibernaculum (bat roost) and ancillary site works

1. The development shall be carried out entirely in accordance with the plans and particulars received by the Planning Authority on 27/02/2026, except for any modifications or alterations specified in this decision.

Reason: To ensure effective planning control of the development.

2. **(a)** The proposed hedge shall consist of a mix of native hedge species, to include holly. This hedge shall be planted on a sod and stone ditch or earth bund.

(b) Any minor amendments to the location (micro-siting) or to the design of the hibernaculum structure shall be agreed in writing with the Planning Authority prior to the commencement of development.

Reason: In the interests of clarity, orderly development and the proper planning and sustainable development of the area.

3. **(a)** The upgrade to the vehicular access to the site shall be located as shown on the Site Layout Map received on 27/02/2026.

(b) The new entrance wing walls shall be constructed in sod and stone or native stone. Wing walls forming the entrance shall be erected to a height of not more than 1 metre over existing road level and shall be splayed at an angle of 45° to the line of the front fence.

Reason: In the interest of visual amenity and traffic safety.

4. **(a)** Any damage to the adjoining roadway as a result of the proposed development shall be made good at the developer's expense to the satisfaction of the Planning Authority.

(b) The developer shall institute appropriate measures to prevent material being drawn from the site onto the public road during the construction phase of the development.

Reason: In the interests of traffic safety and in order to protect public property.