



Limerick City Council
Planning & Economic Development Department

APPLICATION FOR EXTENSION OF PLANNING PERMISSION
Section 42 Planning & Development Act, 2000-2010 (As Amended)

ADMINISTRATIVE
USE ONLY:

DATE RECEIVED:

FEE PAID:

REFERENCE NO:

Administrative Officer

Date

All APPLICATIONS SHALL BE SENT TO:

Planning & Economic Development Department, Limerick City Council, 1st Floor City Hall,
Merchants Quay, Limerick.

Telephone: 061-415799

Fax: 061-410401

E-mail: plandev@limerickcity.ie

PLEASE COMPLETE THIS FORM IN FULL. INCOMPLETE SECTIONS MAY LEAD TO A DELAY
IN PROCESSING YOUR APPLICATION.

1. NAME OF APPLICANT/S: _____

ADDRESS OF APPLICANT/S: _____

CONTACT: TELEPHONE NO: _____ HOME/WORK: _____

E-MAIL: _____

2. NAME OF AGENT (IF ANY): _____

ADDRESS OF AGENT: _____

CONTACT: TELEPHONE NO: _____ FAX NO: _____

E-MAIL: _____

3. ADDRESS TO WHICH CORRESPONDENCE SHALL BE SENT: _____

4. LOCATION OR POSTAL ADDRESS OF LAND/STRUCTURE/DEVELOPMENT: _____

5. STATE APPLICANT'S LEGAL INTEREST IN THE LAND/STRUCTURE/DEVELOPMENT: _____

6. DESCRIPTION OF DEVELOPMENT TO WHICH THE PERMISSION RELATES: _____

7. PLANNING PERMISSION REFERENCE NO: _____
DATE OF GRANT OF PERMISSION: _____
DATE PERMISSION WILL CEASE TO HAVE EFFECT: _____
DATE OR PROPOSED DATE OF COMMENCEMENT OF DEVELOPMENT: _____
ADDITIONAL PERIOD BY WHICH THE PERMISSION IS SOUGHT TO BE EXTENDED
(MAXIMUM 5 YEARS): _____

**SECTION A - TO BE COMPLETED IF DEVELOPMENT HAS COMMENCED & SUBSTANTIAL
WORK HAS BEEN COMPLETED**

8. DETAILS OF THE SUBSTANTIAL WORKS CARRIED OUT OR WHICH WILL BE CARRIED
OUT PURSUANT TO THE PERMISSION BEFORE EXPIRATION OF THE APPROPRIATE PERIOD:

SECTION B - TO BE COMPLETED IF DEVELOPMENT HAS NOT COMMENCED OR HAD COMMENCED BUT SUBSTANTIAL WORK HAS NOT BEEN COMPLETED

9. DATE OF COMMENCEMENT OF THE DEVELOPMENT TO WHICH THE PERMISSION RELATES:

10. OUTLINE CONSIDERATIONS OF A COMMERICAL, ECONOMIC OR TECHNICAL NATURE BEYOND THE CONTROL OF THE APPLICANT, WHICH SUBSTANTIALLY MITIGATED AGAINST EITHER THE COMMENCEMENT OF DEVELOPMENT OR THE CARRYING OUT OF SUBSTANTIAL WORKS: _____

***PLEASE NOTE:** Where possible the case submitted should be supported by relevant documentation.*

11. WHAT ADDITIONAL PERIOD ARE YOU SEEKING TO HAVE THE PERMISSION EXTENDED BY? : _____

12. WHAT DATE IS THE DEVELOPMENT EXPECTED TO BE COMPLETED BY? :

I HAVE READ THE NOTES RELATING TO THIS FORM AND UNDERSTAND THE IMPLICATIONS OF SAME:

SIGNED: _____ **DATED:** _____

***PLEASE NOTE:** THAT ONLY ONE EXTENSION OF THE PERIOD IS PERMITTED*

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ADDITIONAL CONTACT INFORMATION NOT TO BE MADE AVAILABLE WITH APPLICATION

PLEASE NOTE:

- The Applicant's address must be submitted on this page.
- If the Applicant/agent wishes to submit additional contact information, this may be included here.
- This page will not be published as part of the planning file.

1. APPLICANT DETAILS (NOT AGENT):

NAME: _____

ADDRESS: _____

CONTACT: TELEPHONE NO: _____ HOME/WORK: _____

E-MAIL: _____

2. PERSON/AGENT ACTING ON BEHALF OF THE APPLICANT (IF ANY):

NAME: _____

ADDRESS: _____

CONTACT: TELEPHONE NO: _____ FAX NO: _____

E-MAIL: _____

SHOULD ALL CORRESPONDENCE BE SENT TO THE ABOVE ADDRESS? PLEASE TICK APPROPRIATE BOX (✓)

(PLEASE NOTE THAT IF THE ANSWER IS 'NO', ALL CORRESPONDENCE WILL BE SENT TO THE APPLICANTS ADDRESS)

YES

NO

3. PERSON RESPONSIBLE FOR PREPARATION OF DRAWINGS AND PLANS:

NAME: _____

ADDRESS: _____

CONTACT: TELEPHONE NO: _____ FAX NO: _____

E-MAIL: _____

4. OWNER(REQUIRED WHERE APPLICANT IS NOT THE OWNER):

NAME: _____

ADDRESS: _____

CONTACT: TELEPHONE NO: _____ FAX NO: _____

E-MAIL: _____

NOTES: REQUIREMENTS FOR A VALID APPLICATION

Failure to complete this form or attach the necessary documentation, or the submission of incorrect information or omission of required information will lead to the invalidation of your application. Therefore please ensure that each section of this application form is fully completed and signed, entering n/a (not applicable) where appropriate, and that all necessary documentation is attached to your application form.

Additional Information:

It should be noted that each planning authority has its own development plan, which sets out local development policies and objectives for its own area. The authority may therefore need supplementary information (i.e. other than that required in this form) in order to determine whether the application conforms to the development plan and may request this on a supplementary application form.

Failure to supply the supplementary information will not invalidate your planning application but may delay the decision-making process or lead to a refusal of permission. Therefore applicants should contact the relevant planning authority to determine what local policies and objectives would apply to the development proposed and whether additional information is required.

Data Protection:

The planning process is an open and public one. In that context, all planning applications and accompanying documentation, with the exception of certain details, are made available for public inspection/purchase and may be made available on the planning authority's website where this is their policy. Planning authorities also publish weekly lists of planning applications received as well as weekly lists of planning decisions in hard copy and where this is their policy, on their websites.

It has come to our attention that the publication of planning applications by planning authorities can lead to applicants being targeted by persons in the business sector engaged in direct marketing. In response to a request from the Data Protection Commissioner, you are hereby given an opportunity to indicate a preference with regard to the receipt of direct marketing arising from the lodging of a planning application.

If you are satisfied to receive direct marketing please tick (✓) this box	<input type="checkbox"/>
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Direct marketing may be by post, by telephone, by hand or by electronic mail such as email or text message where such details are supplied.

It is the responsibility of those entities wishing to use the personal data on planning applications and decisions lists for direct marketing purposes to be satisfied that they may do so legitimately under the requirements of the Data Protection Acts 1988 & 2003 taking account of the preference outlined above.

SECTION 28 OF THE PLANNING & DEVELOPMENT (AMENDMENT) ACT 2010

28.—The Principal Act is amended by the substitution of the following section for section 42:

“42.—(1) On application to it in that behalf a planning authority shall, as regards a particular permission, extend the appropriate period by such additional period not exceeding 5 years as the authority considers requisite to enable the development to which the permission relates to be completed provided that each of the following requirements is complied with:

(a) either—

(i) the authority is satisfied that—

(I) the development to which the permission relates was commenced before the expiration of the appropriate period sought to be extended,

(II) substantial works were carried out pursuant to the permission during that period, and

(III) the development will be completed within a reasonable time,

or

(ii) the authority is satisfied—

(I) that there were considerations of a commercial, economic or technical nature beyond the control of the applicant which substantially militated against either the commencement of development or the carrying out of substantial works pursuant to the planning permission,

(II) that there have been no significant changes in the development objectives in the development plan or in regional development objectives in the regional planning guidelines for the area of the planning authority since the date of the permission such that the development would no longer be consistent with the proper planning and sustainable development of the area,

(III) that the development would not be inconsistent with the proper planning and sustainable development of the area having regard to any guidelines issued by the Minister under section 28, notwithstanding that they were so issued after the date of the grant of permission in relation to which an application is made under this section, and

(IV) where the development has not commenced, that an environmental impact assessment, or an appropriate assessment, or both of those assessments, if required, was or were carried out before the permission was granted.

(b) the application is in accordance with such regulations under this Act as apply to it,

(c) any requirements of, or made under those regulations are complied with as regards the application, and

(d) the application is duly made prior to the end of the appropriate period.

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(2) In extending the appropriate period under subsection (1) a planning authority may attach conditions requiring the giving of adequate security for the satisfactory completion of the proposed development, and/or may add to or vary any conditions to which the permission is already subject under section 34(4)(g).

(3) (a) Where an application is duly made under this section to a planning authority and any requirements of, or made under, regulations under section 43 are complied with as regards the application, the planning authority shall make its decision on the application as expeditiously as possible.

(b) Without prejudice to the generality of paragraph (a), it shall be the objective of the planning authority to ensure that it shall give notice of its decision on an application under this section within the period of 8 weeks beginning on—

(i) in case all of the requirements referred to in paragraph (a) are complied with on or before the day of receipt by the planning authority of the application, that day, and

(ii) in any other case, the day on which all of those requirements stand complied with.

(4) A decision to extend an appropriate period shall be made once and once only under this section and a planning authority shall not further extend the appropriate period.

(5) Particulars of any application made to a planning authority under this section and of the decision of the planning authority in respect of the application shall be recorded on the relevant entry in the register.

(6) Where a decision to extend is made under this section, section 40 shall, in relation to the permission to which the decision relates, be construed and have effect, subject to, and in accordance with, the terms of the decision.

(7) Notwithstanding subsection (1) or (4), where a decision to extend an appropriate period has been made by a planning authority prior to the coming into operation of this section, the planning authority, where an application is made to it in that behalf prior to the expiration of the period by which the appropriate period was extended, may further extend the appropriate period provided that each of the following requirements is complied with—

(i) an application is made in that behalf in accordance with regulations under section 43,

(ii) any requirements of, or made under, the regulations are complied with as regards the application, and

(iii) the authority is satisfied that the relevant development has not been completed due to circumstances beyond the control of the person carrying out the development.”