



COMHAIRLE CONTAE CHILL Mhantáin Wicklow County Council

**Pleanáil, Forbairt Eacnamaíochta agus Tuaithe
Planning, Economic and Rural Development**

Áras An Chontae / County Buildings
Cill Mhantáin / Wicklow
Guthán / Tel: (0404) 20148
Faics / Fax: (0404) 69462
Rphost / Email: plandev@wicklowcoco.ie
Suíomh / Website: www.wicklow.ie

All Saints National School
Woolgreen
Carnew
Co. Wicklow


16th March 2024

RE: Declaration in accordance with Section 5 of the Planning & Development Acts 2000 (As Amended) – EX07/2024

I enclose herewith Declaration in accordance with Article 5 (2) (A) of the Planning & Development Act 2000.

Where a Declaration is used under this Section any person issued with a Declaration under subsection (2) (a) may, on payment to An Bord Pleanála of such fee as may be prescribed, refer a declaration for review by the Board within four weeks of the date of the issuing of the declaration by the Local Authority.

Is mise, le meas,


ADMINISTRATIVE OFFICER
PLANNING ECONOMIC & RURAL DEVELOPMENT





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DECLARATION IN ACCORDANCE WITH ARTICLE 5 (2) (A) OF THE PLANNING & DEVELOPMENT ACT 2000 AS AMENDED

Applicant: All Saints National School

Location: All Saints NS, Woolgreen, Carnew, Co. Wicklow (A protected structure)

CHIEF EXECUTIVE ORDER NO. CE/PERD/353/2024

A question has arisen as to whether “installation of photovoltaic (PV) solar panels on the pitched roof” at All Saints NS, Woolgreen, Carnew, Co. Wicklow is or is not exempted development.

Having regard to:

- The details submitted with the Section 5 Declaration application.
- Record of Protected Structures RPS No. 47-04 – School – Main Street Carnew
- Section 2, 3, 4 and 57 of the Planning and Development Act 2000(as amended)
- Article 6,9 and Schedule 2: Part 1 : Class 61 of the Planning and Development Regulations 2001(as amended).

Main Reasons with respect to Section 5 Declaration:

- The installation of Photovoltaic (PV) Solar panels would involve the carrying out of works , and would therefore be development having regard to the provisions of Section 3 of the Planning and Development Act 2000(as amended)
- This development would not come within the scope of Section 4 (1)(h) of the Planning and Development Act 2000, as amended, not being works for the maintenance improvement or other alteration of an existing structure, but rather the erection of new structures (the PV solar panels) onto the School Structure
- The installation of panels on a School Structure would generally fall under the description set out under Class 61 of the Planning and Development Regulations 2001 (as amended),
- Having regard to the information submitted it cannot be confirmed whether the installation would come within all of the relevant Limitations set out under Class 61.
- Given that the School is a Protected Structure, and having regard to the provisions of Section 57 (1) of the Planning and Development Act 2000(as amended) which provides that

Notwithstanding section 4(1)(a), (h), (i), (ia) (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—

(a) the structure, or

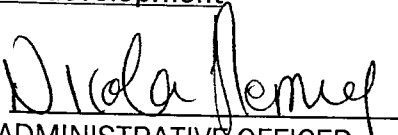


(b) any element of the structure which contributes to its special architectural, historical, archaeological, artistic, cultural, scientific, social or technical interest.

It is considered that the placing of Photovoltaic (PV) Solar panels on the front roof profile which forms an important part of the character of the structure would alter this protected structure and would therefore materially affect the character of the structure.

The Planning Authority considers that "installation of photovoltaic (PV) solar panels on the pitched roof" at All Saints NS, Woolgreen, Carnew, Co. Wicklow is development and is not exempted development

Signed:


ADMINISTRATIVE OFFICER
PLANNING ECONOMIC & RURAL DEVELOPMENT

Dated 11th March 2024

WICKLOW COUNTY COUNCIL

PLANNING & DEVELOPMENT ACTS 2000 (As Amended)
SECTION 5

CHIEF EXECUTIVE ORDER NO. CE/PERD/353/2024

Reference Number: EX07/2024

Name of Applicant: All Saints National School

Nature of Application: Section 5 Referral as to whether or not “installation of photovoltaic (PV) solar panels on the pitched roof” is or is not development and is or is not exempted development.

Location of Subject Site: All Saints NS, Woolgreen, Carnew, Co. Wicklow (A protected structure)

Report from Andrew Spencer, AP & Edel Bermingham, SEP

With respect to the query under section 5 of the Planning & Development Act 2000 as to whether “installation of photovoltaic (PV) solar panels on the pitched roof” at All Saints NS, Woolgreen, Carnew, Co. Wicklow is or is not exempted development within the meaning of the Planning & Development Acts 2000 (as amended).

Having regard to:

- The details submitted with the Section 5 Declaration application.
- Record of Protected Structures RPS No. 47-04 – School – Main Street Carnew
- Section 2, 3, 4 and 57 of the Planning and Development Act 2000(as amended)
- Article 6,9 and Schedule 2: Part 1 : Class 61 of the Planning and Development Regulations 2001(as amended).

Main Reason with respect to Section 5 Declaration:

- The installation of Photovoltaic (PV) Solar panels would involve the carrying out of works , and would therefore be development having regard to the provisions of Section 3 of the Planning and Development Act 2000(as amended)
- This development would not come within the scope of Section 4 (1)(h) of the Planning and Development Act 2000, as amended, not being works for the maintenance improvement or other alteration of an existing structure, but rather the erection of new structures (the PV solar panels) onto the School Structure
- The installation of panels on a School Structure would generally fall under the description set out under Class 61 of the Planning and Development Regulations 2001 (as amended),
- Having regard to the information submitted it cannot be confirmed whether the installation would come within all of the relevant Limitations set out under Class 61.
- Given that the School is a Protected Structure, and having regard to the provisions of Section 57 (1) of the Planning and Development Act 2000(as amended) which provides that

Notwithstanding section 4(1)(a), (h), (i), (ia) (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—

(a) the structure, or

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

It is considered that the placing of Photovoltaic (PV) Solar panels on the front roof profile which forms an important part of the character of the structure would alter this protected structure and would therefore materially affect the character of the structure.

Recommendation:

The Planning Authority considers that “installation of photovoltaic (PV) solar panels on the pitched roof” at All Saints NS, Woolgreen, Carnew, Co. Wicklow is development and is not exempted development as recommended in the report by the SEP.

Signed: Diana Fleming

Dated 14th day of March 2024

ORDER:

I HEREBY DECLARE:

That “installation of photovoltaic (PV) solar panels on the pitched roof” at All Saints NS, Woolgreen, Carnew, Co. Wicklow is development and is not exempted development within the meaning of the Planning & Development Act 2000 (as amended).

Signed: Seamus E. O.

Director of Services
Planning, Economic & Rural Development

Dated 14th day of March 2024



WICKLOW COUNTY COUNCIL
PLANNING DEPARTMENT

PLANNING REPORT SECTION 5 APPLICATION

TO: FERGAL KEOGH S.E. / EDEL BERMINGHAM S.E.P/SUZANNE WHITE SEP
FROM: ANDREW SPENCER A.P.
SUBJECT REF: EX07/2024
DECISION DATE: 18/03/2024
APPLICANT: ALL SAINTS NATIONAL SCHOOL
ADDRESS: WOODGREEN CARNEW CO. WICKLOW
EXEMPTION: WHETHER OR NOT THE INSTALLATION OF 14 PHOTOVOLTAIC (PV) SOLAR PANELS ON THE NORTH SECTION OF THE PITCHED ROOF, OF ALL SAINTS NATIONAL SCHOOL, A PROTECTED STRUCTURE (RPS NO. 47 04) IS EXEMPTED DEVELOPMENT.
SITE VISIT: 14/3/2024

Site Location and description:

The subject building is located along the R725 in the centre of Carnew town. It is on the edge of the grounds of the Church of Ireland and is accessed via the north side of the R725.

Relevant Planning History:

PRR988681 - Change of use from teachers residence to community meeting place. Grant.
PRR04696 - Railing around the green area and a guard rail at the footpath in front of existing gates adjoining the school. Grant.

County Development Plan 2022-2028

Record of Protected Structures

RPS No. 47-04 – School – Main Street Carnew - Beside the Church of Ireland church is a circa 1840 building of three bays and two storeys with rendered walls, granite, chamfered dressings, transom and mullioned windows, a high-pitched roof and gables. There is a wing on the East side containing the door case.

Relevant legislation:

Planning and Development Act 2000 (as amended)

Section 2:

“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;

“protection”, in relation to a structure or part of a structure, includes conservation, preservation and improvement compatible with maintaining the character and interest of the structure or part;

"structure" means any building, structure, excavation, or other thing constructed or made on, in or under any 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)*;

"alteration" includes—

- (a) plastering or painting or the removal of plaster or stucco, or
 - (b) the replacement of a door, window or roof,
- that materially alters the external appearance of a structure so as to render the appearance inconsistent with the character of the structure or neighbouring structures;

"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:

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.—

The following shall be exempted developments for the purposes of this 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):

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—

- (a) the structure, or
- (b) any element of the structure which contributes to its special architectural, historical, archaeological, artistic, cultural, scientific, social or technical interest.

Planning and Development Regulations, 2001 (as amended):

Article 6(1) states that certain classes of development which are specified in Schedule 2 shall be exempted development for the purposes of the Act, subject to compliance with any associated conditions and limitations;

Article 9(1)(a) details a number of circumstances under which the development to which Article 6 relates shall not be exempted development for the purposes of the Act;

(vii) consist of or comprise the excavation, alteration or demolition (other than peat extraction) of places, caves, sites, features or other objects of archaeological, geological, historical, scientific or ecological interest, the preservation, conservation or protection of which is an objective of a development plan or

local area plan for the area in which the development is proposed or, pending the variation of a development plan or local area plan, or the making of a new development plan or local area plan, in the draft variation of the development plan or the local area plan or the draft development plan or draft local area plan,

Schedule 2 Part 1 Class 61 Exempted Development General

Submission:

The applicant is applying for a Section 5 Exemption declaration in relation to:

Whether or not the installation of 14 photovoltaic (pv) solar panels on the pitched roof of all saints national school, a protected structure (rps no. 47 04) is exempted development.

Assessment:

The Section 5 application seeks a declaration as to whether the proposed work is or is not development and is or is not exempted development. The first issue to be decided is whether the proposal is or is not development. In this regard it is considered that the proposed works would come within the meaning of "works" as set out under Section 2 of the Planning and Development Act 2000 (as amended) and as such would come within the meaning of "development" as set out under Section 3 of the Planning and Development Act 2000 (as amended).

The second part of the assessment is to determine whether or not the works would be exempted development under the Planning and Development Act 2000 (as amended) or it's associated Regulations.

The applicants have submitted the following details as part of their submission:

- Drawings of the existing building from a previous planning application, PRR988681
- Location map
- Aerial photo
- Plan of proposed Solar PV Panels located on roof.

In assessing whether the proposed works would be exempt the proposed development needs to meet the conditions and limitations set out in Class 61 Exempted Development above table:

Description of Development	Conditions and Limitations
<p>The placing or erection on a roof, or within the curtilage, or on a roof of any ancillary buildings within the curtilage, of the following buildings or sites of a solar photo-voltaic and/or solar thermal collector installation:</p> <ul style="list-style-type: none"> (i) an educational building, (ii) health centre or hospital, (iii) recreational or sports facility, (iv) place of worship, (v) community facility or centre, (vi) library, (vii) sites for the provision of gas, electricity, telecommunications services or water supplies or wastewater services operated by 	<ol style="list-style-type: none"> 1. Where such development is located within a solar safeguarding zone, the total aperture area of any solar photo-voltaic and/or solar thermal collector panels, taken together with any other such panels previously placed on a roof, shall not exceed 300 square metres. <p>Not Applicable.</p> <ol style="list-style-type: none"> 2. Where such development is located within a solar safeguarding zone, the planning authority for the area shall be notified in writing no later than 4 weeks after the commencement of such development and such notification shall include details regarding the location and scale of



<p>a statutory undertaker.</p>	<p>the development.</p> <p>Not Applicable.</p> <p>3. The distance between the plane of the roof and the solar photo-voltaic or solar thermal collector panels shall not exceed 1.2 metres in the case of a flat roof or 15cm in any other case.</p> <p>Further Information required.</p> <p>4. The solar photo-voltaic or solar thermal collector panels shall be a minimum of 2 metres in the case of a flat roof or 50cm in any other case from the edge of the roof on which it is mounted.</p> <p>Further Information required.</p> <p>5. Any ancillary equipment associated with solar photo-voltaic or solar thermal collector panels shall not be placed or erected on a wall or any roof that is not a flat roof.</p> <p>Further Information required.</p> <p>6. The height of any ancillary equipment associated with solar photo-voltaic or solar thermal collector panels on a flat roof shall not exceed 1.6 metres above roof level.</p> <p>Not applicable</p> <p>7. Any ancillary equipment associated with solar photo-voltaic or solar thermal collector panels on a flat roof shall be a minimum of 2 metres from the edge of the roof on which it is mounted.</p> <p>Not applicable</p> <p>8. Any free-standing solar photo-voltaic or solar thermal collector installation shall not be placed or erected forward of the front wall of the building or site.</p> <p>Not applicable</p> <p>9. The total aperture area of any free-</p>
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	<p>standing solar photo-voltaic and solar thermal collector panels taken together with any other such existing free-standing panels shall not exceed 75 square metres.</p> <p>Not applicable</p> <p>10. The height of any free-standing solar photo-voltaic or solar thermal collector installation shall not exceed 2.5 metres at its highest point above ground level.</p> <p>Not applicable</p> <p>11. The placing or erection of a solar photo-voltaic or solar thermal collector installation on any wall shall not be exempted development.</p> <p>Not applicable</p> <p>12. The placing or erection of any free-standing solar photo-voltaic or solar thermal collector installation within an Architectural Conservation Area shall only be exempted development if those works would not materially affect the character of the area.</p> <p>Not applicable</p> <p>13. No sign, advertisement or object not required for the functioning or safety of the solar photo-voltaic or solar thermal collector installation shall be attached to or exhibited on such installation.</p> <p>Not applicable</p> <p>14. Development under this Class shall only be exempted development where the solar photo-voltaic or solar thermal collector installation is primarily used for the provision of electricity or heating for use within the curtilage of the building or site, and shall not be considered a change of use for the purposes of the Act.</p> <p>Not applicable- To be used for school</p>
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	<p>15. Development under this Class which causes hazardous glint and/or glare shall not be exempted development and any solar photo-voltaic or solar thermal collector panels which are causing hazardous glint and/or glare shall either be removed or be covered until such time as a mitigation plan to address the hazardous glint and/or glare is agreed and implemented to the satisfaction of the Planning Authority.</p> <p>Condition applicable upon completion of development. Cannot condition, design to ensure same.</p>
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The information submitted is not sufficient to fully assess the Exemption under Class 61, given the protected status of the structure and the provisions of Article 9(1) (a)(vii), it is considered that given the location of the solar panels on a building which is a protected structure that it should be considered before seeking further information whether the panels would impact on this structure. In this regard the details submitted indicate that the panels are to be south facing therefore on the front of the structure sitting just below the ridge line of the roof of the school. It is considered that the provisions of panels at this point would alter this protected structure, and therefore would not be exempted development having regard to Section 57 of the Planning and Development Act 2000(as amended) which provides that –

Section 57(1):

Notwithstanding *section 4(1)(a), (h), (i), (ia] (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—


- (a) the structure, or
- (b) any element of the structure which contributes to its special architectural, historical, archaeological, artistic, cultural, scientific, social or technical interest.

The proposal is therefore not exempted development.



Recommendation: Further Information

Having regard to nature of the development and the legislative criteria under which this Section application is being assessed, in particular Schedule 2 Part 1 Class 61 Exempted Development General of the Planning and Development Regulations 2001 (as amended) it is considered that insufficient details have been submitted in order to properly assess this application. You are therefore requested to submit scaled and dimensioned drawings of the proposed solar panel installation having regard to the conditions and limitations of Schedule 2 Part 1 Class 61 Exempted Development General of the Planning and Development Regulations 2001 (as amended).



Andrew Spencer A.P.

14/03/2024

With respect to the query under Section 5 of the Planning and Development Act 2000, as to whether the installation of 14 Photovoltaic (PV) Solar Panels on the roof, of All Saints National School, Woodgreen, Carnew, Co. Wicklow is or is not exempted development.

The Planning Authority considers that:

the installation of 14 Photovoltaic (PV) Solar Panels on the roof, of All Saints National School, is development and is NOT exempted development

Main Considerations with respect to Section 5 Declaration:

- The details submitted with the Section 5 Declaration application.
- Record of Protected Structures RPS No. 47-04 – School – Main Street Carnew
- Section 2, 3, 4 and 57 of the Planning and Development Act 2000(as amended)
- Article 6,9 and Schedule 2: Part 1 : Class 61 of the Planning and Development Regulations 2001(as amended).

Main Reasons with respect to Section 5 Declaration:

- The installation of Photovoltaic (PV) Solar panels would involve the carrying out of works, and would therefore be development having regard to the provisions of Section 3 of the Planning and Development Act 2000(as amended)
- This development would not come within the scope of Section 4 (1)(h) of the Planning and Development Act 2000, as amended, not being works for the maintenance improvement or other alteration of an existing structure, but rather the erection of new structures (the PV solar panels) onto the School Structure
- The installation of panels on a School Structure would generally fall under the description set out under Class 61 of the Planning and Development Regulations 2001 (as amended),
- Having regard to the information submitted it cannot be confirmed whether the installation would come within all of the relevant Limitations set out under Class 61.
- Given that the School is a Protected Structure, and having regard to the provisions of Section 57 (1) of the Planning and Development Act 2000(as amended) which provides that -
Notwithstanding section 4(1)(a), (h), (i), (ia) (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—

- (a) the structure, or
- (b) any element of the structure which contributes to its special architectural, historical, archaeological, artistic, cultural, scientific, social or technical interest.

It is considered that the placing of Photovoltaic (PV) Solar panels on the front roof profile which forms an important part of the character of the structure would alter this protected structure and would therefore materially affect the character of the structure.

Edl Birmingham SEP.

Assistant Planners report is amended as identified
14/3/2024

*Report noted, not
exempted development,
James EJ
14/3/24*

MEMORANDUM

WICKLOW COUNTY COUNCIL

**TO: Andrew Spencer
Planner**

**FROM: Nicola Fleming
Staff Officer**

**RE:- Application for Certificate of Exemption under Section 5 of the
Planning and Development Acts 2000 (as amended).
EX07/2023**

I enclose herewith application for Section 5 Declaration received completed on 20/02/2024.

The due date on this declaration is 18th March 2024.



**Staff Officer
Planning Development & Environment**

Nicola Fleming

From: Nicola Fleming
Sent: Tuesday 20 February 2024 15:38
To: 'All Saints' N.S. Carnew'
Subject: RE: Additional Information

I acknowledge receipt of your email and to advise that a decision is due on this exemption on 18/03/2024.

Regards,

Nicola Fleming

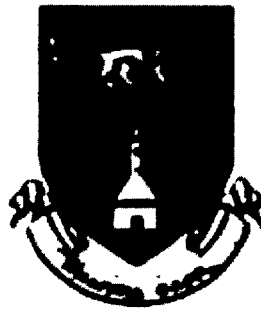
Staff Officer

Planning Department

WICKLOW COUNTY COUNCIL, COUNTY BUILDINGS, WICKLOW TOWN, A67 FW96

Ph ☎: +353 (0404) 20148 | ✉: nfleming@wicklowcoco.ie

Website: <http://www.wicklow.ie>



From: All Saints' N.S. Carnew [<mailto:school@allsaintsnscarnew.com>]
Sent: Tuesday 20 February 2024 15:04
To: Planning - Planning and Development Secretariat
Subject: Additional Information

To whom it may concern,

Please find attached additional information that was needed with our Section 5 application (exemption form for listed building) : 1. Eircode Map 2. Roof Plan with solar panel dimensions.

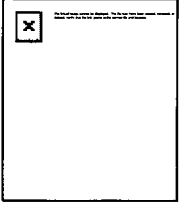
All Saints' National School

Kind regards
Aoife Kenny

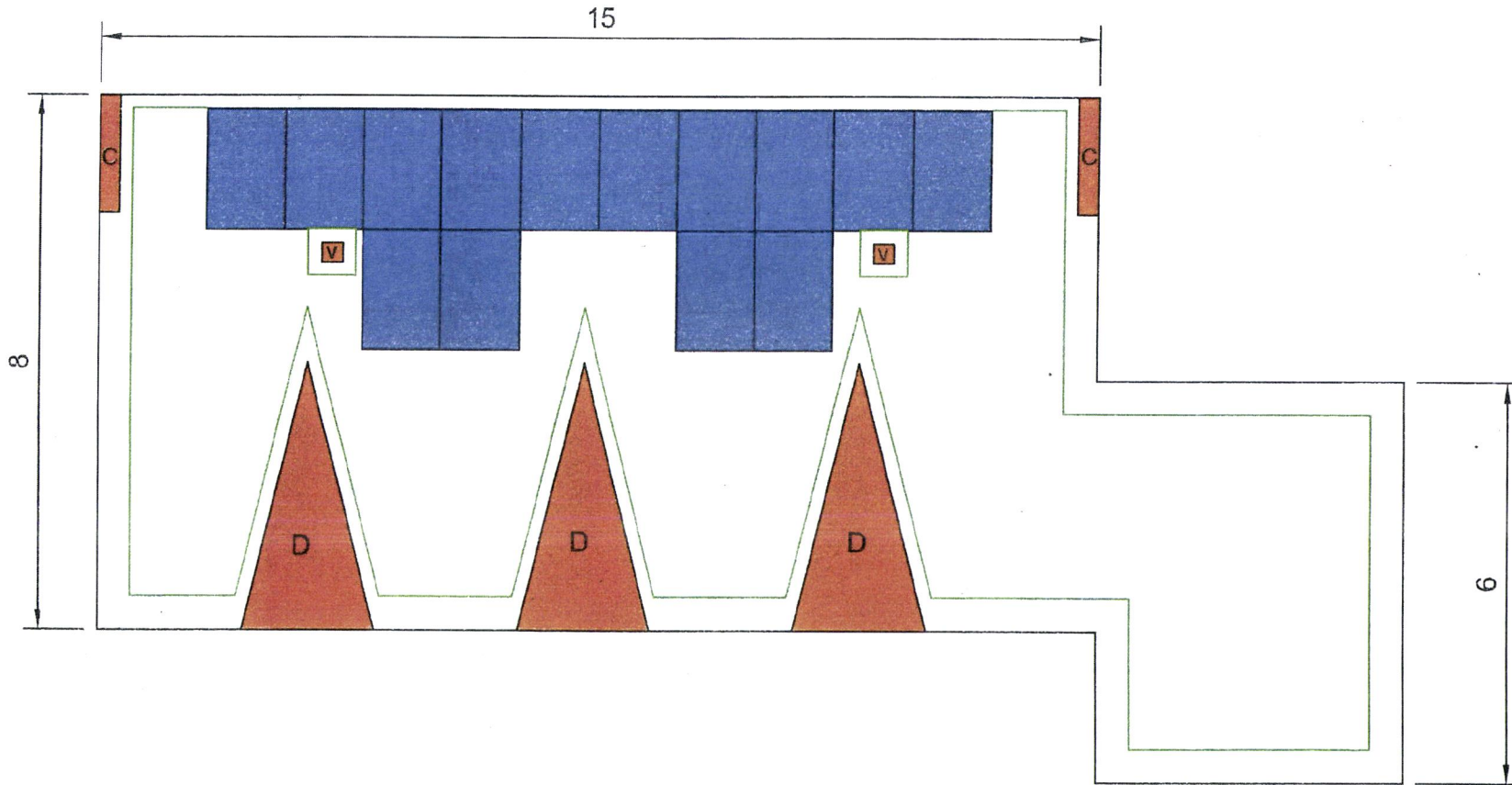
All Saints' N.S.

Carnew, Co. Wicklow, Y14 YY46

Phone: 053 9426513 | Website: www.allsaintscarnew.com



Roll Number: 14972R



14 x Solar PV Panels - South Facing

CALDORSOLAR			
<small>Calder Energy solutions Ltd, 9A Osberstown Business Park, Naas, Co. Kildare</small>			
<small>Tel: (01) 253 3349</small>		<small>Website: www.caldorsolar.ie Email: info@caldorsolar.ie</small>	
Title:	CAD Solar PV Layout		
Client:	ALL SAINTS SCHOOL - Y14YY46		
Stage:	DESIGN	DWG#:	Rev:
Drawn by:	L.W.	SEPT - 2023	Scale: NTS
Comments:	DRAFT		Date: 20.02.2024

English | Gaeilge

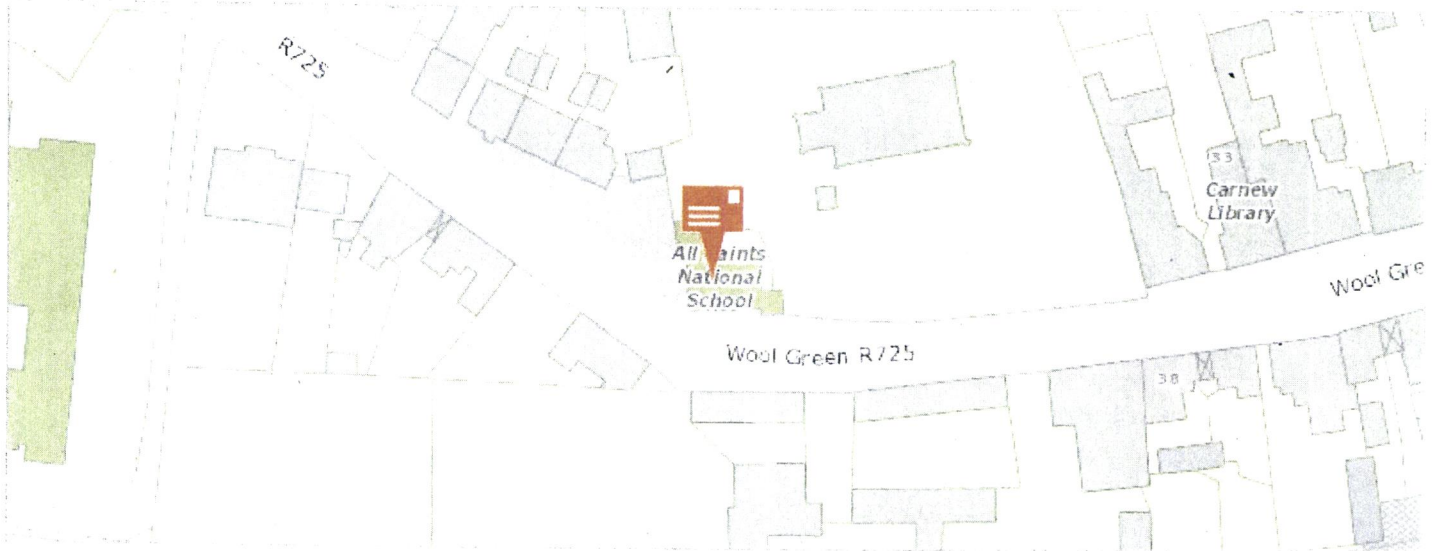
ALL SAINTS' NATIONAL SCHOOL

MAIN STREET

CARNEW

CO. WICKLOW

Y14 YY46

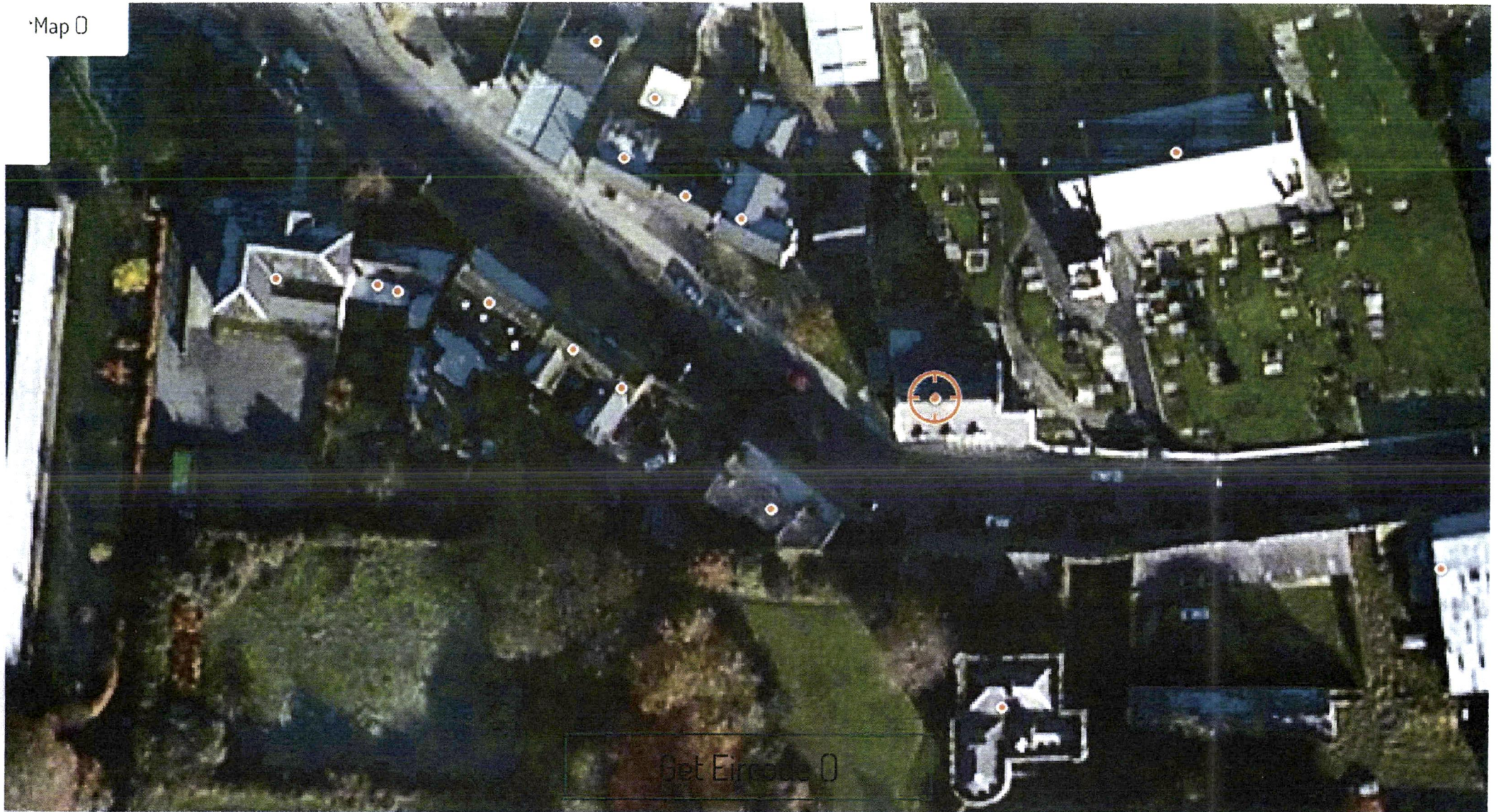


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COMHAIRLE CONTAE CHILL MhANTÁIN
Wicklow County Council

Forbairt Pleanála agus Comhshaol
Planning Development and Environment

Áras An Chontae / County Buildings
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Suíomh / Website: www.wicklow.ie

06/02/2024

All Saints National School
Woolgreen
Carnew
Co. Wicklow

**Re: Application for a Declaration in accordance with Section 5 of the
Planning & Development Acts 2000 (as amended) – EX07/2024**

A Chara

I wish to acknowledge receipt of your application for a declaration in respect of Section 5 on 30/01/2024

We received your Section 5 application form however we required some additional documents: -

1. A site location map (eircode map will suffice)
2. A roof plan showing the extent of the solar panels proposed with dimensions.

This application is currently classed as incomplete and decision date cannot be noted until a complete application form is received.

Mise, le meas

STAFF OFFICER
PLANNING DEVELOPMENT AND ENVIRONMENT

Tá an doiciméad seo ar fáil i bhformáidí eile ar iarratas.
This document is available in alternative formats on request

Ba chóir gach comhfhreagras a sheoladh chuig an Stiúrthóir Seirbhísí, Forbairt Pleanála agus Comhshaol.
All correspondence should be addressed to the Director of Services, Planning Development & Environment.



Nicola Fleming

From: Nicola Fleming
Sent: Wednesday 31 January 2024 11:32
To: 'school@allsaintscarnew.net'
Subject: APPLICATION FOR SECTION 5 EXEMPTION CERT

Hi I am emailing in relation to your application for exemption certificate for solar panels we required a bit more information. We require a site location map (eircode map will suffice) , we also need a roof plan to show us the extent of the solar panels that you are proposing.

Regards,

Nicola Fleming

Staff Officer

Planning Department

WICKLOW COUNTY COUNCIL, COUNTY BUILDINGS, WICKLOW TOWN, A67 FW96

Ph☎: +353 (0404) 20148 | ✉: nfleming@wicklowcoco.ie

Website: <http://www.wicklow.ie>



Wicklow County Council
County Buildings
Wicklow
0404-20100

30/01/2024 09:23:01

Receipt No L1/0/324552

ALL SAINTS NATIONAL SCHOOL
WOOLGREEN
CARNEW
CO WICKLOW

EXEMPTION CERTIFICATES	80 00
GOODS	80 00
VAT Exempt/Non-vatable	

Total 80 00 EUR

Tendered
Cheque 80 00

Change 0 00

Issued By Katie Finn
From Customer Service Hub
Vat reg No 0015233H



Wicklow County Council
County Buildings
Wicklow
Co Wicklow
Telephone 0404 20148
Fax 0404 69462

Office Use Only

Date Received _____

Fee Received _____

**APPLICATION FORM FOR A
DECLARATION IN ACCORDANCE WITH SECTION 5 OF THE PLANNING &
DEVELOPMENT ACTS 2000(AS AMENDED) AS TO WHAT IS OR IS NOT
DEVELOPMENT OR IS OR IS NOT EXEMPTED DEVELOPMENT**

1. Applicant Details

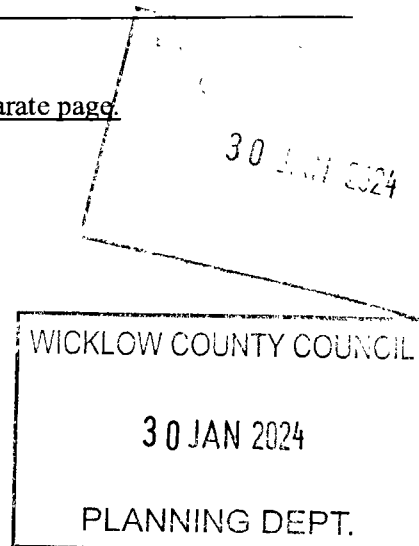
(a) Name of applicant: ALL SAINTS' NATIONAL SCHOOL
Address of applicant: WOOLGREEN, CARNEN,
CO. WICKLOW .

Note Phone number and email to be filled in on separate page.

2. Agents Details (Where Applicable)

(b) Name of Agent (where applicable) N/A
Address of Agent : _____

Note Phone number and email to be filled in on separate page.



3. Declaration Details

i. Location of Development subject of Declaration ALL SAINTS' N-S
WOOLGREEN, CARNEW, CO. WICKLOW

ii. Are you the owner and/or occupier of these lands at the location under i. above?
Yes/ No. YES.

iii. If 'No' to ii above, please supply the Name and Address of the Owner, and or occupier _____

iv. Section 5 of the Planning and Development Act provides that : If any question arises as to what, in any particular case, is or is not development and is or is not exempted development, within the meaning of this act, any person may, an payment of the prescribed fee, request in writing from the relevant planning authority a declaration on that question. You should therefore set out the query for which you seek the Section 5 Declaration _____

WE ARE LOOKING FOR EXEMPTION TO APPLY
FOR SOLAR PANEL GRANT. SEE ATTACHED.

Additional details may be submitted by way of separate submission.

v. Indication of the Sections of the Planning and Development Act or Planning Regulations you consider relevant to the Declaration N/A

Additional details may be submitted by way of separate submission.

vi. Does the Declaration relate to a Protected Structure or is it within the curtilage of a Protected Structure (or proposed protected structure)? YES - PROTECTED / LISTED STRUCTURE.

vii. List of Plans, Drawings submitted with this Declaration Application _____
SEE ATTACHED.

viii. Fee of € 80 Attached ? YES.

Signed : Aaife Kenny Dated : 29/01/24.

Additional Notes :

As a guide the minimum information requirements for the most common types of referrals under Section 5 are listed below :

A. Extension to dwelling - Class 1 Part 1 of Schedule 2

- Site Location Map
- Floor area of structure in question - whether proposed or existing.
- Floor area of all relevant structures e.g. previous extensions.
- Floor plans and elevations of relevant structures.
- Site Layout Plan showing distance to boundaries, rear garden area, adjoining dwellings/structures etc.

B. Land Reclamation -

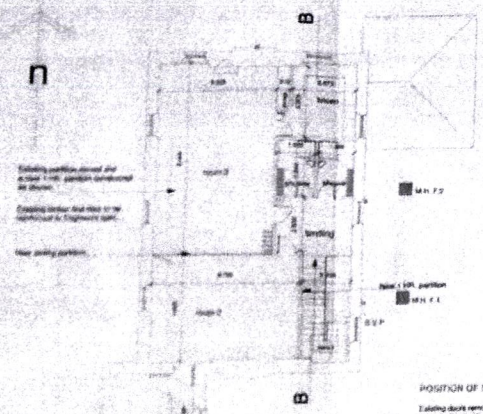
The provisions of Article 8 of the Planning and Development Regulations 2001 (as amended) now applies to land reclamation, other than works to wetlands which are still

governed by Schedule 2, Part 3, Class 11. Note in addition to confirmation of exemption status under the Planning and Development Act 2000(as amended) there is a certification process with respect to land reclamation works as set out under the European Communities (Environmental Impact Assessment) (Agriculture) Regulations 2011 S.I. 456 of 2011. You should therefore seek advice from the Department of Agriculture, Fisheries and Food.

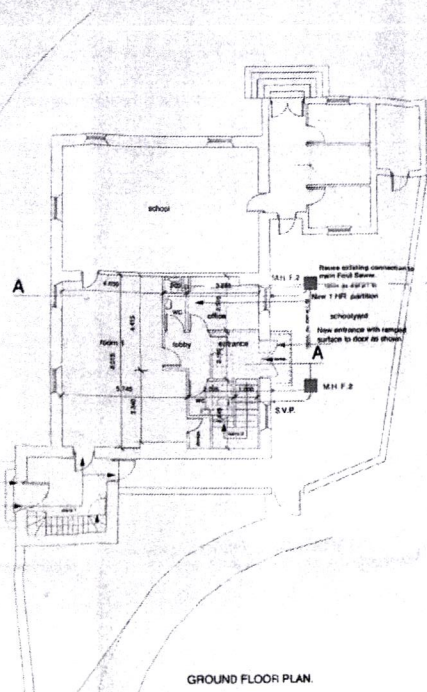
Any Section 5 Declaration should include a location map delineating the location of and exact area of lands to be reclaimed, and an indication of the character of the land.

C. Farm Structures - Class 6 -Class 10 Part 3 of Schedule 2.

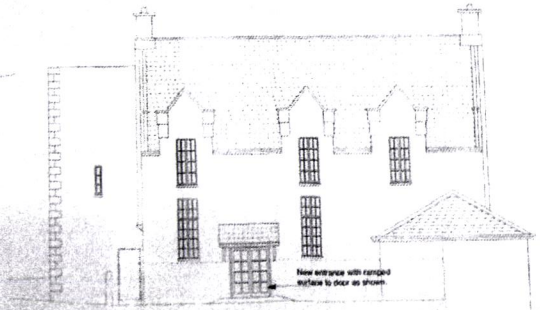
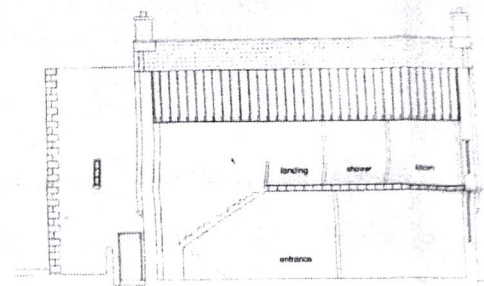
- Site layout plan showing location of structure and any adjoining farm structures and any dwellings within 100m of the farm structure.
- Gross floor area of the farm structure
- Floor plan and elevational details of Farm Structure and Full details of the gross floor area of the proposed structure.
- Details of gross floor area of structures of similar type within the same farmyard complex or within 100metres of that complex.



FIRST FLOOR PLAN



GROUND FLOOR PLAN



REGISTERED NO: 8681-98

- New work

Proposed Parish Centre,
 Church of Ireland, Carnew.
PROPOSED ALTERATIONS
 Plans, Sections & Elevations
 Scale 1/100 JUNE '98
 4086 / 102
 Ryan O'Brien Handy
 Architects and Designers
 © drawing copyright

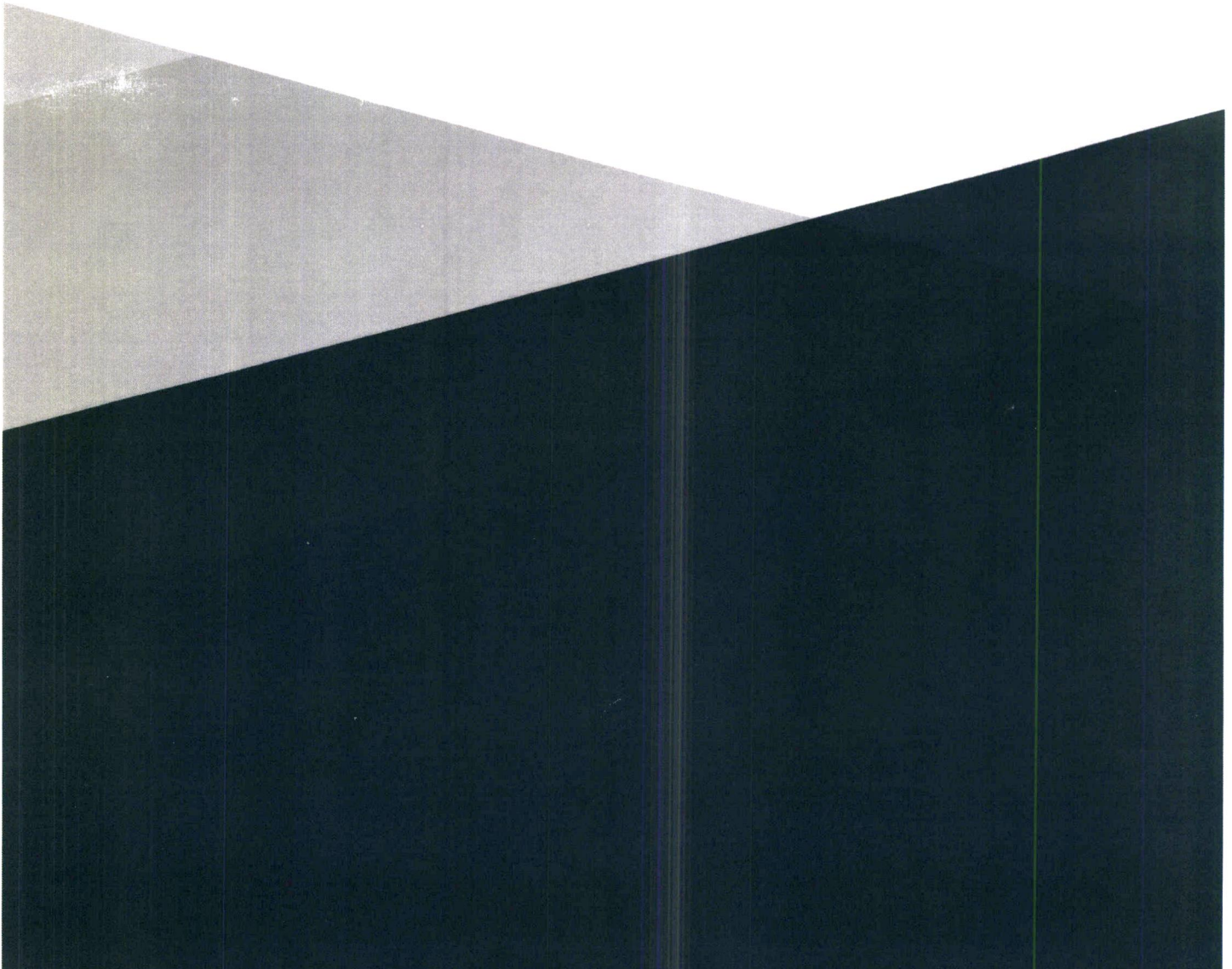


An Roinn Oideachais
Department of Education

Schools Photovoltaic Programme

Programme Overview and Guidance

Document Reference SPP01



Document Revision History

Date	Description
23.11.2023	Published

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1 Introduction

The provision of up to 6 kWp photovoltaic (PV) panels to schools, to be funded from the Climate Action Fund at the discretion of the Minister for the Environment, was announced in September 2022.

This is a really positive programme for our schools and will assist with energy needs and costs along with supporting the decarbonisation of our school buildings.

This project will form part of the response to meeting the 2030 and 2050 climate action targets for the schools sector and is a joint venture between the Department of the Environment, Climate and Communications (DECC) and the Department of Education (DoE).

Significant work has been undertaken to review and validate the parameters of the scheme, drawing on relevant expertise from both Departments. The two Departments have engaged extensively over the last year to prepare for the roll-out of this programme. This has involved discussions around the scope of the scheme, the detail of what is included in the PV installation package and rules of the Climate Action Fund.

To meet the objectives of the September 2022 announcement, the Department of Education has developed the strategic management requirements for provision of a multi annual solar PV delivery programme for primary and post-primary schools.

This programme is the Schools Photovoltaic Programme (SPP) and it will be a multi-annual programme.

The SPP is a devolved programme. This means that school authorities will be provided with funding from the Department to have PV panels installed by a registered contractor, with guidance from the Department.

The school Authority will be able to select contractors to tender for the work supported and defined by the programme from the Non-Domestic Micro-Generator (NDMG) Company list published and maintained by the Sustainable Energy Authority of Ireland (SEAI). In order to successfully claim the grant, the works must be carried out in accordance with the guidance set out in documents SPP01 to SPP08.

The scheme will fund up to 6 kilowatts of roof-mounted solar PV, which equates to approximately 16 solar panels. Connection to the grid will be included, to allow unused solar energy to feed to the grid when schools are closed. This will enable schools to be compensated for renewable energy exports to the grid.

Monitoring software will also be provided to each school, to allow review and discussion of the energy generated each day for staff and students.

The SPP will be a phased programme, with the first phase commencing in November 2023. It is intended that the scheme will be implemented using the Department of Education School Hub, a new online platform hosted by the Department's geographic information system (GIS).

This will be the first capital delivery programme of its kind to be implemented using the School Hub to maximize two-way engagement between schools and the Department. The Hub platform will provide a simple, clear and efficient application and approvals process for schools applying for the Schools PV Programme.

Schools will be invited to participate in the scheme by email and will be provided with log-in details for the School Hub in the invitation email.

To ensure compliance with the requirements of the SPP, please read thoroughly this guidance document **SPP01**, and document **SPP02 Technical FAQs for Schools**, before proceeding to obtain quotes.

Document **SPP03 Schools Application Checklist** provides a comprehensive list of all of the information a school will require at each stage of the process, as well as a step-by-step guide through the School Hub application process.

Documents **SPP04** to **SPP08** are primarily for the use and guidance of PV installation contractors.

The Sustainable Energy Authority of Ireland (SEAI) are kindly providing the SPP with helpline support. If you have a question following review of the guidance documents, support will be available at **01 808 2100** between 9am and 5pm Monday to Friday, commencing on 30 November 2023.

2 Programme Documentation

The suite of documentation relating to the programme is listed below and is available on the Department of Education website, [here](#).

SPP01 Programme Overview and Guidance

This document outlines the programme and provides guidance to the school.

SPP02 Technical FAQs for Schools

This document provides answers to some of the more frequent questions from schools in relation to the programme.

SPP03 Schools Application Checklist

This document provides a list of information that schools will need to have in hand at each stage of the School Hub online application process. Reading and completing it fully will reduce the amount of time required online and ensure that you will have all relevant information prior to going online.

SPP04 Contractor Code of Practice and Standards and Specification Guidelines

This document is a reference for Registered Contractors who wish to carry out works supported by the SPP for primary and post primary school buildings. It sets out the general competence, standards and specifications that contractors should possess, and adhere to, in carrying out works supported by the SPP.

SPP05 Technical FAQs for Contractors

This document provides answers to some of the more frequent questions from contractors in relation to the programme.

SPP06 Contractor Form of Tender

This is a standard quotation return template for the programme which contractors must complete and use to submit their quotation to the school. Contractors can only be considered by the school if they have fully completed this document.

SPP07 Contractor Completion Document

This document outlines the Contractor conditions and documentation requirements associated with the installation works completion and sign-off. It must be completed by the contractor to confirm regulatory compliance, inspection, testing, commissioning and satisfactory completion of the completed works.

SPP08 Contractor Withdrawal Form

This document must be completed by a contractor who has successfully tendered for the works at a school but for unforeseen reasons is unable to proceed with the contract.

3 Glossary of terms

Contract	The terms and contract between the school Authority and the contractor for the PV installation under the Schools Photovoltaic Programme. SPP Model Contract is included in Appendix A of SPP04 Contractors Code of Practice and Standards and Specification Guidelines .
Contractor	Company registered with SEAI's Non-Domestic Micro-Generator Company list. The installation of these measures by unregistered Contractors will not be supported by the Scheme.
Enabling Works	Minor works required to existing school infrastructure to complete installation or connection of the PV system. In general, minor works will be completed by the PV company and will not add significant time or cost to the installation.
Funding agency	The Department of Education
Grid feed-in	Excess electricity generated by the PV panels and not used by the school is diverted to the national grid
Grid feed-in tariff	The amount of money, per unit of electricity fed to the grid, that is credited to the school by their energy supply company
Infrastructure works	Works required to the existing infrastructure at the school before a PV array can be installed and/or connected.
Installer	Qualified PV panel installer who is on SEAI's Non-Domestic Micro-Generator (NDMG) Installer list.
Inverter	The power converter for converting the energy generated from the Solar PV System into AC electricity for connection to the building's electrical system.
Module	The Solar PV panel including all solar PV cells, frame, and electrical connections
Module Array	A collection of multiple solar PV modules, making up part of the overall PV system.
Mounting Bracket	The bracket for fixing the solar PV system to the roof structure.
Mounting System	The Mounting System includes the mounting frame, connection to the roof (mounting bracket), connection to the ground or building, and connection to the solar modules.
Peak Output - Wp	The rated peak power output (DC) of the Solar PV system at Standard Test Conditions.
Programme	Schools Photovoltaic Programme (SPP)
Roof	In this document, roof means the roof supporting structure, roof covering, and all associated roof elements.
Scheme	Schools Photovoltaic Programme (SPP)
School Authority	The school Authority is the Board of Management of the school, or in the case of ETB schools, the school Authority is the ETB
School Hub	Department of Education's new online platform for two-way engagement between schools and the Department, hosted by the Department's geographic information system (GIS).

Self-consumption	The energy generated by the solar PV system that is used by the school.
Slate/Tile	General term for any pitched roof covering including slates, tiles, bitumen shingles etc.
Solar PV Company List	For the purposes of the grant scheme, companies must be registered on SEAI's Non-Domestic Micro-Generator (NDMG) Company list. Conditions for registration on this list can be found at www.seai.ie . See T&Cs for details.
Solar PV System	All components, wiring, electrical interfaces making up the operating Solar PV generator.
Supporting Infrastructure Works	Works required to the existing infrastructure at the school before a PV array can be installed and/or connected. Supporting infrastructure works are more significant than enabling works and may involve significant time and/or cost to complete. Supporting infrastructure works are not funded under the Schools Photovoltaic Programme.

4 Programme Phasing

The programme will commence with a pilot phase that will be open to all schools in a number of specified areas. The area selection criteria considered achieving balanced regional representation, a mix of urban and rural areas, and the inclusion of Gaeltacht and Island schools.

Based on the criteria above, schools in the following areas have been selected for inclusion in the pilot phase, which will open for expressions of interest via the School Hub on 30 November 2023:

- Co. Clare
- Co. Donegal
- Dublin City Council Area
- Co. Galway
- Co. Kerry
- Co. Kilkenny
- Co. Leitrim
- Co. Limerick
- Co. Offaly
- Co. Waterford
- Co. Wicklow

Applications will be invited under the pilot phase in accordance with the terms and conditions as outlined in this document. Please read this document carefully before seeking quotations, and refer also to **SPP02 Technical FAQs for Schools** for further information.

Schools in areas not selected for the pilot phase will be invited to apply for the programme at a later date. Details of later phases will be provided following completion of the pilot phase application process.

Schools will be invited to participate in the programme via personalized email, which will contain their log-in details for the Department of Education's online School Hub portal.

Schools will be asked to log in to the School Hub and to answer a few short questions to determine eligibility for this scheme. Most schools will be eligible and will receive email approval to obtain quotes for the works in accordance with the SPP terms and conditions.

Section 7 gives further details on the application procedures.

5 Key Dates

The pilot phase is now open for expressions of interest from schools in the selected areas.

Expressions of interest must be received no later than **1 February 2024**. If you have not completed Stage 1 (submitted an expression of interest) via the School Hub by this date, you may not be approved to participate in the pilot phase.

Applications for funding must be received no later than **15 March 2024**. If you have not submitted 3 quotes via the School Hub by this date, you may not be approved to proceed with the works or to receive funding in the pilot phase.

All schools approved for funding in the pilot should aim to have the PV installed at the earliest date and no later than **30 May 2024** if possible.

Key dates for later phases will be provided following completion of the pilot phase application process.

6 Eligible Schools

Participation in this programme is limited to recognised schools in the free education scheme.

Schools applying for funding under this programme must have appropriate roof areas to accommodate 6kW of PV.

Schools with existing PV systems that were not provided or funded by the Department of Education can submit applications for this programme.

Schools who have received 6kW or more of PV panels funded by the Department of Education and installed after 1 January 2018 may not be eligible to apply for additional funding under this scheme, since they have already had a modern PV installation funded. This may have been part of a new capital project, extension or Pathfinder project. It is recommended that such schools should nonetheless submit an expression of interest for this programme. This will assist the Department in ensuring that all schools receive an invitation to participate, and in identifying any existing barriers to installation of PV at your school.

Schools that are scheduled to be provided with a new school building that has commenced Design Stage 2b may not be eligible to participate in the SPP.

Schools scheduled to receive stand-alone extensions or additional accommodation are eligible to participate.

Schools scheduled to amalgamate, or currently operating in temporary accommodation, will be assessed on a case-by-case basis.

To achieve payment under the SPP, schools will need to confirm that they have registered or will register on the SEAI Monitoring and Reporting (M&R) website, and confirm their commitment to making the appropriate returns in future years.

All public sector bodies, including schools, have a statutory obligation to report annually on their energy usage directly to the Sustainable Energy Authority of Ireland (SEAI). All schools were notified of this requirement in writing in December 2014 by the Department of Environment, Climate and Communications (DECC).

SEAI and DECC have developed an on-line energy Monitoring and Reporting (M&R) system to facilitate schools to report their energy use (as required and detailed in SI 426 of 2014 and SI 626 of 2016 and SI 599 of 2019). As well as enabling schools to report and track energy data annually, the online system provides:

- A scorecard that presents a powerful snapshot of the school's progress to date.
- Online access to annual electricity and natural gas consumption data.

There is additional information on the reporting process available [here](#).

7 Eligible Works

The funding will cover the provision of 6kW of roof-mounted solar PV - approximately 16 solar panels - and all associated inverters, cabling etc. to connect the panels to the school's main distribution board.

Minor enabling works such as connection modifications to the main electrical distribution board may also be funded.

Connection to the grid will be included, to allow excess generated renewable solar energy to be exported to the grid when schools are closed. All suppliers are mandated to offer an export payment (Clean Export Guarantee) to any microgenerator below 50kW. Further details are available [here](#).

Monitoring software will be provided to each school, along with a flat screen display monitor located in a central school area to allow review of the energy generated each day for staff and students. This information can be used by the school in the teaching and learning environment.

Battery storage and power diverters will not be eligible for funding under this programme.

Some schools may have infrastructure that is not compatible with the new technology solar panels; this may include incompatible roofs or electrical systems. These schools may be determined, based on quotations received, not to be compatible with the programme scope and may require infrastructure works to be completed prior to accessing SPP funding support.

8 SPP Application Procedure

The SPP will be delivered on a devolved basis, with funding distributed by the Department to the school, which will enable the school to make payment to the contractor.

To assist with the application process, which will be operated using the Department of Education's School Hub portal, Document **SPP 03 Grant Application Checklist** details all of the information required at each stage of the application process, as outlined in Sections 7.1 to 7.4.

Compiling the necessary information will reduce the amount of time required online and ensure that you will have all relevant information to hand prior to going online.

Compliant applications will be approved on a first come, first served basis.

Any school which does not comply with the conditions attaching to the Programme will automatically be deemed to have submitted an invalid application.

Some quotations and information received from contractors may deem the project to be outside the programme scope. These projects will be reviewed on an individual basis to establish what additional works may be necessary to enable provision of PV under this programme.

Persons signing application forms are reminded that the Department may be obliged to release any information supplied under the Freedom of Information Acts, 1997 and 2003 and 2014.

Sections 7.1 to 7.4 below outline the main stages and steps in the SPP application process.

8.1 Expression of Interest

Schools will be invited to participate in the programme via personalized email, which will contain their log-in details for the Department of Education's online School Hub portal.

Schools will be asked to log in to the School Hub and to answer a few short questions to determine eligibility for this scheme. Most schools will be eligible and will receive email approval to obtain quotes for the works in accordance with the SPP terms and conditions.

8.2 Obtaining Quotations for the Works

Quotes can only be considered from contractors on the Sustainable Authority of Ireland (SEAI) published approved Non-Domestic Contractor Framework, available [here](#). When the school has obtained a minimum of **three** quotes from suitable contractors using document SPP06

Contractor Form of Tender, log in to the Hub and upload the quotes for review by the Department of Education.

As noted on the SEAI Contractor Framework, the qualified contractors are registered on the basis of their commitment to installing the works in accordance with the Non-Domestic Technical Standards and Specifications and adherence to the programme Code of Practice and Quality Assurance and Disciplinary Procedures. Companies are also registered to ensure tax and insurance compliance. Their submission of quotes will infer their acceptance to extend their commitment to installing the works in accordance with the SPP technical standards and specifications.

Schools should consider requesting references of the contractor's past projects and/or speak to past customers of the company.

8.3 Quotation Approval and Funding

On funding approval by the Department of Education, an email notification will be issued to the school. The school should then confirm their order to the successful contractor, and log in to the School Hub to confirm that the contract for installation is in place. 85% of the approved costs will then be transferred to the school bank account.

8.4 Works Completion and Final Payment

On completion of the works, the successful contractor will certify that the PV panels comply with the SPP's published guidelines and requirements using **SPP07 Contractor Completion Document**. The school will log in to the School Hub and upload a copy of the completed **SPP07**. The remaining 15% of the approved costs will then be transferred to the school bank account.

9 Planning Requirements for Solar PV Panels

The Planning and Development Act 2000 (Exempted Development) (No. 3) Regulations 2022 (S.I. 493 of 2022) and the supporting Planning and Development (Solar Safeguarding Zone) Regulations 2022 (S.I. 492 of 2022) came into effect on 5 October 2022. These two regulations contain the most recent provisions regarding planning exemptions for solar panel installations.

These include a new class of exempted development dealing with the installation of solar panels on various types of buildings including educational buildings; however, the exempted developments are subject to 15 conditions and limitations, to include the measurement of the solar panels (taken together with any panels previously installed on the roof) not exceeding 300 square metres in the event that the installation is within a Solar Safeguarding Zone.

The exemptions do not directly apply where the building is a Protected Structure or is located in an Architectural Conservation Area (Planning and Development Act 2000 (Exempted Development) (No. 3) Regulations 2022).

Where the property may be on the RPS list, or the installation of the proposed measures supported by this tender may require approval from the Local Authority, the contractor must inform the school Authority that consultation with the Local Authority should be sought prior to completion of the works, or select another installation area that they are satisfied with in regard to any planning requirements.

10 Technical Support

To ensure compliance with the requirements of the SPP, please read thoroughly this guidance document, and document **SPP02 Technical FAQs for Schools**, before proceeding to obtain quotes. Document **SPP05 Technical FAQs for Contractors** provides answers to some of the more frequent questions from contractors in relation to the programme.

The Sustainable Energy Authority of Ireland (SEAI) are kindly providing the SPP with helpline support. If you have a question following review of the guidance documents, support will be available at **01 808 2100** between 9am and 5pm Monday to Friday, commencing on 30 November 2023.