

**From:** [CARMEL KELLY](#) on behalf of [planning mailbox](#)  
**To:** [MARTINA PARKE \(PLANNING\)](#)  
**Subject:** FW: Application for exemption certificate. - Section 5  
**Date:** 19 February 2026 14:09:10  
**Attachments:** [Keith Thompson Section 5 Application.pdf](#)  
[Keith Thompson Site Location.pdf](#)  
[Keith Thompson Site location 1:2500.pdf](#)  
[KEITH THOMPSON ELEVATIONS AND DRAWINGS.pdf](#)  
[keith thompson site layout.pdf](#)

---

**From:** Keith Thompson [REDACTED] >  
**Sent:** 19 February 2026 13:59  
**To:** planning mailbox <Planning@Donegalcoco.ie>  
**Subject:** Application for exemption certificate.

You don't often get email from [REDACTED] [Learn why this is important](#)

**CAUTION:** This email originated from outside of Donegal County Council. Do not click links or open attachments unless you recognise the sender and are sure that the content is safe.

Dear Sir/Madam,

I propose to construct an underground slurry tank on my farm. This will be under TAMS grant spec in order to comply with additional storage requirements under nitrates. Capacity of proposed tank is 278.63m<sup>3</sup>, capacity at present is 1158.02 m<sup>3</sup> leaving a total aggregate of 1436.65m<sup>3</sup>.

There are no additional tanks etc within 100m of my yard, therefore sizes fall under exempted development.

Fee of €80 has been paid, ref 667390.

I attach application form, site location, site layout and drawings,

Please advise if anything additional is required,

Kind Regards,

Keith Thompson



**Comhairle Contae  
Dhún na nGall**  
Donegal County Council



**Comhairle Contae  
Dhún na nGall**  
Donegal County Council

**Planning Services**

**RECEIVED DATE: 19/02/2026**

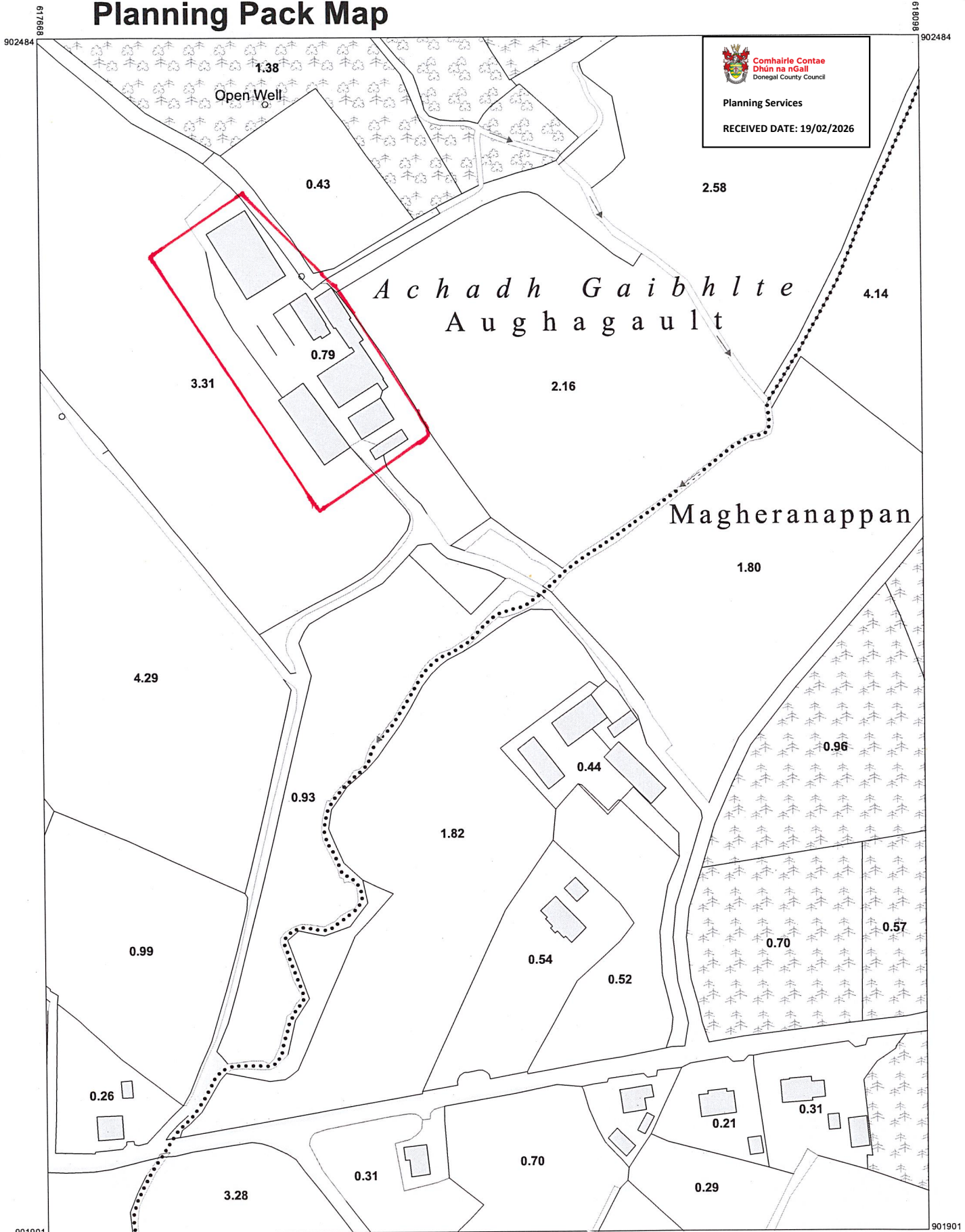
## SECTION 5 APPLICATION

FOR DECLARATION ON DEVELOPMENT AND EXEMPTED DEVELOPMENT

**Completed application form & supporting documentation to be returned to the Planning Authority by email to [planning@donegalcoco.ie](mailto:planning@donegalcoco.ie)**

<b>Name of Applicant(s):</b>	KEITH THOMPSON
<b>Agent Name:</b> (if applicable)	N/A.
<b>Location of Proposed Development / Works:</b> (Townland or postal address as appropriate and Eircode if available)	MAGHERANAPPIN, CONVOY, CO. DONEGAL F93 X067
<b>Description of Proposed Development including details of works (where applicable):</b> (Only works listed below will be assessed under <u>this</u> section 5 application)	
PROPOSED CONSTRUCTION OF UNDERGROUND SLATTED TANK TO PROVIDE ADDITIONAL STORAGE FOR SLURRY AND SOILED WATER TO COMPLY WITH NITRATES DIRECTIVE.	

# Planning Pack Map




**Comhairle Contae Dhún na nGall**  
 Donegal County Council  
 Planning Services  
 RECEIVED DATE: 19/02/2026

**COMPILED AND PUBLISHED BY:**  
 Tailte Éireann,  
 Phoenix Park,  
 Dublin 8,  
 Ireland.  
 J08F6E4

No part of this publication may be copied, reproduced or transmitted in any form or by any means without the prior written permission of the copyright owner.

This topographic map does not show legal property boundaries, nor does it show ownership of physical features.

**CENTRE COORDINATES:**  
 ITM 617883,902193  
**PUBLISHED:** 11/02/2026  
**MAP SERIES:** 1:5,000  
 1:2,500

**CAPTURE RESOLUTION:**  
 The map objects are only accurate to the resolution at which they were captured. Output scale is not indicative of data capture scale. Further information is available at: [www.tailte.ie](http://www.tailte.ie); search 'Capture Resolution'  
**LEGEND:** To view the legend visit [www.tailte.ie](http://www.tailte.ie) and search for 'Large Scale Legend'

[www.tailte.ie](http://www.tailte.ie)  
 Any unauthorised reproduction

The representation on this map of a road, track or footpath is not evidence of the existence of a right of way.

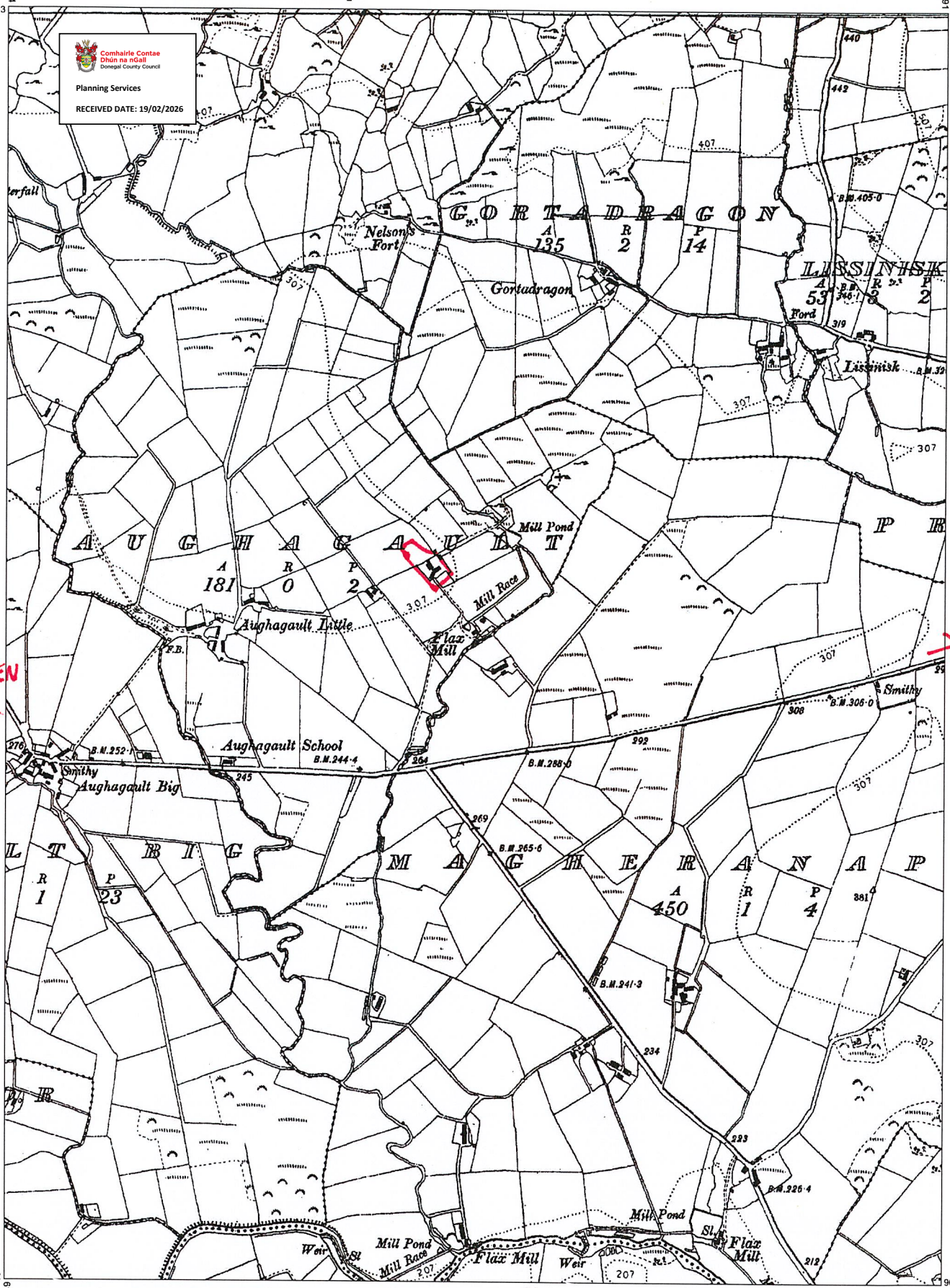
© Tailte Éireann, 2026  
 All rights reserved



**Tailte Éireann**

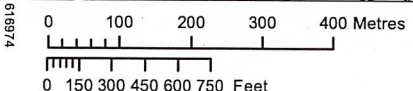
# Site Location Map


**Comhairle Contae Dúshán na nGall**  
 Donegal County Council  
 Planning Services  
 RECEIVED DATE: 19/02/2026



TO DRINKEEN  
↖

TO CONVOY  
↗



OUTPUT SCALE: 1:10,560



**CENTRE COORDINATES:**  
 ITM 617883,902193

**PUBLISHED:** 11/02/2026  
**ORDER NO.:** 50517677\_1

**MAP SERIES:** 6 Inch Raster  
**MAP SHEETS:** DL061, DL069

**CAPTURE RESOLUTION:**  
 The map objects are only accurate to the resolution at which they were captured. Output scale is not indicative of data capture scale. Further information is available at: [www.tailte.ie](http://www.tailte.ie); search 'Capture Resolution'  
**LEGEND:** To view the legend visit [www.tailte.ie](http://www.tailte.ie) and search for 'Large Scale Legend'

**COMPILED AND PUBLISHED BY:**  
 Tailte Éireann,  
 Phoenix Park,  
 Dublin 8,  
 Ireland.  
 J08F6E4

No part of this publication may be copied, reproduced or transmitted in any form or by any means without the prior written permission of the copyright owner.

This topographic map does not show legal property boundaries, nor does it show ownership of physical features.

[www.tailte.ie](http://www.tailte.ie)  
 Any unauthorised reproduction infringes Tailte Éireann copyright.

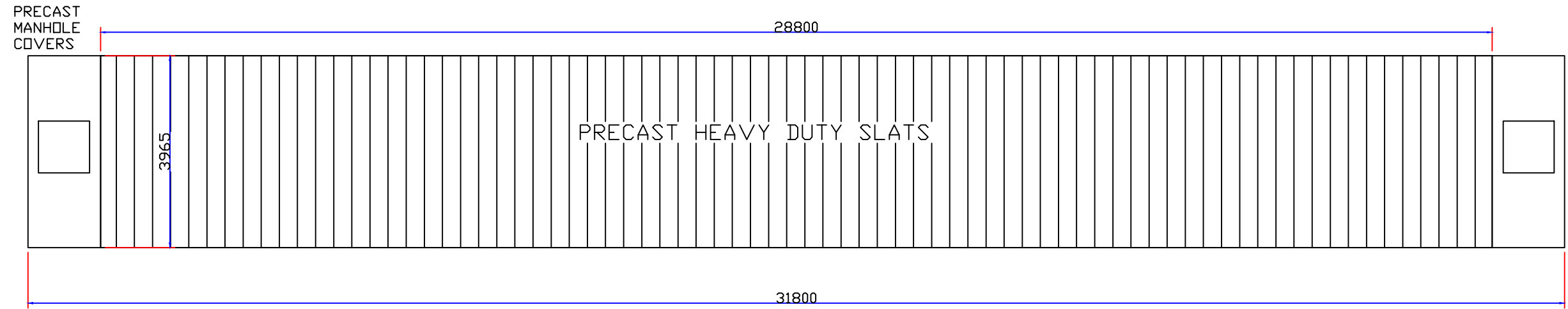
The representation on this map of a road, track or footpath is not evidence of the existence of a right of way.

© Tailte Éireann, 2026  
 All rights reserved

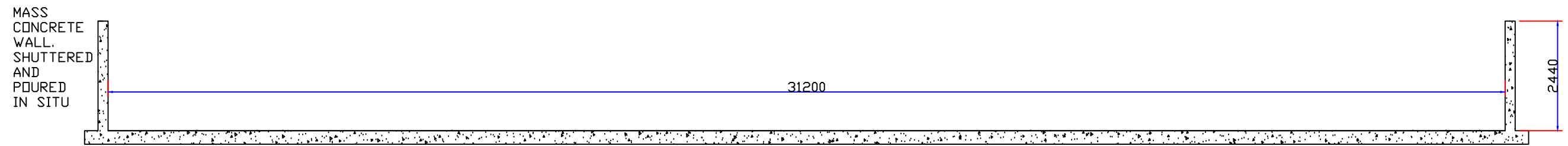


**Tailte Éireann**

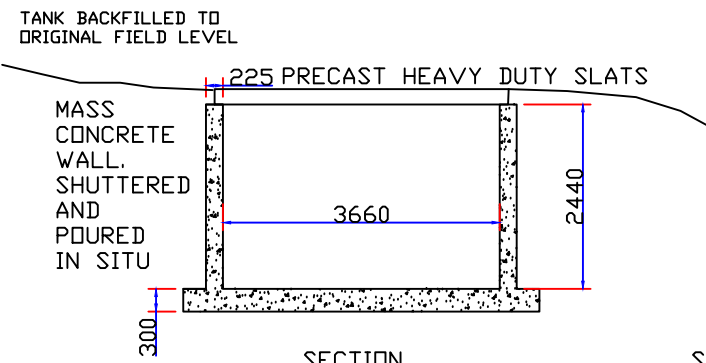
KEITH THOMPSON  
 Magheranappin,  
 Convooy,  
 Co. Donegal  
 MPRN 10017229445  
 Tams3 ID 004407  
 SCALE 1:100



TOP VIEW



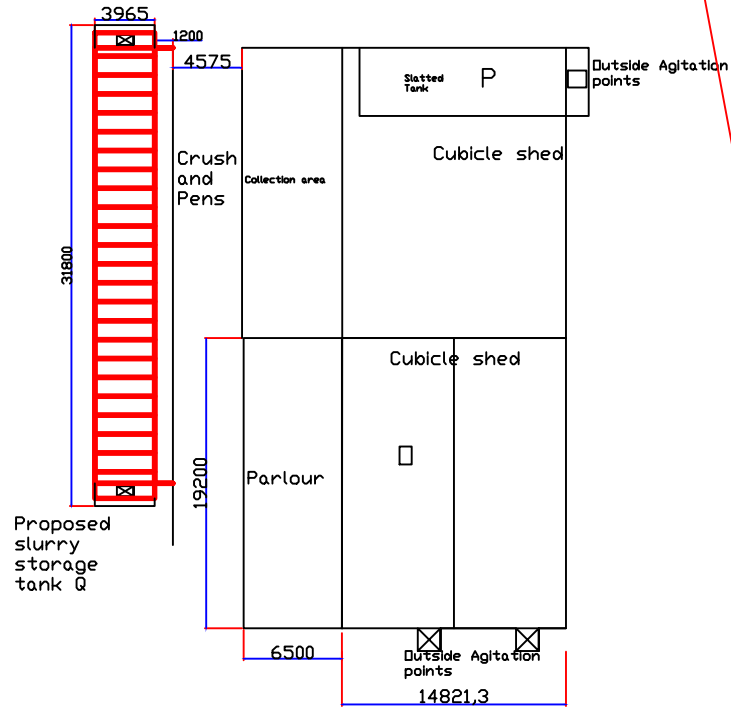
SECTION



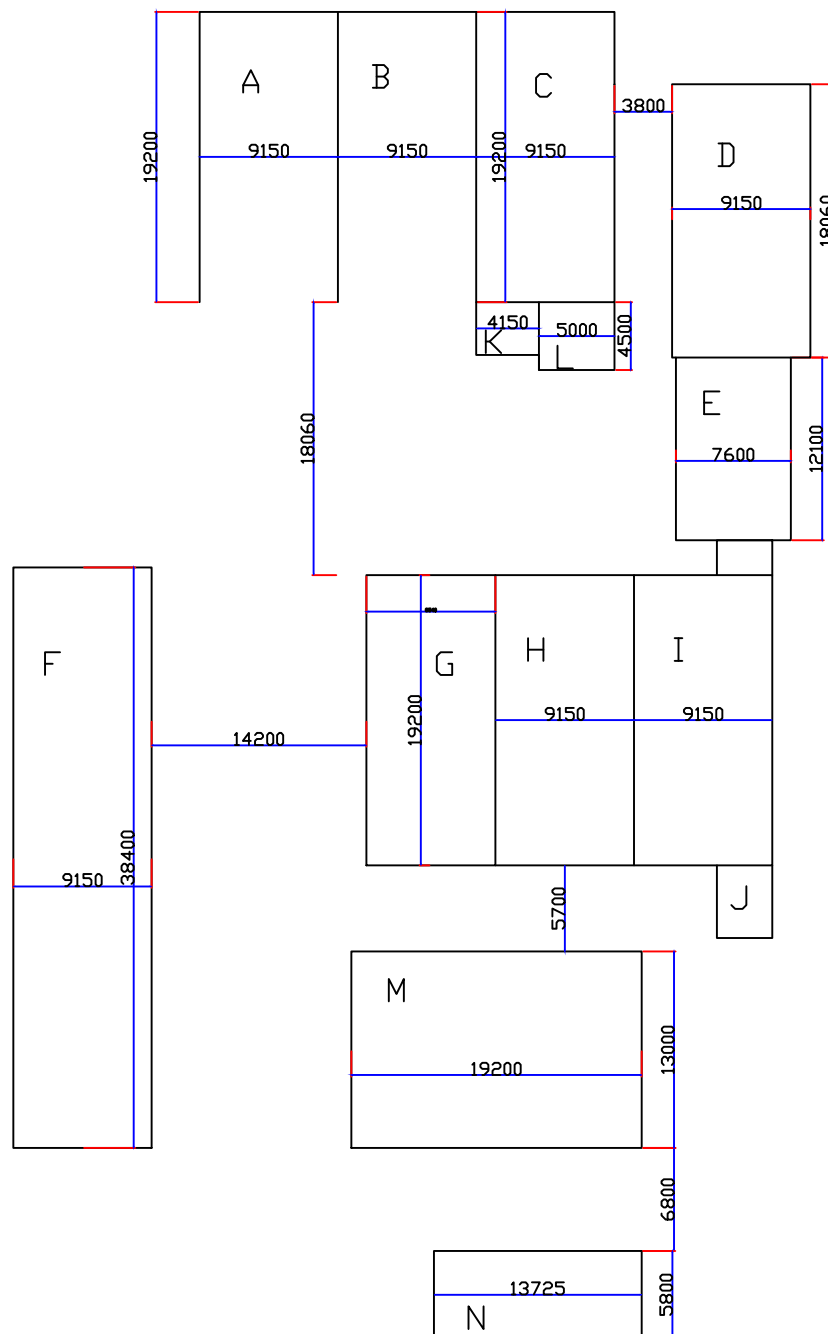
SECTION

SECTION SECTION


**Comhairle Contae Dhún na nGall**  
 Donegal County Council  
**Planning Services**  
 RECEIVED DATE: 19/02/2026



KEITH THOMPSON  
 Magheranappin,  
 Convooy,  
 Co. Donegal  
 MPRN 10017229445  
 Tams3 ID 004407  
 SCALE 1:500



KEY

- A : Silage Pit
- B : Silage Pit
- C : Sheep shed
- D : Slatted cow shed (tank size 15.6x3.7x3) **TOTAL 173.16M3**
- E : Slatted shed (tank size 12.3x5.7x0.62) **TOTAL 43.47 M3**
- F : Bedded Shed
- G : Slatted shed (tank size 13.3x2.5x1.8) **TOTAL 59.85 M3**
- H : Meal Store
- I : Slatted shed (tank size 27.6x2.9x2.44) **TOTAL 195.30 M3**
- J : Bull Pen
- K : Isolation box
- L : Calving Pen
- M : Slatted shed and calving boxes (tank size (17.5x5.6x1.7) **TOTAL 166.6 M3**
- N : Office
- O : Cubicle shed (tank size 20.4x7.2x2.4 ) **TOTAL 325.51 M3**
- P : Collecting yard (tank size 19.8x3.7x2.65) **TOTAL 194.13 M3**
- Q : PROPOSED NEW TANK (31.2x3.66x2.44) **TOTAL 278.63 M3**

**TOTAL EXISTING TANK CAPACITY 1158.02 M3**  
**PROPOSED TANK 278.63 M3**  
**OVERALL TOTAL inc new tank 1436.65 m3**



**Comhairle Contae  
Dhún na nGall**  
Donegal County Council

Áras an Chontae,  
Leifear,  
Contae Dhún na nGall, F93 Y622

County House,  
Lifford,  
County Donegal, F93 Y622

**T:** 074 91 53900  
**E:** info@donegalcoco.ie  
**W:** www.donegalcoco.ie  
**W:** www.ccdhunnangall.ie

**Planning Services**  
**E:** planning@donegalcoco.ie

E- mail: [REDACTED]

Ref. No: S526/26

Date: 19<sup>th</sup> February, 2026

Keith Thompson  
Magheranappin  
Convoy  
Co Donegal  
F93 X067

## DECLARATION ON DEVELOPMENT & EXEMPTED DEVELOPMENT

**Re: Application for a Section 5 Declaration – Construction of underground slatted tank at Magheranappin, Convoy, Co Donegal, F93 X067**

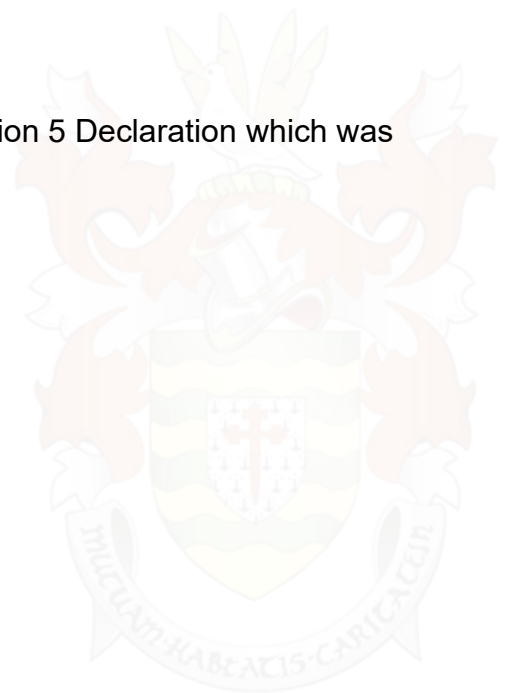
A Chara,

I wish to acknowledge receipt of your application for a Section 5 Declaration which was received on 19<sup>th</sup> February, 2026.

Mise le meas

*Martina Parke*

Donegal County Council  
Planning Services

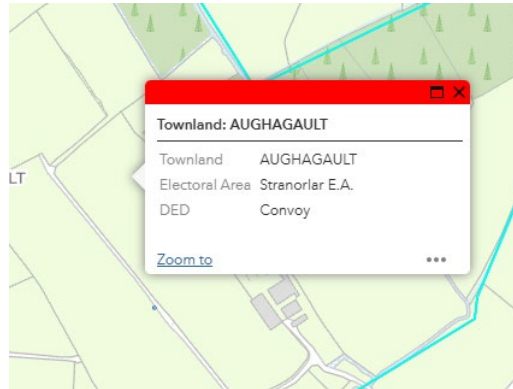


## SECTION 5 REFERRAL REPORT – Ref. No: S5 26/26

### 1.0 BACKGROUND

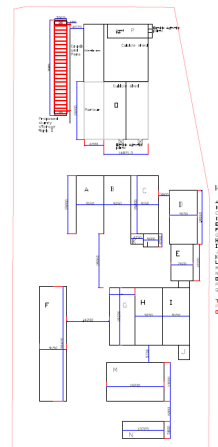
#### 1.1 Location:

Aughagault, Convooy, Co Donegal,



#### 1.2 Site Description:

This is a plot of land within an existing farmyard accessed via a private access road which adjoins the county road L-6764-1.



#### 1.3 Planning History

Year	Number	Decision	Description
------	--------	----------	-------------

0760325	Application Finalised		Conditional	MALCOLM THOMPSON	AUGHAGAULT CONVOY	CONSTRUCTION OF AGRICULTURAL BUILDING CONSISTING OF SLATTED CATTLE SHED
---------	-----------------------	--	-------------	------------------	-------------------	---

#### 1.4 Proposed Development:

Construction of an underground slatted tank to provide additional storage for slurry and soiled Water (278.63m<sup>3</sup>).

#### 2.0. THE QUESTION

The applicant, Keith Thompson, has made a submission to Donegal County Council seeking a Declaration of Exemption in relation to the construction of a underground slatted tank to provide additional storage for slurry and soiled Water (278.63m<sup>3</sup>).

#### 3.0 EVALUATION

##### 3.1 Planning and Development Act, 2000

###### Section 2(1)

In this Act, except where the context otherwise requires -

"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 ...

"works" includes any act or operation of construction, excavation, demolition, extension, alteration, repair or renewal ...

###### Section 3(1)

"Development" in this Act 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 177U

“In deciding upon a declaration for the purposes of Section 5 of this Act a planning authority or the Board, as the case maybe, shall where appropriate, conduct a screening for appropriate assessment in accordance with the provisions of this Section.”

## **3.2 Planning and Development Regulations, 2001**

### **Article 3: Interpretation**

“gross floor space” means the area ascertained by the internal measurement of the floor space on each floor of a building (including internal walls and partitions), disregarding any floor space provided for the parking of vehicles by persons occupying or using the building or buildings where such floor space is incidental to the primary purpose of the building;

“unauthorised development” means, in relation to land, the carrying out of any unauthorised works (including the construction, erection or making of any unauthorised structure) or the making of any unauthorised use;

“unauthorised structure” means a structure other than—

- (a) a structure which was in existence on 1 October 1964, or
- (b) a structure, the construction, erection or making of which was the subject of a permission for development granted under Part IV of the Act of 1963 or deemed to be such under section 92 of that Act (or under section 34, 37G or 37N of this Act), being a permission which has not been revoked, or which exists as a result of the carrying out of exempted development (within the meaning of section 4 of the Act of 1963 or section 4 of this Act);

“unauthorised works” means any works on, in, over or under land commenced on or after 1 October 1964, being development other than—

- (a) exempted development (within the meaning of section 4 of the Act of 1963 or section 4 of this Act), or
- (b) development which is the subject of a permission granted under Part IV of the Act of 1963 F21 (or under section 34, 37G or 37N of this Act), being a permission which has not been revoked, and which is carried out in compliance with that permission or any condition to which that permission is subject;

### **Article 5(2): Interpretation for Exempted Development**

In Schedule 2, unless the context otherwise required, an reference to the height of a structure, plant or machinery shall be construed as a reference to its height when measured from ground level, and for that purpose “ground level” means the level of the ground immediately adjacent to the structure, plant or machinery or, where the level of the ground where it is situated or is to be situated is not uniform, the level of the lowest part of the ground adjacent to it.

### **Article 6(1)**

Subject to article 9, development of a class specified in column 1 of Part 1 of Schedule 2 shall be exempted development for the purposes of the Act, provided

that such development complies with the conditions and limitations specified in column 2 of the said Part 1 opposite the mention of that class in the said column 1.

### **Article 9**

Restrictions on Exemption include inter alia:- .

9. (1) Development to which article 6 relates shall not be exempted development for the purposes of the Act—
- (a) if the carrying out of such development would—
- (i) contravene a condition attached to a permission under the Act or be inconsistent with any use specified in a permission under the Act,
  - (ii) consist of or comprise the formation, laying out or material widening of a means of access to a public road the surfaced carriageway of which exceeds 4 metres in width,
  - (iii) endanger public safety by reason of traffic hazard or obstruction of road users,
  - (vi) interfere with the character of a landscape, or a view or prospect of special amenity value or special interest, the preservation of which is an objective of a development plan for the area in which the development is proposed or, pending the variation of a development plan or the making of a new development plan, in the draft variation of the development plan or the draft development plan,
  - (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 of which is an objective of a development plan for the area in which the development is proposed or, pending the variation of a development plan or the making of a new development plan, in the draft variation of the development plan or the draft development plan, save any excavation, pursuant to and in accordance with a licence granted under section 26 of the National Monuments Act, 1930 (No. 2 of 1930),
  - (viii) consist of or comprise the extension, alteration, repair or renewal of an unauthorised structure or a structure the use of which is an unauthorised use,

### **Schedule 2 Part 3 Exempted Development - General** **Class 6A**

Works consisting of the provision of a structure for the storage of slurry, effluent or soiled water collected from agricultural buildings, agricultural farmyards and any ancillary provision to aid in the handling of the slurry, effluent or soiled water.

### **Conditions and Limitations (Column 2)**

1. No such structure shall be used for any purpose other than the purpose of agriculture.
2. The maximum storage capacity of any such storage facility shall not exceed 1000 cubic metres.
3. The aggregate capacity of tanks, situated within the same farmyard complex, shall not exceed 1,500 cubic metres.
4. The structure having regard to its size, use and location shall be constructed in accordance with Department of Agriculture, Food and the Marine and Department of Housing, Local Government and Heritage requirements and shall have regard to the need to avoid water pollution. The structure shall not be an earth lined Slurry/Effluent Store.
5. No such structure shall be situated, and no effluent from such structure shall be stored, within 10 metres of any public road.
6. No such structure within 100 metres of any public road shall exceed 8 metres in height.
7. No such structure shall be situated, and no effluent from such structure shall be stored, within 100 metres of any house (other than the house of the person providing the structure) or other residential building or school, hospital, church or building used for public assembly, save with the consent in writing of the owner and, as may be appropriate, the occupier or person in charge thereof.
8. No such structure shall be constructed within a flood zone identified in statutory land use plans as Flood Zone A or Flood Zone B or where the probability of flooding is moderate to high or erosion control zone.
9. No such structure shall be within 60 metres of a public or private water source.
10. No such structure shall be situated, at the closest point, less than 50 metres from a water course or water body in the case of new farmyards, and not less than 10m in the case of extensions/modifications to an existing facility.
11. All such tanks shall be constructed in accordance with the relevant specification published by the Department of Agriculture, Food and the Marine in force at the time of construction of the tank.
12. No unpainted metal sheeting shall be used for roofing or on the external finish of the structure.

13. The use of this Class of exemption requires a declaration from the relevant Planning authority under section 5 of the Principal Act, declaring the exemption is applicable prior to commencement of construction.

14. Ancillary provision shall include as appropriate the installation of any signage, fencing or other safety infrastructure as recommended by the Health and Safety Authority regarding Slurry Safety.

#### **4.0 ASSESSMENT**

4.1 County Donegal Development Plan, 2024-2030 applies. The subject site is located within a rural area zoned as Structurally Weak Rural Area.

4.2 The Planning Authority is satisfied that the construction of an underground slatted tank to provide additional storage for slurry and soiled Water would constitute 'works' and would constitute 'development', as defined in Sections 2 & 3 of the Act respectively.

4.3 Scenic Amenity Designations  
The subject site also falls within an area of 'Moderate Scenic Amenity', No concerns regarding visual impact of the same

4.4 No archaeological monuments are within the subject site.

4.5 The subject site is not located within a Natura 2000 site or within proximity to same. It is considered that screening for Appropriate Assessment is not required in this instance.

4.6 Therefore, as the Planning Authority can rule out the possibility of the proposal having an adverse impact on the conservation objectives of the SAC– the restriction on exemption set out under Article 9(1) (a.)(viiB) of the Regulations are therefore not applicable in this case.

4.7 Having regard to sections 2 and 3 of the Planning and Development Act 2000, as amended the construction of a slurry storage tank constitutes development.

#### **4.8 Is or is not exempted development**

1. No such structure shall be used for any purpose other than the purpose of agriculture. **It has been confirmed it is for agricultural purposes with storage facilities underneath.**

2. The maximum storage capacity of any such storage facility shall not exceed 1000 cubic metres. **Proposed capacity confirmed as 278.63m<sup>3</sup>**

3. The aggregate capacity of tanks, situated within the same farmyard complex, shall not exceed 1,500 cubic metres. **Aggregate of existing tank capacity confirmed as 1158.02 M3 equates to 1,436.65M3 with additional capacity proposed.**

KEY

A : Silage Pit  
B : Silage Pit  
C : Sheep shed  
D : Slatted cow shed (tank size 15.6x3.7x3) TOTAL 173.16M3  
E : Slatted shed (tank size 12.3x5.7x0.62) TOTAL 43.47 M3  
F : Bedded Shed  
G : Slatted shed (tank size 13.3x2.5x1.8) TOTAL 59.85 M3  
H : Meal Store  
I : Slatted shed (tank size 27.6x2.9x2.44) TOTAL 195.30 M3  
J : Bull Pen  
K : Isolation box  
L : Calving Pen  
M : Slatted shed and calving boxes (tank size (17.5x5.6x1.7) TOTAL 166.6 M3  
N : Office  
O : Cubicle shed (tank size 20.4x7.2x2.4 ) TOTAL 325.51 M3  
P : Collectingyard (tank size 19.8x3.7x2.65) TOTAL 194.13 M3  
Q : PROPOSED NEW TANK (31.2x3.66x2.44) TOTAL 278.63 M3

TOTAL EXISTING TANK CAPACITY 1158.02 M3  
PROPOSED TANK 278.63 M3  
OVERALL TOTAL inc new tank 1436.65 m3

4. The structure having regard to its size, use and location shall be constructed in accordance with Department of Agriculture, Food and the Marine and Department of Housing, Local Government and Heritage requirements and shall have regard to the need to avoid water pollution. The structure shall not be an earth lined Slurry/Effluent Store. **To be advised if exempt.**

5. No such structure shall be situated, and no effluent from such structure shall be stored, within 10 metres of any public road. **(In excess of 408.5m)**

6. No such structure within 100 metres of any public road shall exceed 8 metres in height. **Structure is underground**

7. No such structure shall be situated, and no effluent from such structure shall be stored, within 100 metres of any house (other than the house of the person providing the structure) or other residential building or school, hospital, church or building used for public assembly, save with the consent in writing of the owner and, as may be appropriate, the occupier or person in charge thereof. **Closest dwelling 307.5m south & 328.2m west of the site.**

8. No such structure shall be constructed within a flood zone identified in statutory land use plans as Flood Zone A or Flood Zone B or where the probability of flooding is moderate to high or erosion control zone. **Site is 483.9m northeast of Flood Zone A & B**



9. No such structure shall be within 60 metres of a public or private water source. **Site is in excess of 410m from public mains & 74.9m from an open well.**

10. No such structure shall be situated, at the closest point, less than 50 metres from a water course or water body in the case of new farmyards, and not less than 10m in the case of extensions/modifications to an existing facility. **Existing facility in excess of 46.1m from open stream.**

11. All such tanks shall be constructed in accordance with the relevant specification published by the Department of Agriculture, Food and the Marine in force at the time of construction of the tank. **To be advised if exempt.**

12. No unpainted metal sheeting shall be used for roofing or on the external finish of the structure. **To be advised if exempt.**

13. The use of this Class of exemption requires a declaration from the relevant Planning authority under section 5 of the Principal Act, declaring the exemption is applicable prior to commencement of construction. **Application made**

14. Ancillary provision shall include as appropriate the installation of any signage, fencing or other safety infrastructure as recommended by the Health and Safety Authority regarding Slurry Safety. **To be advised if exempt.**

Class 6A of Part 3 of Schedule 2 to Article 6 of the Planning and Development Regulations (as amended) relates to structures for the storage of slurry. It is considered that, having regard to the plans/details submitted the structure proposed can be regarded as exempt as coming within the scope of conditions and limitations detailed above. It is therefore concluded that the proposed slurry storage tank is exempted development.

## **5.0 RECOMMENDATION**

IT IS HEREBY RECOMMENDED THAT A DECLARATION BE MADE THAT THE SUBJECT MATTER OF THE REQUEST AS ABOVE -

**IS Development**

**&**

**IS Exempted Development**

**WITHIN THE MEANING OF THE ABOVE ACT**

**The proposal to:**

Construction of a underground slatted tank to provide additional storage for slurry and soiled Water (278.63m<sup>3</sup>) at Aughagault, Convoy, Co Donegal.

**The Planning Authority in considering this referral, had regard particularly to:**

- a. Section 2, 3 and 177U of the Planning and Development Act, 2000 (as amended),
- b. Class 6A of Part 3 of Schedule 2 of the Planning & Development Regulations 2001 (as amended) and;
- c. Article 9(1)(a)(viiB) of the Planning and Development Regulations, 2001 (as amended).

**And concluded that:**

The proposal IS DEVELOPMENT within the meaning of the Planning and Development Act, 2000 (as amended) and is EXEMPTED DEVELOPMENT as it comes within the scope of Class 6A of Part 3 of Schedule 2 of the Planning & Development Regulations 2001 (as amended).

**Applicant is advised of the following:**

**- The structure having regard to its size, use and location shall be constructed in accordance with Department of Agriculture, Food and the Marine and Department of Housing, Local Government and Heritage requirements and shall have regard to the need to avoid water pollution. The structure shall not be an earth lined Slurry/Effluent Store.**

**- No unpainted metal sheeting shall be used for roofing or on the external finish of the structure.**

**-Ancillary provision shall include as appropriate the installation of any signage, fencing or other safety infrastructure as recommended by the Health and Safety Authority regarding Slurry Safety.**

**-All such tanks shall be constructed in accordance with the relevant specification published by the Department of Agriculture, Food and the Marine in force at the time of construction of the tank**

**Signed:** Donna Callaghan  
**Position:** Executive Planner  
**Date:** 11/03/2026



---

Frank Sweeney  
Senior Executive Planner  
Community Development & Planning Services  
11/03/2026

**DONEGAL COUNTY COUNCIL**

**PLANNING AND DEVELOPMENT ACT, 2000 (AS AMENDED)**

**Chief Executive  
Order No:**

2026PH0680

**Ref Number:**

S526/26

**Section 5:**

Request received 19<sup>th</sup> February 2026 from Keith Thompson Magheranappin, Convoy, Co. Donegal F93X067 in relation to the construction of an underground slatted tank to provide additional storage for slurry and soiled water at Magheranappin, Convoy, Co. Donegal F93 X067.

**Submitted:**

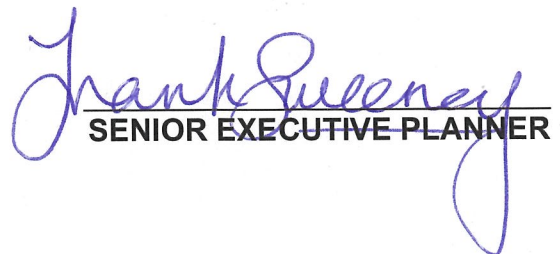
Written request received 19<sup>th</sup> February 2026 as above and report dated 11<sup>th</sup> March 2026 from the Planner (Ref. No: S5 26/26 refers).



**STAFF OFFICER**

**Order:**

Having considered the said request, the report of the Planner, and the record forwarded to the Council by An Coimisiún Pleanála in compliance with Sub-Section 6(c) of the said Section I have concluded that a declaration on the questions in the said request should be made in the terms of that in the Schedule to this Order, the main reasons and considerations therefore being detailed therein. I therefore Order that the declaration issue to the said requester and the owners/occupiers of the land concerned and, further, that it be entered in the Council's Planning Register in compliance with Sub-Section (5) of the said Section.



**SENIOR EXECUTIVE PLANNER**

DATED THIS 13<sup>th</sup> DAY OF MARCH 2026

SCHEDULE

**IT IS HEREBY DECLARED THAT THE SUBJECT MATTER OF THE REQUEST AS ABOVE**

**IS** Development

**IS** Exempted Development

**WITHIN THE MEANING OF THE ABOVE ACT**

**The Planning Authority in considering this referral, had regard particularly to:**

- Section 2, 3 and 177U of the Planning and Development Act, 2000 (as amended),
- Class 6A of Part 3 of Schedule 2 of the Planning & Development Regulations 2001 (as amended) and;
- Article 9(1)(a.)(viiB) of the Planning and Development Regulations, 2001 (as amended).

**And concluded that:**

The proposal **IS DEVELOPMENT** within the meaning of the Planning and Development Act, 2000 (as amended) and **IS EXEMPTED DEVELOPMENT** as it comes within the scope of Class 6A of Part 3 of Schedule 2 of the Planning & Development Regulations 2001 (as amended).

**Applicant is advised of the following:**

- The structure having regard to its size, use and location shall be constructed in accordance with Department of Agriculture, Food and the Marine and Department of Housing, Local Government and Heritage requirements and shall have regard to the need to avoid water pollution. The structure shall not be an earth lined Slurry/Effluent Store.
- No unpainted metal sheeting shall be used for roofing or on the external finish of the structure.
- Ancillary provision shall include as appropriate the installation of any signage, fencing or other safety infrastructure as recommended by the Health and Safety Authority regarding Slurry Safety.
- All such tanks shall be constructed in accordance with the relevant specification published by the Department of Agriculture, Food and the Marine in force at the time of construction of the tank

JS 13/03



**Comhairle Contae  
Dhún na nGall**  
Donegal County Council

Áras an Chontae,  
Leifear,  
Contae Dhún na nGall, F93 Y622

County House,  
Lifford,  
County Donegal, F93 Y622

**T:** 074 91 53900  
**E:** info@donegalcoco.ie  
**W:** www.donegalcoco.ie  
**W:** www.ccdhunangall.ie

**Planning Services**  
**E:** planning@donegalcoco.ie

**Ref. No:** S526/26

13<sup>th</sup> March 2026

KEITH THOMPSON  
MAGHERANAPPIN  
CONVOY  
CO. DONEGAL  
F93 X067

**Re: Construction of an underground slatted tank to provide additional storage for slurry and soiled water at Magheranappin, Convooy, Co. Donegal F93 X067.**

A Chara,

I refer to your request received on 19<sup>th</sup> February 2026 under Section 5 of the Planning and Development Act, 2000 (as amended). Same has now been decided and I now issue to you herewith the Council's Declaration thereon. You are now advised that, in accordance with Section 5 (3) (a) of the Planning & Development Act, 2000 (as amended) where a Declaration is issued, any person issued with such a Declaration may, on payment to An Coimisiún Pleanála of such fee as may be prescribed, refer a Declaration for review by the Commission within 4 weeks of the date of issuing of the Declaration.

Mise, le meas,

**For Senior Executive Planner  
Planning Services**

/jmcc



**Planning and Development Acts, 2000 (as amended)**

**(Declaration and Referral on Development and Exempted Development)**

**DECLARATION**

**Chief Executive Order No:** 2026PH0680  
**Reference No:** S526/26  
**Name of Requester:** KEITH THOMPSON  
MAGHERANAPPIN  
CONVOY  
CO. DONEGAL  
F93 X067

**Summarised Description of development the subject matter of request:**

Construction of an underground slatted tank to provide additional storage for slurry and soiled water.

**Location:** Magheranappin, Convoy, Co. Donegal F93 X067.

**IT IS HEREBY DECLARED THAT THE SUBJECT MATTER OF THE REQUEST AS ABOVE**

**IS** Development

**IS** Exempted Development

**WITHIN THE MEANING OF THE ABOVE ACT**

**The Planning Authority in considering this referral, had regard particularly to:**

- Section 2, 3 and 177U of the Planning and Development Act, 2000 (as amended),
- Class 6A of Part 3 of Schedule 2 of the Planning & Development Regulations 2001 (as amended) and;
- Article 9(1)(a)(viiB) of the Planning and Development Regulations, 2001 (as amended).

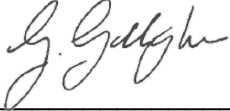
**And concluded that:**

The proposal **IS DEVELOPMENT** within the meaning of the Planning and Development Act, 2000 (as amended) and **IS EXEMPTED DEVELOPMENT** as it comes within the scope of Class 6A of Part 3 of Schedule 2 of the Planning & Development Regulations 2001 (as amended).

**Applicant is advised of the following:**

- **The structure having regard to its size, use and location shall be constructed in accordance with Department of Agriculture, Food and the Marine and Department of Housing, Local Government and Heritage requirements and shall have regard to the need to avoid water pollution. The structure shall not be an earth lined Slurry/Effluent Store.**
- **No unpainted metal sheeting shall be used for roofing or on the external finish of the structure.**

- Ancillary provision shall include as appropriate the installation of any signage, fencing or other safety infrastructure as recommended by the Health and Safety Authority regarding Slurry Safety.
- All such tanks shall be constructed in accordance with the relevant specification published by the Department of Agriculture, Food and the Marine in force at the time of construction of the tank



---

**For Senior Executive Planner  
Planning Services**

**Dated this 13<sup>th</sup> day of March 2026**

**From:** [JESSICA McCLURE](#)  
**To:** [REDACTED]  
**Subject:** S526.26 Response  
**Date:** 13 March 2026 15:46:00  
**Attachments:** [S526.26 - Cover Letter & Declaration.pdf](#)  
[image001.png](#)

---

A Chara,

Please find attached section 5 response.

Kind Regards,  
Jessica

**Jessica McClure**  
**Community Development & Planning Services**  
County House | Lifford | Co. Donegal  
E: [jmcclure@donegalcoco.ie](mailto:jmcclure@donegalcoco.ie)



**Comhairle Contae**  
**Dhún na nGall**  
**Donegal County Council**