

**From:** [CARMEL KELLY](#) on behalf of [planning mailbox](#)  
**To:** [MARTINA PARKE \(PLANNING\)](#)  
**Subject:** FW: Kashmir Kaur - Section 5  
**Date:** 23 January 2026 13:27:48  
**Attachments:** [203 - PROPOSED Existing & Plans & Elevations - A1.pdf](#)  
[201 - SITE LOCATION MAP - A3.pdf](#)  
[202 - SITE LAYOUT PLAN - A3.pdf](#)  
[Section 5 Form SIGNED.pdf](#)

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**From:** office@mfriearchitects.ie <office@mfriearchitects.ie>  
**Sent:** 23 January 2026 13:19  
**To:** planning mailbox <Planning@Donegalcoco.ie>  
**Subject:** RE: Kashmir Kaur

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.

Hi Carmel,

Apologies, please find attached additional information.

Should you have any queries or require anything further please let me know.

Kind Regards

**Michael Friel**  
**Architects & Surveyors Ltd**  
Creelough,  
Co. Donegal  
F92 TF60  
T: 074 913 8814



---

**From:** CARMEL KELLY [<mailto:CKELLY@donegalcoco.ie>] **On Behalf Of** planning mailbox  
**Sent:** Friday 23 January 2026 13:15  
**To:** [office@mfriearchitects.ie](mailto:office@mfriearchitects.ie)  
**Subject:** FW: Kashmir Kaur

Good afternoon

Can you clarify regarding the additional information that should also be submitted such as :

(b) Application must be accompanied by:

- **Site location map** with site clearly outlined in red (to a scale of not less than 1:1000 in built up

areas and 1:2500 in all other areas).

- **Site layout plan** (Site or layout plans shall be drawn to a scale (which shall be indicated thereon) of not less than 1:500 or such other scale as may be agreed with the planning authority prior to the submission of the application, the site boundary shall be clearly delineated in red).
- **Elevations** (if applicable) – (plans, elevations and sections drawn to a scale of not less than **1:200**).
- **Other details** (e.g. landowner consent (if applicable), photographs as appropriate).

There does not appear to be any of the above included.

Regards

Carmel

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**From:** [office@mfielarchitects.ie](mailto:office@mfielarchitects.ie) <[office@mfielarchitects.ie](mailto:office@mfielarchitects.ie)>  
**Sent:** 23 January 2026 13:09  
**To:** planning mailbox <[Planning@Donegalcoco.ie](mailto:Planning@Donegalcoco.ie)>  
**Subject:** Kashmir Kaur

**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.**

Hi,

Please find enclosed Section 5 Application for Kashmir Kaur.

Receipt number for €80.00 payment: 667168.

Should you have any queries or require anything further please let me know.

Kind Regards

**Michael Friel**  
**Architects & Surveyors Ltd**  
Creelough,  
Co. Donegal  
F92 TF60  
T: 074 913 8814



[Email Disclaimer](#)  
[Clásal Séanta Ríomhphoist](#)



## SECTION 5 APPLICATION


FOR DECLARATION ON DEVELOPMENT AND EXEMPTED DEVELOPMENT

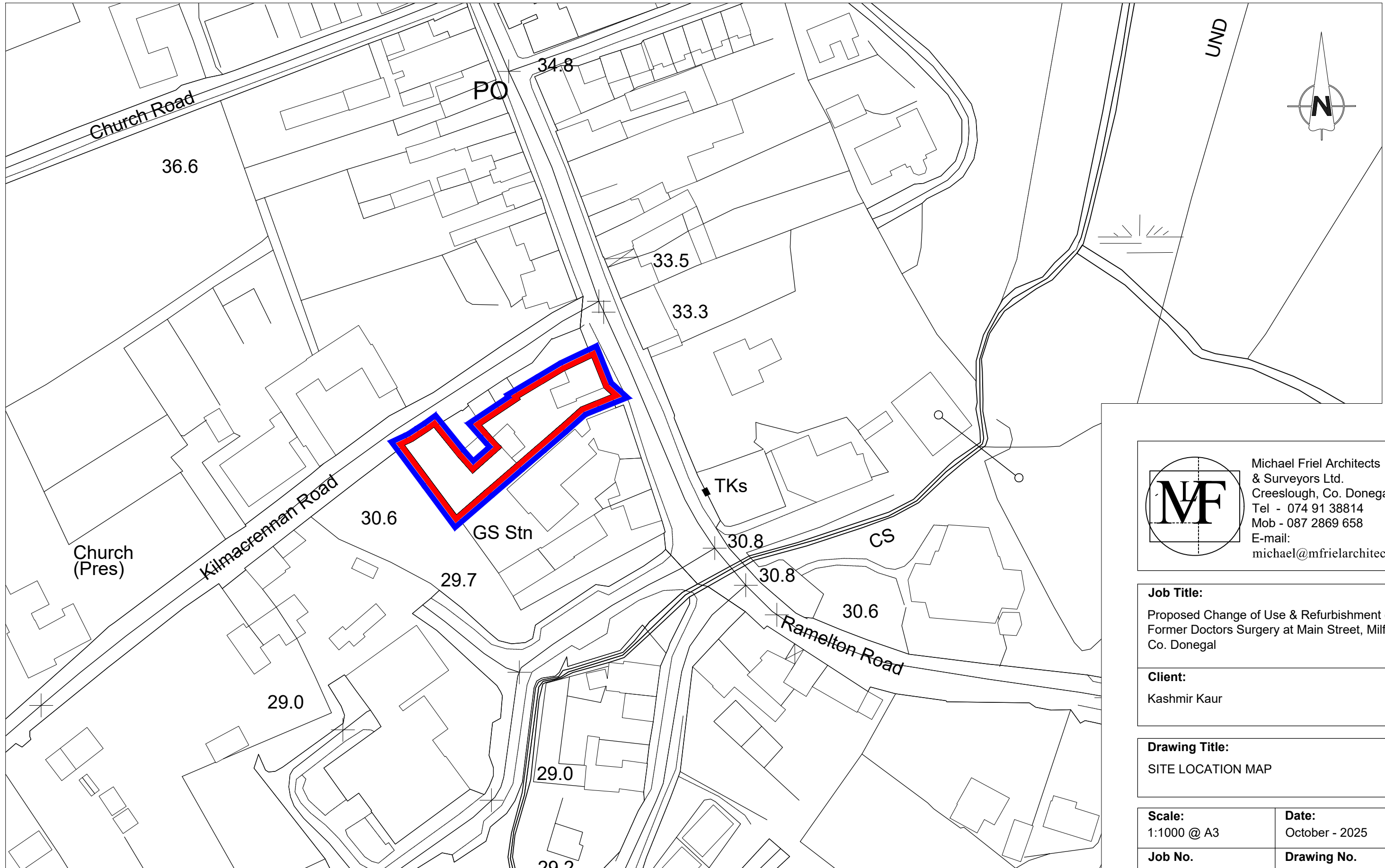
**Completed application form & supporting documentation to be returned to the Planning Authority by email to [planning@donegalcoco.ie](mailto:planning@donegalcoco.ie)**

<b>Name of Applicant(s):</b>	
<b>Agent Name:</b> (if applicable)	
<b>Location of Proposed Development / Works:</b> (Townland or postal address as appropriate and Eircode if available)	
<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)	



<b>Is the development a Protected Structure or within the curtilage of a Protected Structure?</b>	<b>Yes</b>	<b>No</b>
<b>Has a declaration under Section 57 of the Planning and Development Act 2000 (as amended) been requested or issued in respect of the property.</b>	<b>Yes</b>	<b>No</b>
<b>Applicant(s) Interest in the site:</b>		
<b>If not the Owner of the site, please provide the name of the Landowner:</b>		
<b>Please list types of plans, drawings etc. submitted with this application:</b>		
<b>Planning History - list any relevant planning application reference numbers:</b>		
<b>Are you aware of any enforcement proceedings connected to the site? If so, please supply details:</b>		

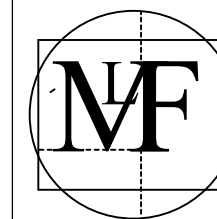
<b>I hereby certify that the information provided is true and accurate</b>	
<b>Signature of Applicant/Agent:</b>	
<b>Date:</b>	



**SITE LOCATION MAP**  
Scale: 1:1000

OS Ref: 0164-B

- Site Boundary
- Overall Land Ownership



Michael Friel Architects  
& Surveyors Ltd.  
Creeslough, Co. Donegal.  
Tel - 074 91 38814  
Mob - 087 2869 658  
E-mail:  
michael@mfriearchitects.ie

**Job Title:**  
Proposed Change of Use & Refurbishment of  
Former Doctors Surgery at Main Street, Milford,  
Co. Donegal

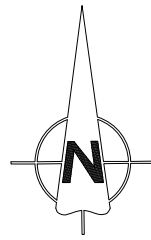
**Client:**  
Kashmir Kaur

**Drawing Title:**  
SITE LOCATION MAP

<b>Scale:</b> 1:1000 @ A3	<b>Date:</b> October - 2025
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<b>Job No.</b> 25...	<b>Drawing No.</b> 201-PL
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<b>RIAI</b> Registered Architect 2025	Architect Accredited in Conservation G3	PSDP Accreditation P
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Local Road  
L-5794-2

Adjoining Shop  
Premises

Public Road  
R-245-13



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

**Planning Services**

**RECEIVED DATE: 23/01/2026**

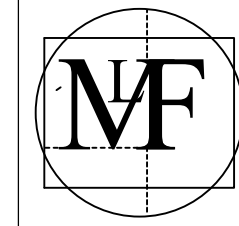
**Subject  
Building**

Existing Connection  
to Water Mains &  
Public Storm & Foul  
Sewer

Derelict  
Shed

Site Boundary  
Outlined in Red

# GS Stn



Michael Friel Architects  
& Surveyors Ltd.  
Creelough, Co. Donegal.  
Tel - 074 91 38814  
Mob - 087 2869 658  
E-mail:  
michael@mfriearchitects.ie

**Job Title:**

Proposed Change of Use & Refurbishment of  
Former Doctors Surgery at Main Street, Milford,  
Co. Donegal

**Client:**

Kashmir Kaur

**Drawing Title:**

SITE LAYOUT PLAN

**Scale:**

1:250 @ A3

**Date:**

October - 2025

**Job No.**

25...

**Drawing No.**

202-PL

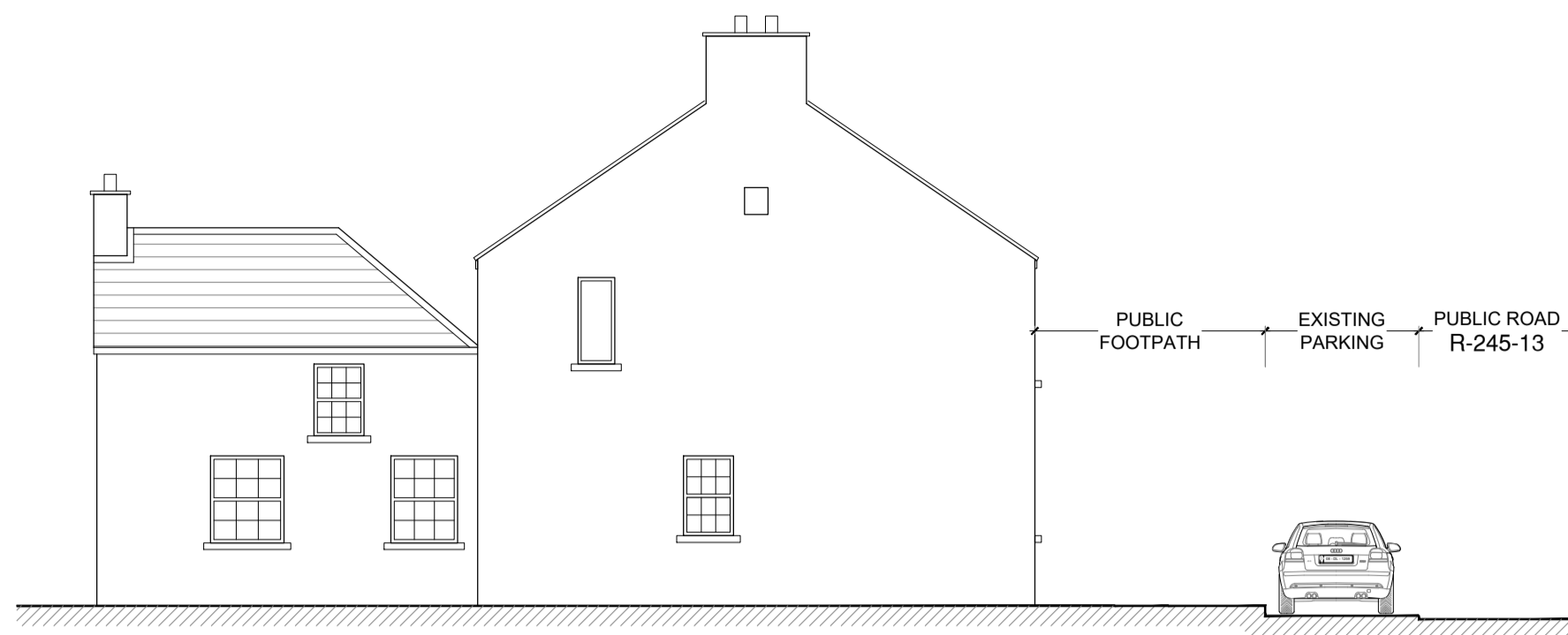
**SITE LAYOUT PLAN**  
Scale: 1:250

Area: 0.072 ha / 0.179 acres

<b>RIAI</b>	Registered Architect	Architect Accredited in Conservation	PSDP Accreditation
	2025	G3	P



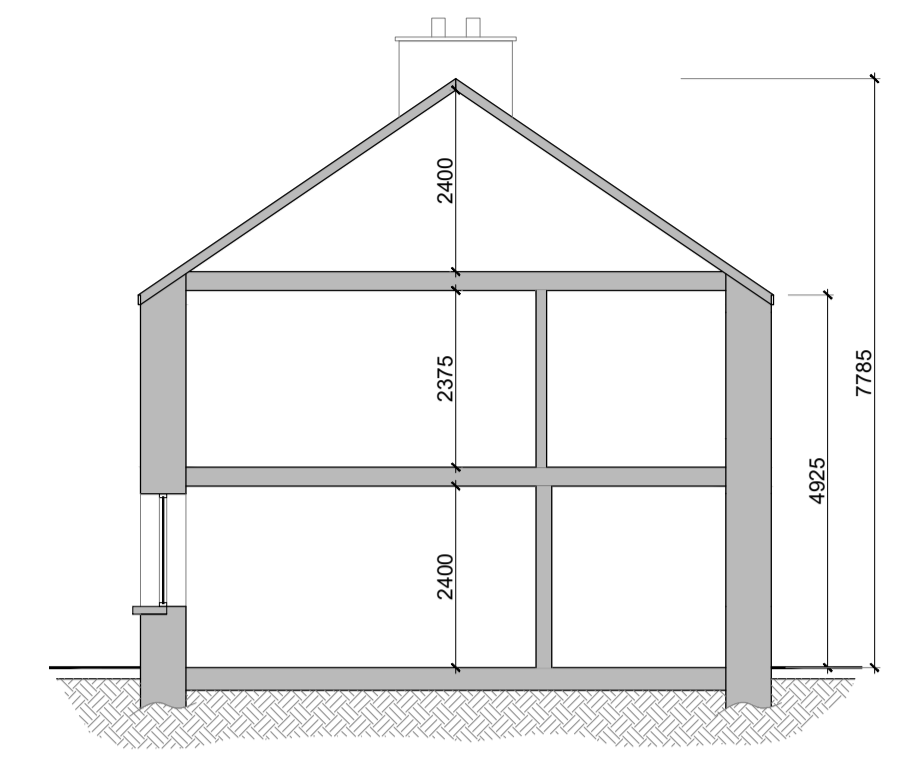
EXISTING FRONT ELEVATION - NorthEast  
Scale: 1:100



EXISTING SIDE ELEVATION - SouthEast  
Scale: 1:100



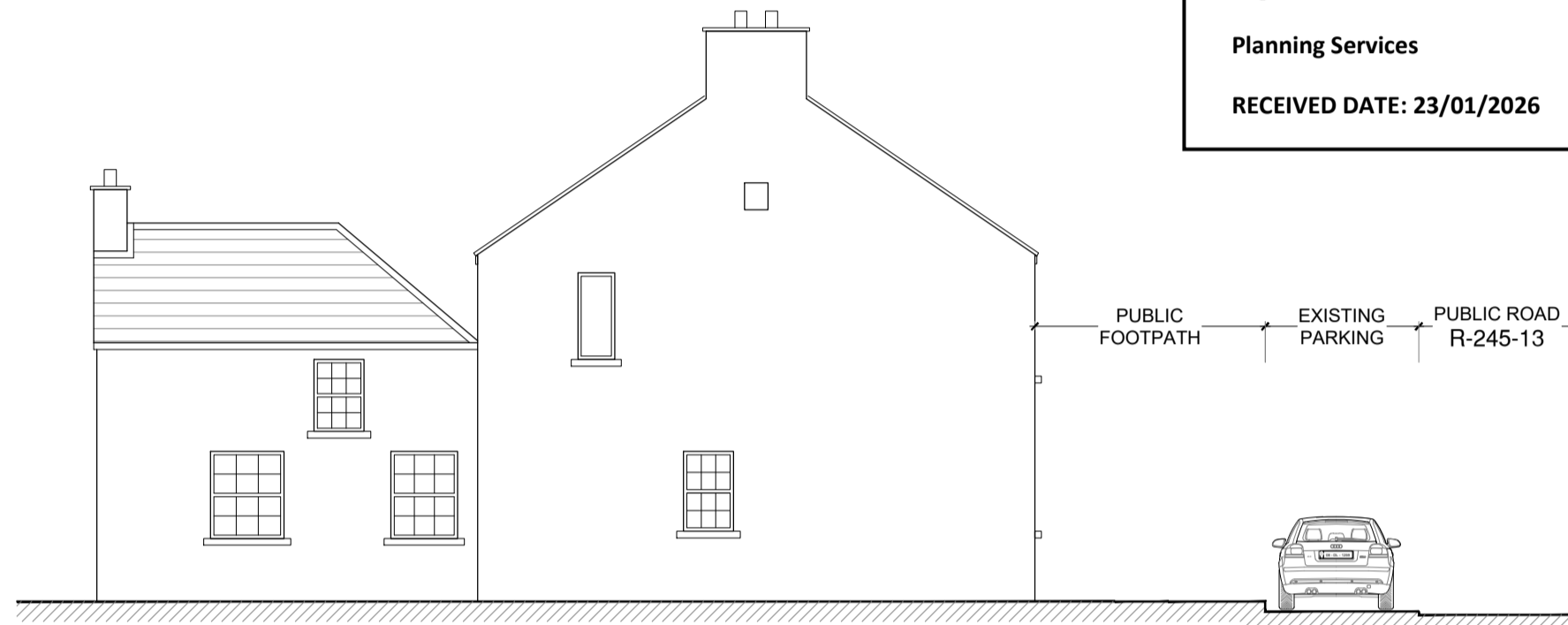
EXISTING REAR ELEVATION - SouthWest  
Scale: 1:100



EXISTING SECTION A - A  
Scale: 1:100



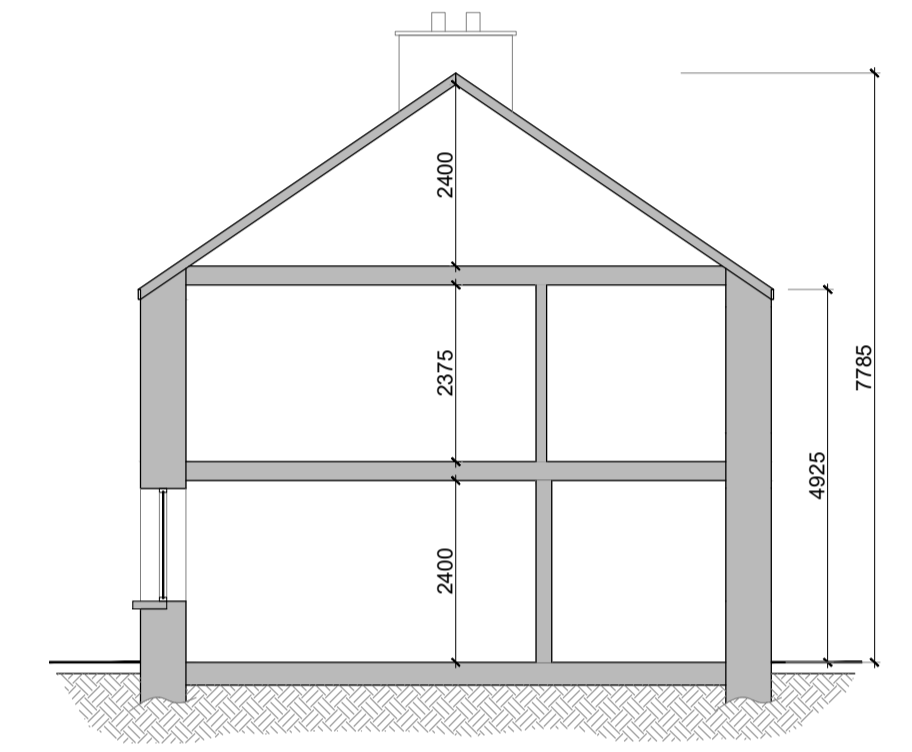
PROPOSED FRONT ELEVATION - NorthEast  
Scale: 1:100



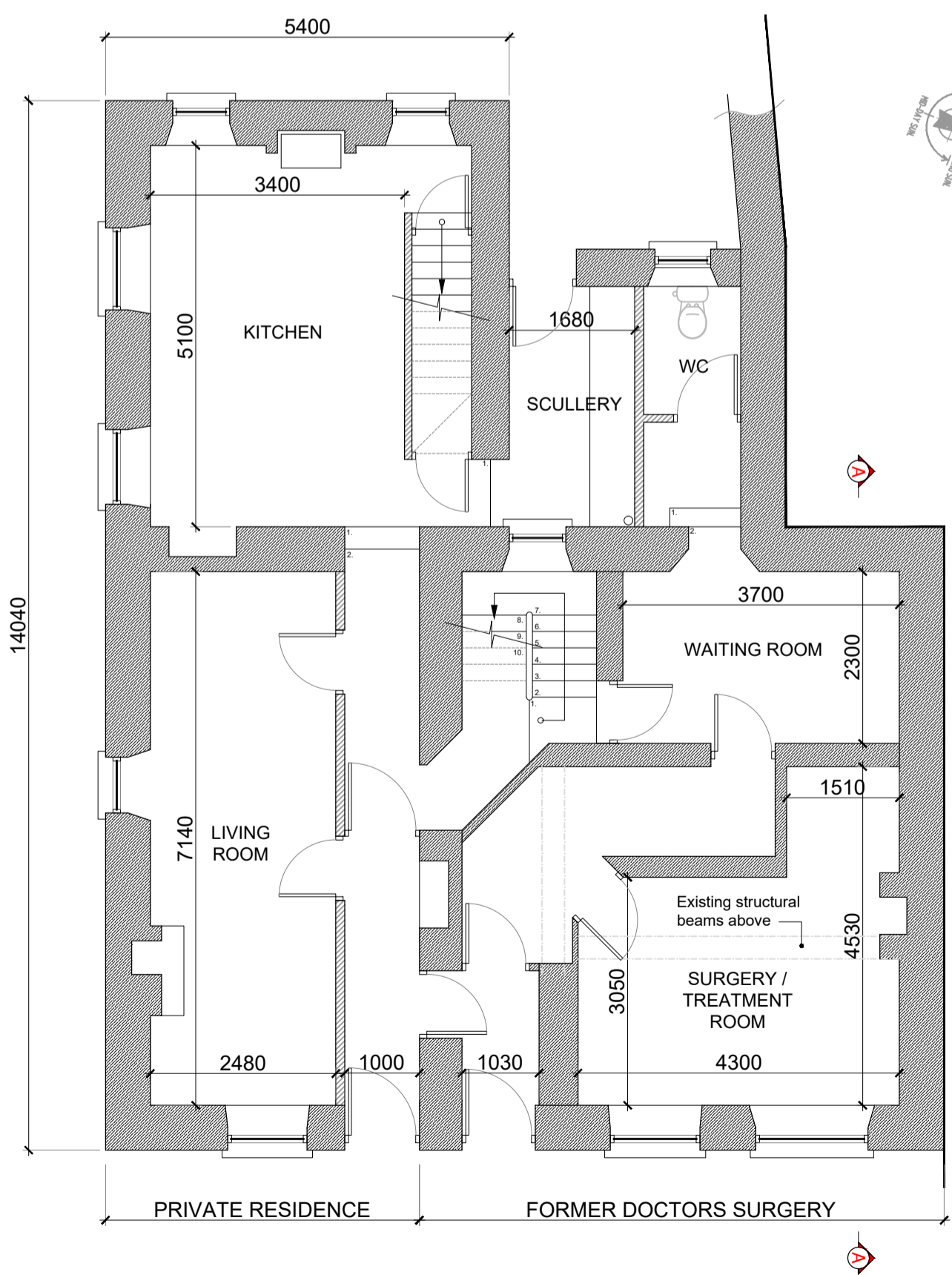
PROPOSED SIDE ELEVATION - SouthEast  
Scale: 1:100



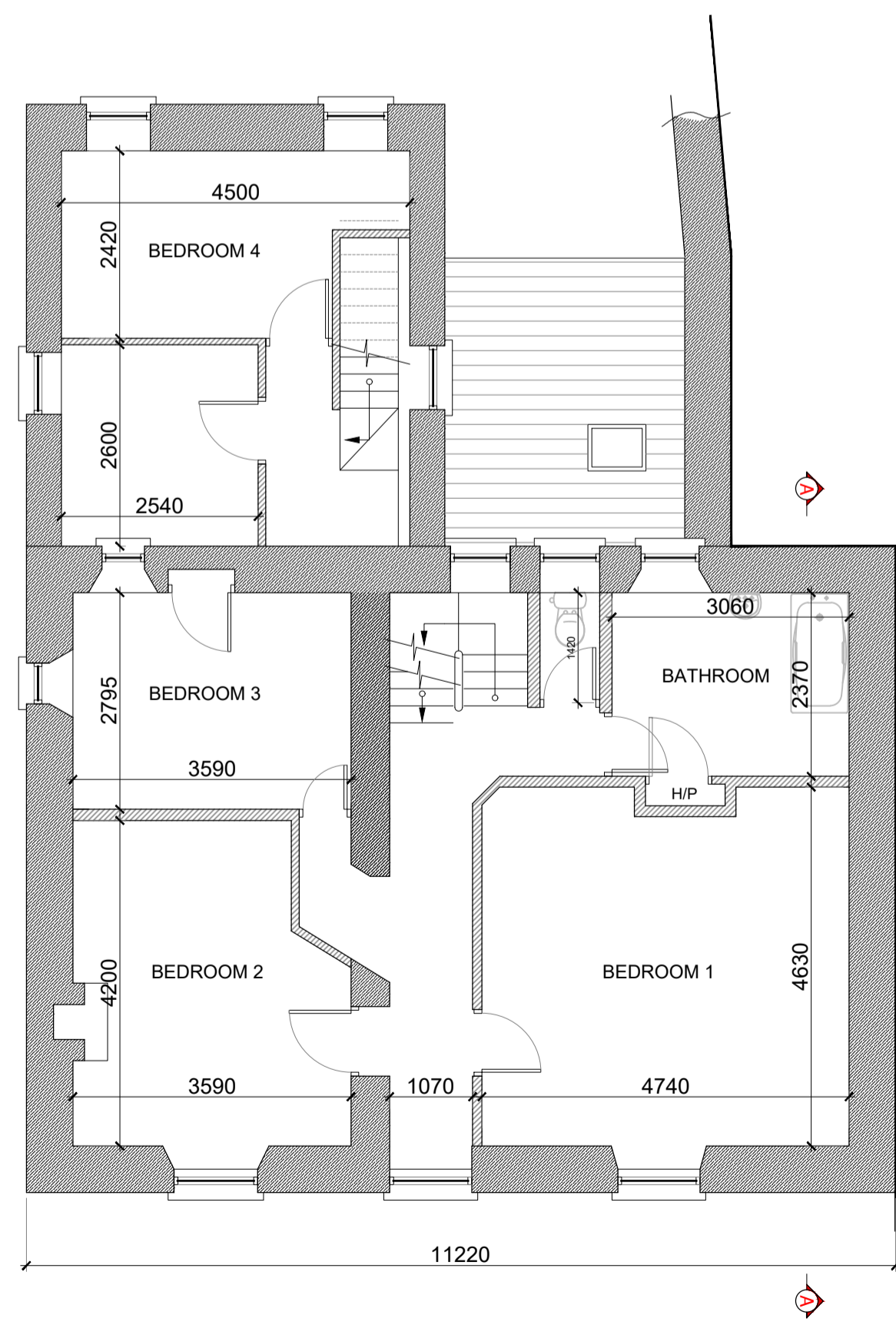
PROPOSED REAR ELEVATION - SouthWest  
Scale: 1:100



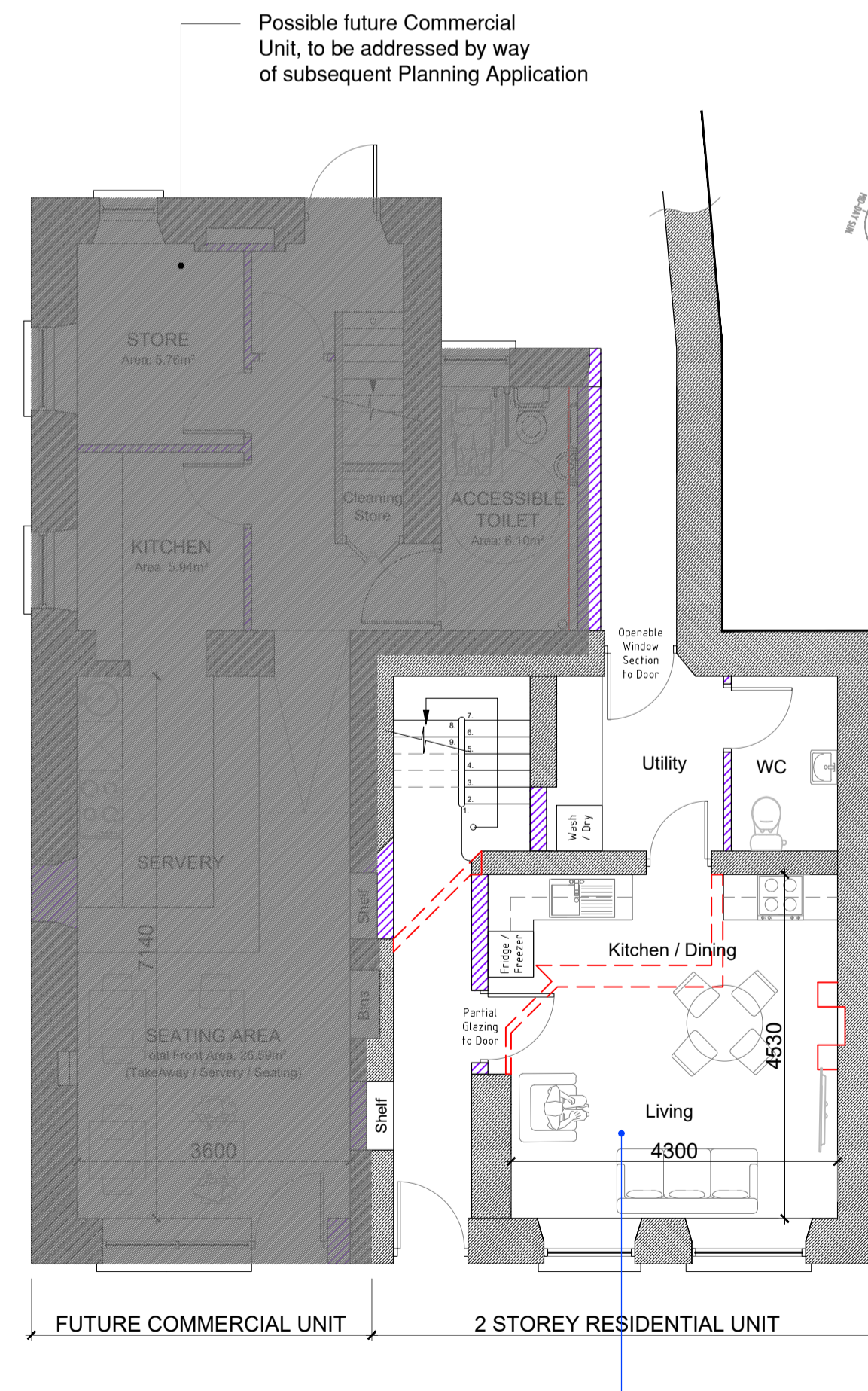
PROPOSED SECTION A - A  
Scale: 1:100



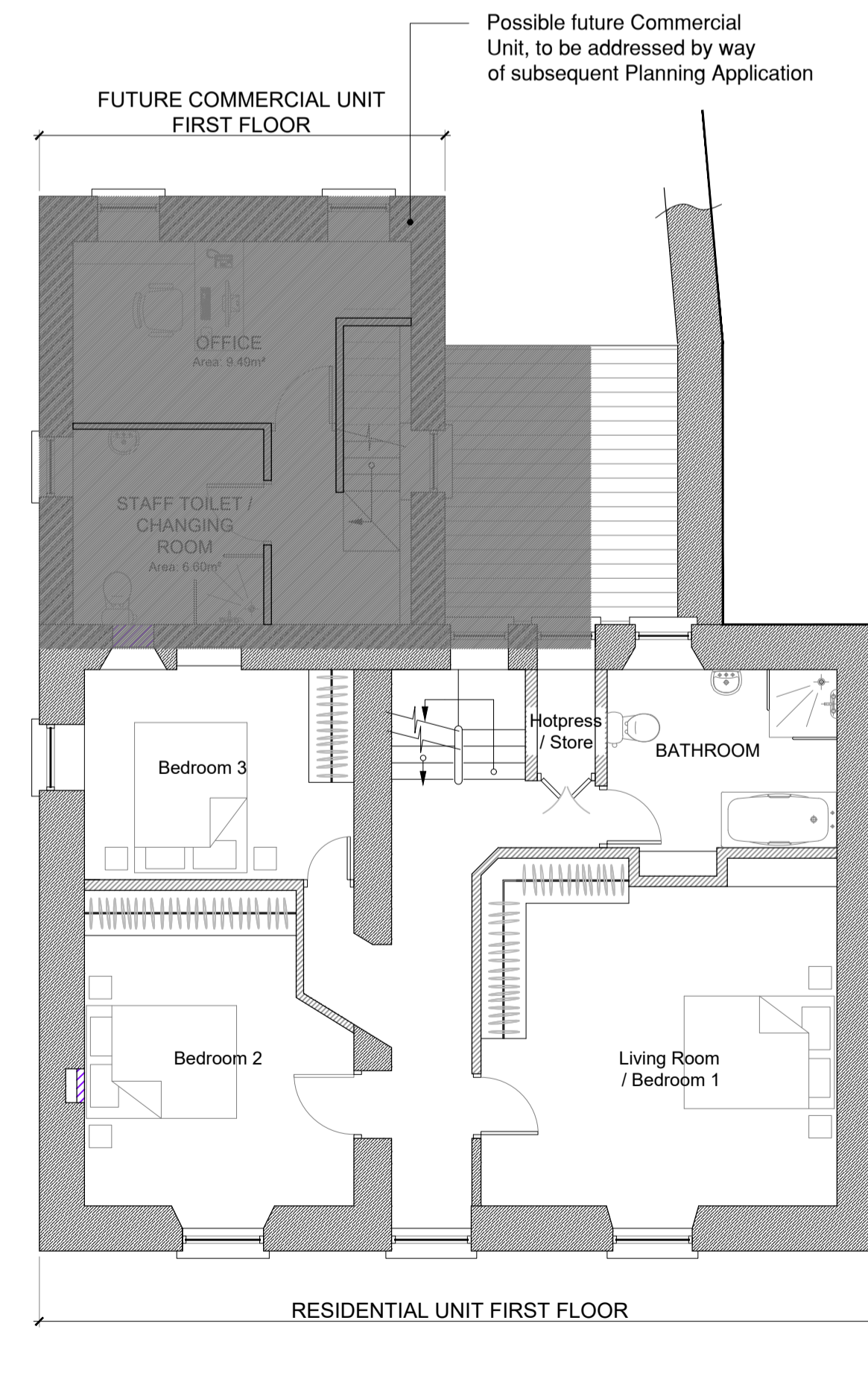
EXISTING GROUND FLOOR PLAN  
Scale: 1:75  
Area: 104.86 m<sup>2</sup> / 1128.70 sq. ft



EXISTING FIRST FLOOR PLAN  
Scale: 1:75  
Area: 86.33 m<sup>2</sup> / 929.24 sq. ft



PROPOSED GROUND FLOOR PLAN  
Scale: 1:75  
Area: 104.86 m<sup>2</sup> / 1128.70 sq. ft



PROPOSED FIRST FLOOR PLAN  
Scale: 1:75  
Area: 86.33 m<sup>2</sup> / 929.24 sq. ft

- Existing Walls / Structure - Stone
- Existing Walls / Structure
- Proposed Walls / Structure
- Proposed Demolition

Schedule of Areas	m <sup>2</sup>	sq. ft
Existing Ground Floor	104.86	1128.70
Existing First Floor	86.33	929.24
<b>Total Existing</b>	<b>191.19</b>	<b>2057.94</b>
Proposed Ground Floor	40.46	435.50
Proposed First Floor	66.00	710.41
<b>Total Proposed</b>	<b>106.46</b>	<b>1145.91</b>

**Michael Friel Architects & Surveyors Ltd.**  
Creeslough, Co. Donegal.  
Tel - 074 91 38814  
Mob - 087 2869 658  
E-mail: michael@mfriearchitects.ie

**Job Title:**  
Proposed Change of Use & Refurbishment of Former Doctors Surgery at Main Street, Milford, Co. Donegal

**Client:**  
Kashmir Kaur

**Drawing Title:**  
EXISTING & PROPOSED FLOOR PLANS, SECTIONS & ELEVATIONS

<b>Scale:</b> as shown @ A1	<b>Date:</b> October - 2025
<b>Job No.</b> 25...	<b>Drawing No.</b> 203-PL

**RIAI** Registered Architect **Architect Accredited in Conservation** **PSQP Accreditation**  
2025 **G3** **P**



**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:** michael@mfielarchitects.ie

**Our Ref: S526/07**

27<sup>th</sup> January, 2026

Kashmir Kaur  
C/o Michael Friel Architects  
Creelough  
Co Donegal

**Re: Application to determine if proposed change of use of formers Doctors Surgery at ground floor level to two storey residential unit incorporating existing ground & first floors at Main Street, Milford, Co Donegal, F92 NDR0 is “exempted development” or not.**

A Chara,

I wish to acknowledge receipt of your application received on 23<sup>rd</sup> January 2026 in relation to the above.

Yours sincerely,

*Martina Parke*

Donegal County Council  
Planning Services



**From:** [CARMEL KELLY](#) on behalf of [planning mailbox](#)  
**To:** [MARTINA PARKE \(PLANNING\)](#)  
**Subject:** FW: Section 5 application for Kashmir Kaur, Milford. S526/05 refers  
**Date:** 19 February 2026 15:06:04

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Just attach this to the electronic file.

The rec. is done for the section 5 and will issue today.

Thanks

Leona

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**From:** Seamus (M Friel Architects) <[seamus@mfielarchitects.ie](mailto:seamus@mfielarchitects.ie)>  
**Sent:** 18 February 2026 12:48  
**To:** planning mailbox <[Planning@Donegalcoco.ie](mailto:Planning@Donegalcoco.ie)>  
**Cc:** LEONA FINLAY <[lfinlay@Donegalcoco.ie](mailto:lfinlay@Donegalcoco.ie)>  
**Subject:** Section 5 application for Kashmir Kaur, Milford.

**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 Leona,

I refer to the Section 5 application which we made for Kashmir Kaur, for a property previously used as a doctors surgery at Milford, Co. Donegal, which is now intended to be used as a residential dwelling.

I attach for you a Circular which was sent to all Planning Authorities from the Department of Housing, Local Government and Heritage which outlines that all properties which have previously been used as a commercial premises are exempt from the requirement to obtain planning permission in respect of the change of use of vacant commercial premises to facilitate the productive re-use of qualifying vacant commercial buildings as homes and are treated as exempt developments.

The attached is self-explanatory and should allow for a positive decision to be arrived at in regards to the Section 5 application which we have made for Kashmir Kaur.

A Point of note is that it is intended that a Vacant property grant is applied for in respect to this property and a declaration of exempt development is required so as to ensure compliance.

I trust that the attached and above are satisfactory and look forward to hearing from you in due course.

Regards,

Seamus.

**Seamus O Domhnaill,  
Michael Friel Architects & Surveyors.  
Tel: 086 316 2379  
Tel: 074 91 38814**



## **SECTION 5 REFERRAL REPORT – Ref. No: S5 26/07**

### **1.0 BACKGROUND**

#### **1.1 Location:**

The property is located on Main Street, Milford, Co. Donegal.



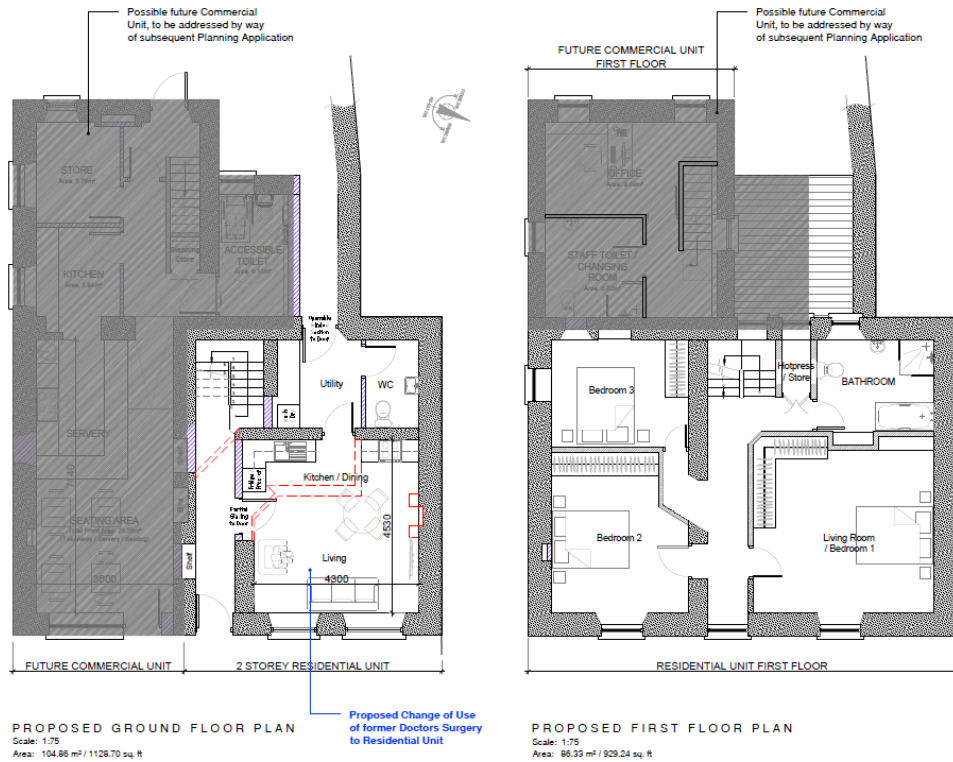
#### **1.2 Planning History:**

File No.	Decision	Address	Description
1950110	Conditional	MAIN STREET MILFORD LETTERKENNY P.O. CO. DONEGAL	(1) CHANGE OF USE OF EXISTING DWELLING HOUSE TO FAST FOOD RESTAURANT & TAKE AWAY, (2) ALTERATIONS TO EXISTING ELEVATIONS/FENESTRATION TO ABOVE MENTIONED DWELLING, (3) CONVERSION OF ADJOINING FORMER DOCTOR'S SURGERY TO COMMERCIAL/RETAIL UNIT, (4) ALTERATIONS TO EXISTING ELEVATIONS/FENESTRATION TO ABOVE MENTIONED FORMER DOCTORS SURGERY, (5) ERECTION OF SIGNAGE TO PROPOSED FAST FOOD & RETAIL/COMMERCIAL UNITS AND (6) CONNECTION TO THE PUBLIC SEWER AND ALL OTHER ASSOCIATED SITE DEVELOPMENT WORKS

#### **1.3 Proposed Development:**

The development the subject of this Section 5 referral relates to:

Proposed change of use of former doctors' surgery at ground floor level to two storey residential unit incorporating existing ground and first floors.



The agent has confirmed via email that the building has been vacant for a period greater than 2 years, citing it has been vacant for 20+ years.

The majority of the proposed works are internal and include proposed internal walls to sub-divide the ground floor.

## 2.0. **THE QUESTION**

2.1 The referrer seeks a declaration of exemption in relation to the above-mentioned change of use.

## 3.0 **EVALUATION**

### 3.1 **Planning and Development Act, 2000 (as amended)**

#### **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 situated ...

"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 4(1)** sets out development which shall be exempted development.

### **Section 177U(9)**

"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 & Development Regulations 2001 (as amended)**

### **Article 10(6)**

(a) In this sub-article-

‘habitable room’ means a room used for living or sleeping purposes but does not include a kitchen that has a floor area of less than 6.5 square metres;

‘relevant period’ means the period from 8 February 2018 until 31 December 2025.

(b) This sub-article relates to a proposed development, during the relevant period, that consists of a change of use to residential use from Class 1,2,3,6 or 12 of Part 4 to Schedule 2

(c) Notwithstanding sub-article (1), where in respect of a proposed development referred to in paragraph (b)-

(i) the structure concerned was completed prior to the making of the Planning and Development (Amendment)(No.2) Regulations 2018.

(ii) the structure concerned has at some time been used for the purpose of its current use class, being Class 1, 2, 3, 6 or 12, and

(iii) the structure concerned, or so much of it that is the subject of the proposed development, has been vacant for a period of 2 years or more immediately prior to the commencement of the proposed development, then the proposed development for residential use, and any related works, shall be exempted development for the purposes of the Act, subject to the conditions and limitations set out in paragraph (d).

(d) (i) The development is commenced and completed during the relevant period.

(ii) Subject to sub-paragraph (iii), any related works, including works as may be required to comply with sub-paragraph (vii), shall-

(I) primarily affect the interior of the structure,

(II) retain 50 per cent or more of the existing external fabric of the building, and

(III) not materially affect the external appearance of the structure so as to render its appearance of the structure so as to render its appearance inconsistent with the character of the structure or of neighbouring structures.

(iii) Any related works for the alteration of existing ground floor shop fronts shall be consistent with the fenestration details and architectural and streetscape character of the remainder of the structure or of neighbouring structures.

(iv) No development shall consist of or comprise the carrying out of works to the ground floor area of any structure which conflicts with any objective of the relevant local authority development plan or local area plan, pursuant to the Part 1 of the First Schedule to the Act, for such to remain in retail use, with the exception of any works the purpose of which is to solely provide on street access to the upper floors of the structure concerned.

(v) No development shall consist of or comprise the carrying out of works which exceeds the provision of more than 9 residential units in any structure.

(vi) Dwelling floor areas and storage spaces shall comply with the minimum floor area requirements and minimum storage space requirements of the “Sustainable Urban Housing: Design Standards for New Apartments- Guidelines for Planning Authorities” issued under section 28 of the Act or any subsequent updated or replacement guidelines.

(vii) Rooms for use, or intended for use, as habitable rooms shall have adequate natural lighting.

(viii) No development shall consist of or comprise the carrying out of works to a protected structure, as defined in section 2 of the Act, save where the relevant planning authority has issued a declaration under section 57 of the Act to the effect that the proposed works would not materially affect the character of the structure or any element, referred to in section 57(1)(b) of the Act, of the structure.

(ix) No development shall contravene a condition attached to a permission under the Act or be inconsistent with any use specified or included in such a permission.

(x) No development shall relate to any structure in any of the following areas:

(I) an area to which a special amenity area order relates;

(II) an area of special planning control;

(III) within the relevant perimeter distance area, as set out in Table 2 of Schedule 8, of any type of establishment to which the Major Accident Regulations apply.

(xi) No development shall relate to matters in respect of which any of the restrictions set out in sub-paragraph (iv), (vii), (viiA), (viiB), (viiC), (viii) or (ix) of article 9(1)(a), or paragraph (c) or (d) of article (9)(1), would apply.

(xii) No development shall consist of or comprise the carrying out of works for the provision of an onsite wastewater treatment and disposal system to which the code of practice made by the Environmental Protection Agency pursuant to section 76 of the Environmental Protection Agency Act 1992 relates and entitled Code of Practice – Wastewater Treatment and Disposal Systems Serving Single Houses together with any amendment to that Code or any replacement for it.

(e) (i) Where a person proposes to undertake development to which paragraph (b) relates, then he or she shall in the case of development relating to Class 1, 2, 3, 6 or 12 of Part 4 to Schedule 2, notify in writing the planning authority in those functional area that the change of use will occur not less than 14 days prior to the commencement of the works related to the proposed change of use and any related works;

(ii) Details of each notification under subparagraph (i), which shall include information on-

- (I) the location of the structure,
- (II) the number of residential units involved, including the unit sizes and number of bedrooms in each unit, and
- (III) the Eircode for the relevant property,

shall be entered in a record by the planning authority maintained for this purpose and the record shall be available for inspection at the offices of the planning authority during office hours and on the planning authority's website.

(iii) During the years 2019, 2020, 2021, 2022, 2023, 2024, 2025 and 2026 each planning authority shall provide information to the Minister on the number of notifications received by it under this paragraph during the preceding calendar year, including details of the information so received for the purposes of subparagraph (ii).

## **Part 4 Exempted development – Classes of Use**

### **Class 8**

Use-

(a) as a health centre or clinic or for the provision of any medical or health services (but not the use of the house of a consultant or practitioner, or any building attached to the house or within the curtilage thereof, for that purpose),

#### **4.0. ASSESSMENT**

##### **4.1 Is or is not development**

Having regard to sections 2 and 3 of the Planning and Development Act 2000, as amended the change of use from a doctor's surgery to a residential use constitutes development.

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

(i) Article 10(6) of the Planning & Development Regulations 2001 (as amended) provides for exempted development in respect of change of use from certain vacant commercial properties to residential use, subject to conditions and limitations. Although not stated on the application form, the applicant would appear to be attempting to avail of this exemption.

(ii) A doctors surgery falls under use Class 8 of Part 4 of Schedule 2 of the Planning and Development Regulations 2001, as amended. The former use therefore does not fall within any of the use classes specified under Article 10(6)(b).

(iii) Regard has also been had to Section 177U(9) of the Planning and Development Act 2000 (as amended), and having regard to the nature, scale and location of the proposal, it is considered that screening for Appropriate Assessment is not required.

#### **5.0 RECOMMENDATION**

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

**IS Development**

&

**IS NOT Exempted Development**

**WITHIN THE MEANING OF THE ABOVE ACT**

**The proposal for:**

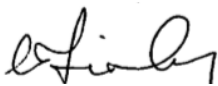
- Proposed change of use of former doctors' surgery at ground floor level to two storey residential unit incorporating existing ground and first floors.

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

Section 3, 4 and 177U of the Planning and Development Act, 2000 (as amended) and Article 10(6) of the Planning & 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 NOT EXEMPTED DEVELOPMENT, as it does not come within the scope of Article 10(6) of the Planning and Development Regulations 2001 (as amended).



---

Assistant Planner  
Development Applications Unit  
19/02/2026



---

Frank Sweeney  
Senior Executive Planner  
Community Development & Planning Services  
19/02/2026

**Chief Executive's Order No: 2026PH0500**

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

**SECTION 5:-**

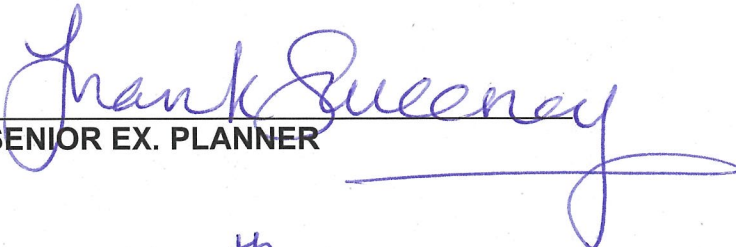
Request received 23<sup>rd</sup> January 2026 from Kashmir Kaur, C/o Michael Friel Architects & Surveyors Ltd., Creeslough, Co. Donegal, F92 TF60 in relation to the change of use of former doctors surgery at ground floor level to two storey residential unit incorporating existing ground and first floors at Main Street, Milford, Co. Donegal, F92 NDR0.

**SUBMITTED:-**

Written request received 23<sup>rd</sup> January 2026 as above and report dated 19<sup>th</sup> February 2026 from the Assistant Planner (Ref. No: S5 26/07 refers).

**ORDER:-**

Having considered the said request, the report of the Assistant 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 EX. PLANNER**

DATED THIS 19<sup>th</sup> DAY OF FEBRUARY 2026



Chief Executive's Order No: 2026PH0500

Ref.No: S5 26/07

SCHEDULE

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

**IS** Development

**IS** Not Exempted Development

**WITHIN THE MEANING OF THE ABOVE ACT**

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

- Section 3, 4 and 177U of the Planning and Development Act, 2000 (as amended) and
- Article 10(6) of the Planning & 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 NOT EXEMPTED DEVELOPMENT**, as it does not come within the scope of Article 10(6) of the Planning and Development Regulations 2001 (as amended).

JS 19/02



**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

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

**Ref. No:** S526/07

19<sup>th</sup> February 2026

Kashmir Kaur,  
C/o Michael Friel Architects & Surveyors Ltd.,  
Creeslough,  
Co. Donegal,  
F92 TF60

**Re: Change of use of former doctors surgery at ground floor level to two storey residential unit incorporating existing ground and first floors at Main Street, Milford, Co. Donegal, F92 NDR0.**

A Chara,

I refer to your request received on 23<sup>rd</sup> January 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 Coimisiún within 4 weeks of the date of issuing of the Declaration.

Mise, le meas,

**For Senior Ex. Planner  
Planning Services**

/jp

**Planning and Development Acts, 2000 (as amended)**  
**(Declaration and Referral on Development and Exempted Development)**

**DECLARATION**

**Chief Executive's Order No:** 2026PH0500

**Reference No:** S526/07

**Name of Requester:** Kashmir Kaur,  
C/o Michael Friel Architects & Surveyors Ltd.,  
Creeslough,  
Co. Donegal,  
F92 TF60

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

Change of use of former doctors' surgery at ground floor level to two storey residential unit incorporating existing ground and first floors

**Location:** Main Street, Milford, Co. Donegal, F92 NDR0

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

**IS** Development

**IS** Not Exempted Development

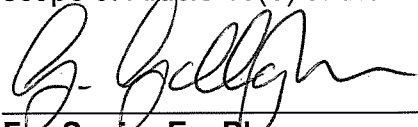
**WITHIN THE MEANING OF THE ABOVE ACT**

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

- Section 3, 4 and 177U of the Planning and Development Act, 2000 (as amended) and
- Article 10(6) of the Planning & 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 NOT EXEMPTED DEVELOPMENT**, as it does not come within the scope of Article 10(6) of the Planning and Development Regulations 2001 (as amended).



\_\_\_\_\_  
**For Senior Ex. Planner**  
**Planning Services**

**Dated this 19<sup>th</sup> day of February 2026**