

**ROSCOMMON COUNTY COUNCIL**

**PLANNING AND DEVELOPMENT ACT, 2000 (as amended)**

**SECTION 5 - DECLARATION ON DEVELOPMENT AND EXEMPTED DEVELOPMENT**

**NOTIFICATION OF DECISION**

**REGISTERED POST**

Argina Mining Experience Co Ltd,  
Dereenavoggy,  
Argina,  
Co. Roscommon.  
N41 YP78

Reference Number: DED 794  
Application Received: 4<sup>th</sup> November 2024  
Name of Applicant: Argina Mining Experience Co Ltd  
Agent: N/A

**WHEREAS** a question has arisen as to whether the refurbishment and updating of existing exhibition space (updating media content) at Argina Mining Experience, Dereenavoggy, Argina, Co. Roscommon., is or is not development and is or is not exempted development:

**AND WHEREAS** Roscommon County Council, in considering this application, had regard particularly to:

- (a) Sections 2, 3, 4 and 5 of the Planning and Development Act, 2000, as amended.
- (b) Articles 6, 9 and 10 of the Planning and Development Regulations, 2001, as amended.
- (c) The record forwarded to Roscommon County Council in accordance with subsection (6)(c) of Section 5 of the Planning and Development Acts 2000 as amended.
- (d) The planning history of the site.

**AND WHEREAS** Roscommon County Council has concluded that:

- (a) The works outlined above are development.
- (b) The proposed to refurbish & update existing exhibition space (update media content) as described in this case is an exempted development.
- (c) The proposed works fall within the provisions of Section 4(1)(h) of the Planning & Development Act 2000 as amended, which provides as follows:  
*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;*
- (d) The proposed development individually and in combination with other plans or projects would not be likely to have a significant effect on any European site and that the requirement for AA or EIAR does not apply with respect to the current case.

**NOW THEREFORE:**

By virtue of the powers vested in me by the Local Government Acts 1925 – 2024 and Section 5(2)(a) of the Planning and Development Act 2000 (as amended) and having considered the various submissions and reports in connection with the application described above, it is hereby declared that the said development to refurbish & update existing exhibition space (update media content) at Argina Mining Experience, Dereenavoggy, Argina, Co. Roscommon., is development that is **exempted development** as defined within the Planning and Development Act 2000 (as amended) and associated Regulations.

Signed on behalf of the Council:



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Alan O'Connell,  
Senior Executive Planner,  
Planning.

Date: 18<sup>th</sup> December 2024

**ADVICE NOTE**

Any person issued with a Declaration under Section 5 of the Planning and Development Act, 2000 (as amended) may, on payment to An Bord Pleanála of the prescribed fee, refer a Declaration for review within 4 weeks of the date of the issuing of the Declaration.

## Carmel Curley

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**From:** Carmel Curley  
**Sent:** Thursday 19 December 2024 08:32  
**To:** valerie@arignaminingexperience.ie  
**Subject:** DED794 - Notification of Decision  
**Attachments:** DED794 - Notification of Decision.pdf

Hi Valerie,

Please find attached Notification of Decision for the Section 5 Application submitted. Please note that a hard copy will be issued via registered post.

Wishing you a very Happy Christmas & all the best of 2025.

Kind Regards,

Carmel

**Carmel Curley, Assistant Staff Officer,  
Planning Department, Roscommon County Council,  
Aras an Chontae, Roscommon, Co. Roscommon, F42 VR98  
☎: (090) 6637100**

✉: [planning@roscommoncoco.ie](mailto:planning@roscommoncoco.ie) | 🌐 [www.roscommoncoco.ie](http://www.roscommoncoco.ie)

MAP LOCATION



**Planner's Report on application under  
Section 5 of the Planning and Development Act 2000 (as amended)**

<b>Reference Number:</b>	DED 794
<b>Re:</b>	Application for a Declaration under Section 5 of the Planning & Development Act, 2000, as amended, regarding Exempted Development to refurbish & update existing exhibition space (update media content).
<b>Name of Applicant:</b>	Argina Mining Experience Co Ltd
<b>Location of Development:</b>	Argina Mining Experience, Dereenavoggy, Argina, Co. Roscommon
<b>Site Visit:</b>	17/12/2024

**WHEREAS a question has arisen as to whether the following works; to refurbish & update existing exhibition space (update media content) at the above address is or is not development and is or is not exempted development.**

I have considered this question, and I have had regard particularly to –

- (a) Sections 2, 3, 4 and 5 of the Planning and Development Act, 2000, as amended
- (b) Articles 6, 9 and 10 of the Planning and Development Regulations, 2001, as amended
- (c) The record forwarded to Roscommon County Council in accordance with subsection (6)(c) of Section 5 of the Planning and Development Acts 2000 as amended.
- (d) The planning history of the site

**Site Location & Development Description**

The property is a single story building with a hip and valley style slate roof at Argina Mining Experience Co. Roscommon. The building is accessed off the L-1004 road in Arigna. The proposed development consists of the refurbishment and updating of existing internal exhibition space, no external works are proposed.

There are no European designated sites in, adjoining or in close proximity to the subject site. There is no known heritage related sites/structures in very close proximity to the subject site, as per the Roscommon County Council GIS.

**Archaeological and Cultural Heritage**

No RMP recorded in the likely zone of influence of the proposed development. No Protected structures or structures listed in the National Inventory of Architectural Heritage the likely zone of influence of the proposed development.

**Appropriate Assessment**

The closest European site to the site of the proposed development are Kilronan Mountain Bog NHA (Site Code 000617) which is located circa 0.3km to the west of the subject site.

Having regard to the separation distance between the site and the closest Natura 2000 site and the nature of the proposal, there is no real likelihood of significant effects on the conservation objectives of these or other European sites arising from the proposed development. The need for further Appropriate Assessment, therefore, be excluded.

## Planning History

As per the Roscommon County Council's Planning Registry, recent planning history traced to the site.

- 00/230 - Alterations and extension to existing dwelling and construction of septic tank and percolation area - Conditional
- 11/104 - to construct an extension to Arigna Mining Experience and all associated site works - Withdrawn
- 12/240 - to construct an extension to Arigna Mining Experience Work to improve vehicular access and all associated site works - Refused
- 13/187 - to retain as constructed road junction and layout and PERMISSION to construct an extension to Arigna Mining Experience, connection to public services and all associated site works - Conditional

## Relevant statutory provisions

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

#### Section 2. -(1)

"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. -(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(1) of the Act defines certain types of development as being 'exempted development'. Of potential relevance is section 4(1)(h) which provides as follows:

*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 4 (2) of the Planning and Development Act provides that the Minister, by regulations, provide for any class of development to be exempted development. The principal regulations made under this provision are the Planning and Development Regulations.

### Planning and Development Regulations, 2001 as amended

#### Article 6 (1)

Subject to article 9, development of a class specified in column 1 of Part 3 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 3 opposite the mention of that class in the said column 1.

Article 9 (1) applies;

Development to which article 6 relates shall not be exempted development for the purposes of the Act

viiB) comprise development in relation to which a planning authority or an Bord Pleanála is the competent authority in relation to appropriate assessment and the development would require an appropriate assessment because it would be likely to have a significant effect on the integrity of a European site,

### **Assessment**

In accordance with the Planning and Development Act, 2000 Section 3. (1) development is defined as the following: "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". The proposed development is considered to be the carrying out of works. Works are defined in the Act as; "works" includes any act or operation of construction, excavation, demolition, extension, alteration, repair or renewal and, in relation to a protected structure....". It is considered that said works constitute development, as defined in Section 3 of the said Act.

The proposal to refurbish & update existing exhibition space (update media content). These works have considered in the context of Section 4 (1)(h) of the Act, 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. The proposed works are deemed an exempt development.

With Regard to Article 9 (1)(a) of the Planning and Development Regulations it is reasonable to conclude, on the basis of the information available, that the proposed development individually and in combination with other plans or projects would not be likely to have a significant effect on any European site and that the need for AA does not apply with respect to the current case.

I am satisfied that an Environmental Impact Statement or Appropriate Assessment are not required. It should be noted that any development for which Environmental Impact Assessment or Appropriate Assessment is required shall not be exempted development unless specifically exempted in regulations where there is provision in other legislation for the carrying out of EIA or AA. In addition, the restrictions on exemption Art 9 (1)(a) (viiB) exclude development which would otherwise be exempted development under these regulations where an AA is required.

## Recommendation

**WHEREAS a question has arisen as to whether a proposed development;** to refurbish & update existing exhibition space (update media content) as outlined above at Argina Mining Experience, Dereenavoggy, Argina, Co. Roscommon is or is not development and is or is not exempted development, I have considered this question, and I have had regard particularly to –

- (a) Sections 2, 3, 4 and 5 of the Planning and Development Act, 2000, as amended
- (b) Articles 6, 9 and 10 of the Planning and Development Regulations, 2001, as amended
- (c) The record forwarded to Roscommon County Council in accordance with subsection (6)(c) of Section 5 of the Planning and Development Acts 2000 as amended.
- (d) The planning history of the site

### AND WHEREAS I have concluded that

- The works outlined above are development.
- The proposed to refurbish & update existing exhibition space (update media content) as described in this case is an exempted development.
- The proposed works fall within the provisions of Section 4(1)(h) of the Planning & Development Act 2000 as amended, which provides as follows:

*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;*

- The proposed development individually and in combination with other plans or projects would not be likely to have a significant effect on any European site and that the requirement for AA or EIAR does not apply with respect to the current case.

**AND WHEREAS** I have concluded that the said development to refurbish & update existing exhibition space (update media content) as outlined above at Argina Mining Experience, Dereenavoggy, Argina, Co. Roscommon, is an exempt development and I recommend that a declaration to that effect should be issued to the applicant.

Signed:



Date: 18<sup>th</sup> December 2024

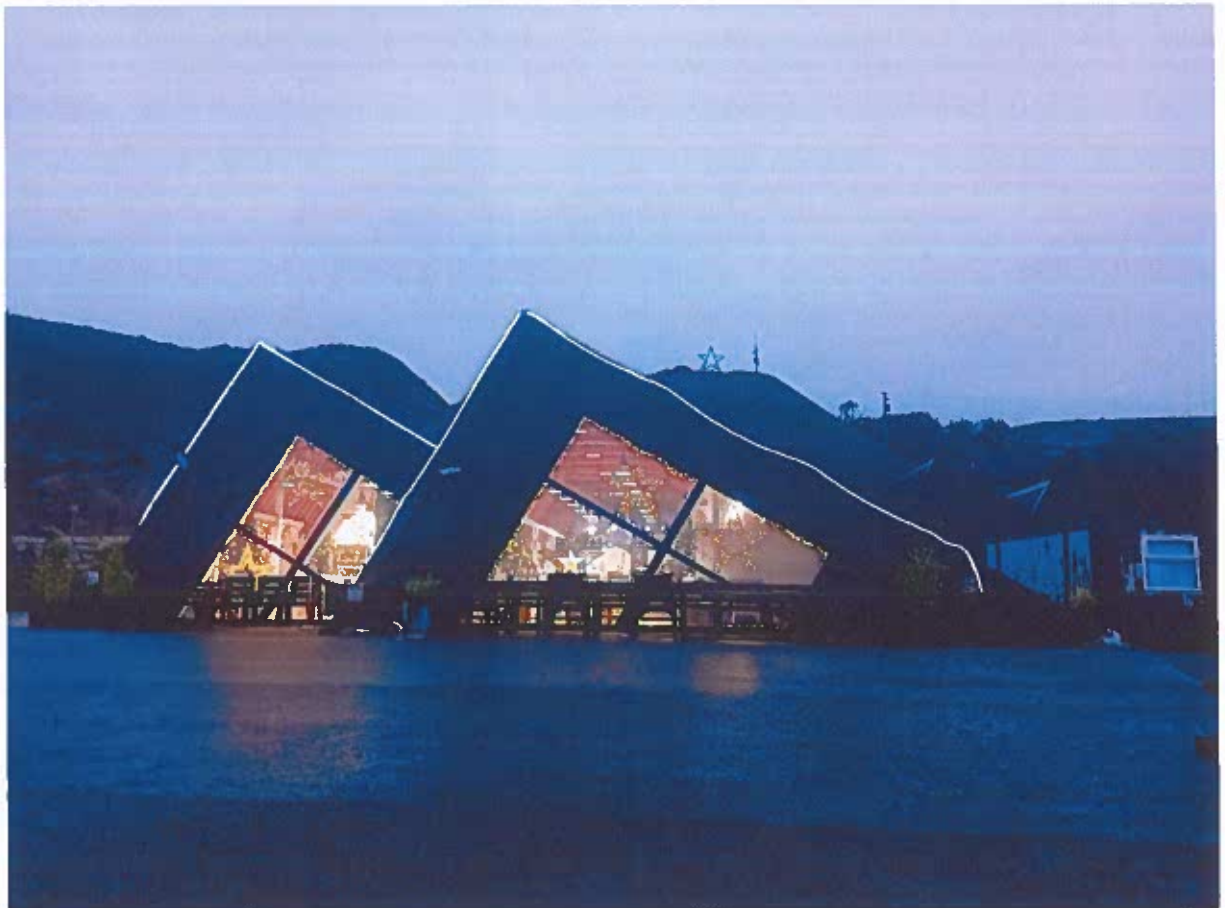
Civil Technician

Signed:



Date: 18<sup>th</sup> December 2024

Senior Executive Planner









Comhairle Contae  
Ros Comáin  
Roscommon  
County Council



Argina Mining Experience Co Ltd,  
Dereenavoggy,  
Argina,  
Co. Roscommon.  
N41 YP78.

Date: 5<sup>th</sup> November 2024  
Planning Reference: DED 794

Re: Application for a Declaration under Section 5 of the Planning & Development Act 2000  
(as amended), regarding Exempted Development.  
Development: Permission to refurbish & update existing exhibition space (update media content) under  
the Planning & Development Act (Exempt Development) Regulations 2018 at Argina  
Mining Experience, Dereenavoggy, Argina, Co. Roscommon.

\*\*\*\*\*

A Chara,

I wish to acknowledge receipt of your application which was received on the 4<sup>th</sup> November 2024, for a Declaration under Section 5 of the Planning & Development Act 2000 (as amended), regarding Exempted Development along with the appropriate fee in the sum of €80.00, Receipt No. L01/0/231385 dated 5<sup>th</sup> November 2024, receipt enclosed herewith.

**Note:** Please note your Planning Reference No. is **DED 794**  
This should be quoted in all correspondence and telephone queries.

Mise le meas,

  
Alan O'Connell  
A/Senior Planner,  
Planning Department.

Roscommon County Council  
Aras an Chontae  
Roscommon  
09086 37100

05/11/2024 11:57 04

Receipt No : L01/0/231385

ARIGNA MINING EXPERIENCE CO LTD  
ARIGNA  
CO. ROSCOMMON  
EXEMPTED DEVELOPMENT

PLANNING APPLICATION FEES	80 00
GOODS	80 00
VAT Exempt/Non-vatable	
DED 784	

Total : 80 00 EUR

Tendered : 80.00  
Cheque  
7787

Change : 0 00

Issued By : Louis Carroll  
From : Central Cash Office



Comhairle Contae  
Ros Comáin  
Roscommon  
County Council



Áras an Chontae,  
Roscommon,  
Co. Roscommon.

Phone: (090) 6637100

Email: [planning@roscommoncoco.ie](mailto:planning@roscommoncoco.ie)

## **Roscommon County Council**

### **Application for a Declaration under Section 5 of the**

### **Planning & Development Act 2000 (as amended), regarding Exempted Development**

Name of Applicant(s)	Arigna Mining Experience Co. Ltd
Name of Agent	Arigna Mining Experience Co. Ltd
Nature of Proposed Works	Arigna Mining Experience hope to refurbish & update the existing exhibition space- the size of the space will remain the same but new interactive media and digital technologies will be installed.
Location & Address of Subject Property to include, Eircode (where applicable), Townland & O.S No.	Dereenavoggy, Arigna, Co. Roscommon N41YP78
Floor Area: a) Existing Structure b) Proposed Structure	a) <u>60 sq meters</u> b) <u>60 sq meters</u>
Height above ground level:	Level entry from the front door.
Total area of private open space remaining after completion of this development	No change to existing open space.
Roofing Material (Slates, Tiles, other) (Specify)	Existing Building is made from Kingspan Cladding. This project will not alter the roofing structure of the existing building.

## Roscommon County Council



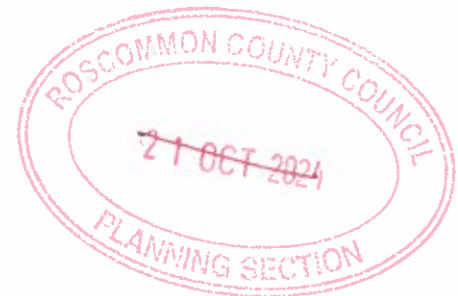
### Application for a Declaration under Section 5 of the

Proposed external walling (plaster, stonework, brick or other finish, giving colour)	N/A – No walls being added
Is proposed works located at front/rear/side of existing house.	Within existing building. Proposed project will not alter the internal or external structure of the building.
Has an application been made previously for this site	N/A
If yes give ref. number (include full details of existing extension, if any)	N/A
Existing use of land or structure	Visitor Centre- Museum
Proposed use of land or structure	Visitor Centre- Museum
Distance of proposed building line from edge of roadway	N/A
Does the proposed development involve the provision of a piped water supply	No
Does the proposed development involve the provision of sanitary facilities	No

### Planning & Development Act 2000 (as amended), regarding Exempted Development

Signature: Valerie Shenson

Date: 17<sup>th</sup> Oct '24



**Note:** This application must be accompanied by: -

- (a) €80 fee
- (b) Site Location map to a scale of 1:2500 clearly identifying the location
- (c) Site Layout plan to the scale of 1:500 indicating exact location of proposed development
- (d) Detailed specification of development proposed



### AME Exhibition Space: Photos and Measurements

Exhibition area- pictured below—measures approximately 30 feet (9m) in length and 20 feet (6m) in width for a total area of approximately 60 sq meters.

The 'exhibition area/space' is referring to the area enclosed by the wooden poles in the front and grates along its length as seen in picture 1 below. The proposed project does not alter any structural elements in the building (walls, roofs, floors, plumbing). We are replacing and refurbishing media elements *within* the existing exhibition area and installing computer/digital interactive museum displays.



Space to be  
refurbished is  
area enclosed  
behind wooden  
poles

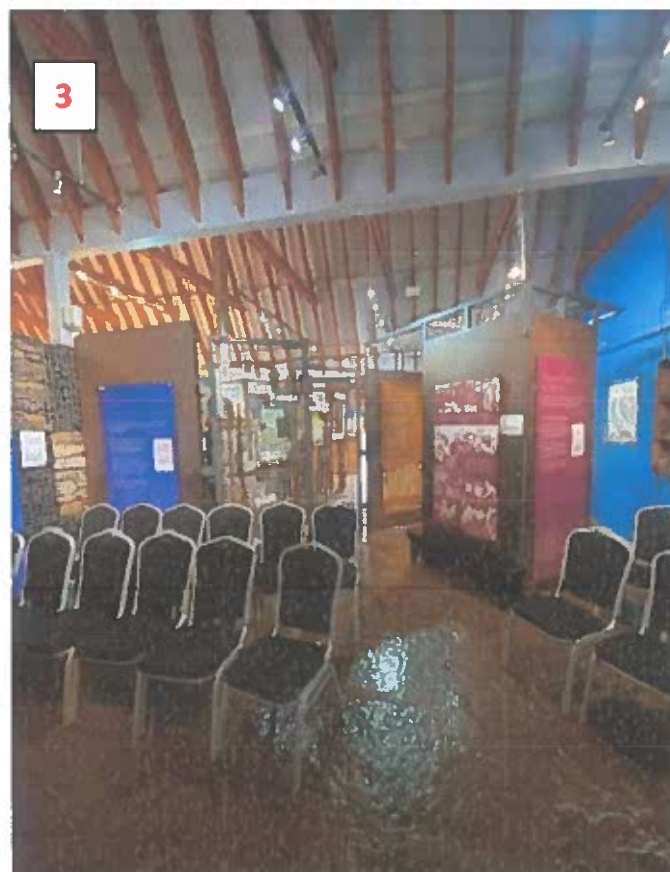
The media content within the current exhibition space is mostly in the form of information panels (picture 2, label A) and artefacts on display on metal cages/grates (see picture 2, label B). The goal of the proposed project is to digitize Arigna's heritage through the implementation of technologies, like virtual reality, AI, interactive displays, multi-sensory tactile based exhibits, and web-based platforms in order to make the information accessible to all visitors regardless of background, language, and ability. In terms of physical renovation, we are planning to remove the information panels and rearrange if not remove the metal cages in order to make room for new exhibits/displays, some computer based, some will be tactile based and repurpose/re-use some of the artefacts we currently have on display.

We are submitting this application for planning exemption because it is a required document for an application Arigna Mining Experience is making for funding under the EU Just Transition Fund Investment Grant Aid Scheme for Private and Community SME's. Since we are seeking funding in order to be able to undertake this project, we do not have a complete design of the exact equipment going into the new exhibition space. We were quoted upwards of €7,000 for a design plan and we would need the money from this fund in order to get a comprehensive design for the exhibition space.

**A.**  
information  
panels



**B.**  
Metal display  
cages/racks





ROSCOMMON COUNTY COUNCIL  
21 OCT 2024  
PLANNING SECTION

### AME Exhibition Space: Photos and Measurements

The Exhibition area in the Arigna Mining Experience - pictured below—measures approximately 30 feet (9m) in length and 20 feet (6m) in width for a total area of approximately 60 sq meters.

The 'exhibition area/space' is referring to the area enclosed by the wooden poles in the front and grates along its length as seen in the first picture below. The proposed project does not alter any structural elements in the building (walls, roofs, floors, plumbing). We are replacing and refurbishing media elements *within* the existing exhibition area and installing computer/digital interactives museum displays.



Space to be refurbished is area enclosed behind wooden poles

ROSCOMMON COUNTY COUNCIL  
- 4 NOV 2024  
PLANNING SECTION







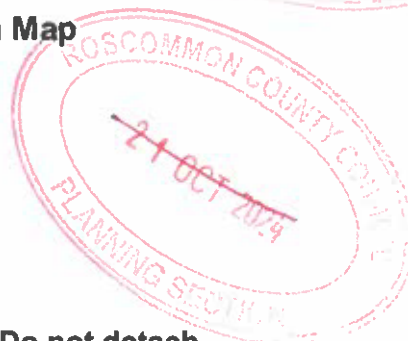
**Tailte  
Éireann**

Clárúchán, Luacháil,  
Suirbhéireacht  
Registration, Valuation,  
Surveying



### Tailte Éireann Special Registration Map

Arigna Mining Experience  
Derrenavoggy  
Arigna  
Roscommon, N41yp78



**This page forms part of the official document. Do not detach.**

**Application Number:** [REDACTED]

**Your Reference:** AME

Special Registration Maps can be ordered and printed at a selection of standard metric scales up to and including 1/500 scale.

Properties on this extract of the Tailte Éireann Registration map that are not highlighted in colour appear to form part of unregistered land.

Hard copy ITM maps which have been enlarged from the original Tailte Éireann Surveying published scale for the area cannot be expected to give a higher degree of accuracy than that of the original scale.

1/5,000 and 1/10,000 scale maps may not be acceptable for registration purposes in hard copy form unless the new property is entirely bounded by Tailte Éireann Surveying detail.



An officer duly authorised by Tailte Éireann



592210 mE, 814340 mN

**Official Tailte Éireann Registration Map**  
This map should be read in conjunction with the folio.

Tailte Éireann (TÉ) Registration mapping is based on TÉ Surveying mapping. Where TÉ Registration maps are printed at a scale that is larger than the TÉ Surveying scale, accuracy is limited to that of the TÉ Surveying map scale.

For details of the terms of use and limitations of scale, accuracy and other conditions relating to Land Registry maps, see [www.tailte.ie](http://www.tailte.ie).

This map incorporates TÉ Surveying map data under a licence from TÉ. Copyright © Tailte Éireann and Government of Ireland.


- (centre-line of parcel(s) edged)
- Freehold
  - Leasehold
  - Subleasehold
  - 'S' Register

(see Section 8(b)(ii) of Registration of Title Act 1964 and Rule 224 & 225 Land Registration Rules 1972 - 2010).

- Burdens** (may not all be represented on map)
- Right of Way / Wayleave
  - Turbary
  - Pipeline
  - Well
  - Pump
  - Septic Tank
  - Soak Pit

A full list of burdens and their symbology can be found at: [www.landdirect.ie](http://www.landdirect.ie)

**Tailte Éireann Registration operates a non-conclusive boundary system.**  
The TÉ Registration map identifies properties not boundaries meaning neither the description of land in a folio nor its identification by reference to a TÉ Registration map is conclusive as to the boundaries or extent. (see Section 85 of the Registration of Title Act, 1964). As inserted by Section 62 of the Registration of Deed and Title Act 2006.

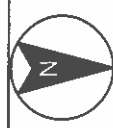
Area of exhibition  
space - marked  
by  within visitor  
centre

592050 mE, 814210 mN

Creation Date: 16 October 2024 09:01:04

Application Number: S2024LR014042V

1:500







**Tailte  
Éireann**

Clárúchán, Luacháil,  
Suirbhéireacht  
Registration, Valuation,  
Surveying



## Tailte Éireann Special Registration Map

Arigna Mining Experience  
Derrenavoggy  
Arigna  
Roscommon, N41yp78

**This page forms part of the official document. Do not detach.**

**Application Number:** [REDACTED]

**Your Reference:** AME

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An officer duly authorised by Tailte Éireann





- 4 NOV 2024

592530 mE, 814600 mN



**Tailte Éireann**

Clárachán, Luacháil,  
Suirbhíreacht,  
Registraithe, Valúation,  
Surveying

### Official Tailte Éireann Registration Map

This map should be read in conjunction with the folio.

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(centre-line of parcel(s) edged)

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(see Section 8(b)(ii) of Registration of Title Act 1964 and Rule 224 & 225 Land Registration Rules 1972 - 2010).

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591730 mE, 813950 mN

Creation Date: 16 October 2024 09:00:52

Application Number: S2024LR014041U

1:2500

