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**APPLICATION TO KILKENNY COUNTY COUNCIL FOR A LICENCE
UNDER SECTION 254 OF THE PLANNING AND DEVELOPMENT
ACT 2000**

1. Name of Applicant(s)

.....

2. Address of Applicant(s)

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.....

Telephone No.Email address

.....

3. Name Person/Firm by whom
drawings were prepared

Name

Address.....

.....

Telephone No.Email address

4. Name & Address of Agent (if different from 3 above)

.....

.....

Telephone No.Email address.....

5. Name & Address to which any correspondence is to be sent

.....

.....Tel No.Fax
No.....

6. (i) If the Applicant is a Company registered under the Companies Act 1963 to 1994, state the name of the Directors of the Company (if this space is insufficient, please use a separate sheet)

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(ii) Registered Address of Company

7. Location of proposed development: Townland

Postal address (if different from Townland)

Ordnance Survey Sheet No.

8. Give a description of proposed development.....

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.....

I/We certify that the information given in this application is correct to the best of my/our knowledge and belief.

Signature of Applicant Date.....

Signature of Person making
application on behalf of Applicant Date

Information Notes (Licensing of Signs, Appliances, Cables, Etc.)

Q1. What appliances, apparatus and structures are subject to licensing under Section 254 of the Planning & Development Act 2000, as amended?

- A. A person shall not erect, construct, place or maintain on, along a public road save in accordance with a licence granted by the Planning Authority any of the following: -
- (a) a vending machine
 - (b) a town or landscape map for indicating directions or places,
 - (c) a hoarding, fence or scaffold,
 - (d) an advertisement structure,
 - (e) a cable, wire or pipeline,
 - (f) a telephone kiosk or pedestal,
 - (g) a case, rack, shelf or other appliance, apparatus or structure for displaying articles for the purposes of advertisement or of sale in, or in connection with, any adjacent business premises,
 - (h) tables and chairs outside a hotel, restaurant, public house or other establishment where food is sold for consumption on the premises
 - (i) a coin-operated machine other than a vending machine,
 - (j) an advertisement consisting of any text, symbol, emblem, model, devise or logo,
 - (k) a pipe or appliance with a pipe attachment for dispensing air or water not being a pipe of appliance attached to a petrol or oil pump,
 - (l) a weighing machine
 - (m) a bring facility,
 - (n) a cabinet used as part of a wired broadcast relay service by a person licensed under the Wireless Telegraphy (Wired Broadcast Relay License) Regulations, 1974, (S.I. No. 67 of 1974),
 - (o) a lamp-post,
 - (p) a bridge, arch, tunnel, passage or other similar structure which is used or intended for use other than by the public and was constructed on or after 1 October 1964,
 - (q) a cellar or other underground structure constructed on or after the 1 October 1964,
 - (r) a cable for conducting electricity for domestic or agricultural purposes.

Q2. Where can I apply?

Kilkenny County Council is the relevant Authority for appliances ,etc erected / to be erected within the Kilkenny County Council Planning Area.

Q3. What information does the Planning Authority need?

1. Completed application form,
2. Plans and information as follows –

- 2 Copies of Site location map to scale of not less than 1:1000 in built up areas and 1:2500 in all other areas are required, with the location of the proposed sign/appliance/etc marked in red thereon.
- Plans (Scale 1:500 or 1:200 as appropriate) and Elevations (Scales 1:50, 1:20, 1:10 as appropriate) and Sections as are necessary to describe the design, capacity of the sign/appliance/apparatus/structure. If appliance/apparatus/structure as proposed to be located in part of existing premises the front elevation showing the impact of the proposals on the existing premises is required
- Details of advertisement display/text/logo to be used on sign
- Full details of colours (restrict to 2-3) to be used
- Full details of materials to be used
- Full details of support structures
- Your proposals and commitment to on-going maintenance
- Photographs of the apparatus, structure, appliance, sign post may additionally be furnished but cannot act as a substitute for these particulars.

Q4 If I obtain a permit for my proposed appliance etc will I need planning permission for the same appliance?

- A. No. Section 254 (7) of the Planning & Development Act 2000 provides that development on/along a public road carried out in accordance with a licence under Section 254 shall be exempted development for the purpose of the Act.

Q5. If I proceed on carrying out my development and do not obtain a licence what will happen?

- A. (a) Any person who – erects, constructs, places or maintains an appliance, apparatus or structure referred to in Question (1) on, under, over or along any public road without having a licence, or
 (b) Erects, constructs, places or maintains such an appliance, apparatus or structure on, over or along any public road otherwise than in accordance with a licence, or
 (c) Contravenes any condition subject to which a licence has been granted to him or her.

shall be guilty of an offence.

It is the policy of Kilkenny County Council to prosecute such offenders. Fines/penalties up to €1,500/6 months imprisonment or both may be imposed by the Court.

**LICENCE FEES UNDER SECTION 254 OF THE ACT IN RESPECT OF SPECIFIED
APPLIANCES, APPARATUS AND STRUCTURES**

Column 1 Appliance, Apparatus or Structure	Column 2 Licence Fee
<i>Part 1</i>	
Appliances, apparatus and structures:	
(a) A vending machine or coin operated machine (not being a weighing machine).	125
(b) A town or landscape map for indicating directions or places.	25
(c) A hoarding, fence or scaffold (not being a hoarding, fence or scaffold bounding a public road).	1250
(d) An advertisement structure	630
(dd) An advertisement structure (being of a fingerpost type not exceeding 1 metre in length) consisting of a direction sign to indicate tourist accommodation.	50
(e) A cable, wire or pipeline (not being a cable for conducting electricity for domestic or agricultural purposes or a drain or waterpipe).	25 per 100 metres length or part thereof
(f) A telephone kiosk or pedestal.	630
(g) A case, rack, shelf or other appliance, apparatus or structure for displaying articles, whether or not for the purpose of advertisement or sale in or in connection with any adjacent business premises.	125
(h) Tables and chairs outside a hotel, restaurant, public house or other establishment where food is sold for consumption on the premises.	125 per table

(i) An advertisement consisting of any text, symbol, emblem, model, device or logo	630
(j) A pipe or an appliance with a pipe attachment for dispensing air or water, not being a pipe or appliance attached to a petrol or oil pump.	25
(k) A weighing machine	63
(l) A bring facility	25
<i>Part 2</i>	
(a) A cabinet used as part of a wired broadcast relay system by a person licensed under the Wireless Telegraphy (Wired Broadcast Relay Licence) Regulations, 1974.	125
(b) A lamp-post	25
(c) A bridge, arch, tunnel, passage or other similar structure used or intended for use other than by the public and constructed on or after 1 October 1964	125
(d) A cellar or other underground structure constructed on or after 1 October 1964	125
(e) A cable for conducting electricity for domestic or agricultural purposes	125