

**Appendix 17: Statement
Outlining Compliance with
Ministerial Guidelines**

Statement Outlining Compliance with Ministerial Guidelines

Under Section 28 of the Planning and Development Act 2010 (as amended) the Council is required to append a statement to the Draft Development Plan to include information which demonstrates:

- 1 How the Planning Authority has implemented the policies and objectives of the Minister contained in the Guidelines when considering their application to the area, or part of the area, of the Draft Development Plan and the Development Plan.
- 2 Alternatively, if the Planning Authority has formed the opinion that it is not possible, because of the nature and characteristics of the area or part of the area of the Development Plan, to implement certain policies and objectives of the Minister contained in the Guidelines when considering the application of those policies in the area or part of the area of the Draft Development Plan or the Development Plan and shall give reasons for the forming of the opinion and why the policies and objectives of the Minister have not been so implemented.

The required statement pertaining to the Draft Dún Laoghaire-Rathdown County Development Plan 2016 – 2022 is as follows:

No.	Section 28 Guidelines	Dún Laoghaire-Rathdown County Development Plan
1	Appropriate Assessment of Plans and Projects in Ireland – Guidance for Planning Authorities (2009)	The preparation of the Draft Plan has had regard to this Guidance document. Stage 1 AA Screening of the Draft Plan indicated that the Draft Development Plan would not have a significant negative impact on the Natura 2000 network. However, Stage 2 Appropriate Assessment of the Proposed Amendments was required so as to ensure no adverse impact on any European sites. Following mitigation measures it was determined that the final adopted Development Plan would have no adverse impact on any Natura 2000 sites.
2	Sustainable Residential Development in Urban Areas (2009)	Chapter 2.1 - Residential Development , Chapter 8.1 -Urban Design and Chapter 8.2 - Development Management have all had regard to these Guidelines.
3	Urban Design Manual - Best Practice Guidelines (2009)	Chapter 2.1 - Residential Development and Chapter 8.1 - Urban Design both refer specifically to these Guidelines.
4	Sustainable Urban Housing: Design Standards for New Apartments (2007)	Regard has been had to these Guidelines. However, the standards for apartment sizes incorporated in the Draft County Development Plan are higher than specified in the Guidelines.
5	The Planning System and Flood Risk Management (2009)	Appendix 13 of the Draft Plan - 'Strategic Flood Risk Assessment' - was prepared in accordance with the provisions of these Guidelines.
6	Irish Design Manual for Urban Roads and Streets (2013)	Chapter 2.1 - Residential Development and Chapter 2.2 - Sustainable Travel and Transportation both refer specifically to these Guidelines.

7	Spatial Planning and National Roads – Guidelines for Planning Authorities (2012)	Chapter 2.2 - Sustainable Travel and Transportation, but specifically Section 2.2.10.2 Policy ST25: ‘Motorway and National Routes’, refer to these Guidelines.
8	Implementation of SEA Directive (2001/42/EC): Assessment of the Effects of Certain Plans and Programmes on the Environment - Guidelines for Regional and Planning Authorities (2004)	These Guidelines informed the preparation of the Strategic Environmental Assessment (SEA) of the Draft Development Plan, which is included as an accompanying volume of the Draft Plan. All recommendations and mitigation measures from the SEA process have been incorporated into the Plan.
9	Childcare Facilities - Guidelines for Planning Authorities (2001)	Chapter 7.1 - Social Infrastructure and Community Development, but specifically Section 7.1.3.6 Policy SSC10: ‘Childcare Facilities’, incorporate the provisions of these Guidelines into the Draft Plan.
10	Architectural Heritage Protection - Guidelines for Planning Authorities (2011)	These Guidelines are referenced both in Chapter 6 - Built Heritage Strategy and in Appendix 4 - ‘Record of Protected Structures/Record of Monuments and Places/Architectural Conservation Areas’. The Guidelines have informed the objectives relating to the protection of the County’s architectural and archaeological heritage.
11	Retail Planning Guidelines for Planning Authorities (2012)	Chapter 3.2 – ‘Retail and Major Town Centres’ sets out the Council’s Retail Strategy that includes a number of policies and objectives that have been informed by the Retail Planning Guidelines 2012. The Retail Strategy sets out the retail hierarchy for the County .
12	Sustainable Rural Housing - Guidelines for Planning Authorities (2005)	The rural housing policy set out in Chapter 2.1 - ‘Residential Development’ - was framed in accordance with these Guidelines.
13	Development Plans - Guidelines for Planning Authorities (2007)	The Draft Plan follows the recommendations of the Guidelines with regard to the formulation of the Development Plan which set out a concise framework and realistic objectives that can be achieved. The Draft Development Plan meets the requirement of planning legislation and is internally consistent.
14	Wind Energy - Development Guidelines for Planning Authorities (2006)	Appendix 6 - ‘Wind Energy Strategy’ was drafted in accordance with the methodology laid out in these Guidelines.
15	Telecommunications Antennae and Support Structures - Guidelines for Planning Authorities (1996)	Section 5.1.5 - ‘Statutory Undertakers and Telecommunications Policies’- sets out the Council’s policies on Telecommunications and was informed by these Guidelines.

16	Development Management - Guidelines for Planning Authorities (2007)	Chapter 8 of the Draft Development Plan focuses on Development Management Standards which sets out development standards for new developments. These new standards were informed by the Development Management - Guidelines for Planning Authorities (2007).
17	Code of Practice on the Provision of Schools and the Planning System (2008)	Section 7.1.3.3 Policy SSC7: 'Schools' sets out the Draft Plan policy in relation to school development and refers specifically to the provisions of this Code of Practice.
18	Quality Housing for Sustainable Communities – Design Guidelines (2007)	Section 8.1 - 'Urban Design' refers to these Guidelines as the overarching policy framework for an integrated approach to housing and planning.
19	Draft Landscape and Landscape Assessment (2000)	Section 4.1.2 - 'Landscape' and Appendix 7 - 'Landscape Character Areas' were both drafted in accordance with these Guidelines.

