

**Waterford City and County Council,  
Planning Department, Menapia Building, The Mall, Waterford.**

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**APPLICATION FORM FOR CERTIFICATE OF EXEMPTION FROM THE PROVISIONS OF SECTION 96 OF THE PLANNING AND DEVELOPMENT ACT, 2000 AS AMENDED.**

1. Applicants Name: \_\_\_\_\_
2. Applicants Address: \_\_\_\_\_  
Tel. No: \_\_\_\_\_ Fax No: \_\_\_\_\_ E-mail: \_\_\_\_\_
3. Agent: \_\_\_\_\_
4. Agents Address: \_\_\_\_\_  
Tel. No. \_\_\_\_\_ Fax No: \_\_\_\_\_ E-mail: \_\_\_\_\_
5. If applicant is a Registered Company -  
Name of Directors: \_\_\_\_\_  
Company Reg. No: \_\_\_\_\_  
Tel. No: \_\_\_\_\_ Fax No. \_\_\_\_\_ E-mail: \_\_\_\_\_
6. Address for correspondence: \_\_\_\_\_
7. Number of dwelling units proposed: \_\_\_\_\_
8. Site area (hectares): \_\_\_\_\_
9. Location of proposed development: \_\_\_\_\_
10. Description of proposed development: \_\_\_\_\_

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NOTE: This application must be accompanied by a copy of a location map with the site clearly outlined and a statutory declaration \* (see overleaf) giving the information required under Section 97 (5) of the Planning and Development Act, 2000, as amended, and article 49 of the Planning and Development Regulations, 2001, as amended.

Signed: \_\_\_\_\_ Date: \_\_\_\_\_

## PART 5

### HOUSING SUPPLY

Prescribed information to be included in statutory declaration under section 97(5) of Act (as amended)

49.

An applicant for a certificate under that section shall state in the statutory declaration \* made by the applicant to accompany the application -

(a) Whether the applicant, or any person with whom the applicant is acting in concert, has been granted, within the period of 5 years prior to the date of making of the application, a certificate under section 97 of the Act which at the time of the application remains in force, and

(b) Whether the applicant, or any person with whom the applicant is acting in concert, has carried out, or has been granted permission to carry out, a development consisting of the provision of 9 or fewer houses or of housing on land of 0.1 hectares or less, within the period of 5 years prior to the date of making of the application for a certificate on land in respect of which the certificate is being sought or land in its immediate vicinity (save that any such development carried out, or permission granted, before 1 November 2001 may be disregarded)

\*Statutory Declaration must be signed before a Peace Commissioner or Commissioner for oaths in accordance with The Statutory Declaration Act, 1938.

**STATUTORY DECLARATION**

**Re: Statutory Declaration for Section 97(5) of the Planning & Development Act, 2000 (as amended)**

1. I \_\_\_\_\_ of \_\_\_\_\_ aged 18 years and upwards do solemnly and sincerely declare as follows:-
2. This Declaration relates to a planning application lodged on my behalf in respect of a development at \_\_\_\_\_
3. I set out below particulars of the legal and beneficial ownership, within the preceding 5 years, of the land, on which it is proposed to carry out the development to which the application relates; as are within my knowledge:

<u>LAND</u>	<u>NAME &amp; ADDRESS</u>	<u>TYPE OF INTEREST</u>	<u>PERIOD OF TO</u>	<u>INTEREST FROM</u>

4. I do not have, nor have I had in the last 5 years, any interest in any land in the immediate vicinity of the land on which it is proposed to carry out the development OR (delete as appropriate)

I set out below particulars of my interest I land in the immediate vicinity of the land, on which it is proposed to carry out the development to which the application relates; as are within my knowledge:

<u>LAND</u>	<u>NAME &amp; ADDRESS</u>	<u>TYPE OF INTEREST</u>	<u>PERIOD OF TO</u>	<u>INTEREST FROM</u>

5. I confirm that in relation to the development, I am not acting in concert with any other.

6. I hereby declare that I, \_\_\_\_\_ have not been granted, within the period of 5 years prior to the date of making of the application, a certificate under Section 97 of the Act (as amended), which at the time of application remains in force.

7. Futhermore, I hereby declare that I, \_\_\_\_\_ have not carried out, or been granted permission to carry out, a development consisting of a provision of 9 or fewer houses or of housing on land of 0.1 hectares or less, within the period of 5 years prior to the date of making of the application for a certificate is being sought or land in its immediate vicinity (save that any such development carried out, or permission granted, before 1<sup>st</sup> November 2001 may be disregarded).

8. The Development is for \_\_\_\_\_ dwellings and is on a site of \_\_\_\_\_ hectares.

9. I am not aware of any facts or circumstances that would constitute grounds under Section 97 (12) of the Planning & Development Act 2000 (as amended), for a refusal of a certificate under Section 97.

I make this solemn declaration for the satisfaction of Waterford City and County Council, Planning Department, Menapia Building, The Mall, Waterford pursuant to the provisions of the Statutory Declarations Act 1938.

\_\_\_\_\_(Applicant) Dated: \_\_\_\_\_

Declared before me a Practising Solicitor/Peace Commissioner/Commissioner of Oaths

This \_\_\_\_\_ day of \_\_\_\_\_ 201 at \_\_\_\_\_ in the County of Waterford and I know the Deponent

\_\_\_\_\_(Witness) Dated: \_\_\_\_\_