STATUTORY INSTRUMENTS.

S.I. No. of 2026

PLANNING AND DEVELOPMENT (PART 6) (PRESCRIBED BODIES) REGULATIONS 2026

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I, James Browne, Minister for Housing, Local Government and Heritage, in exercise of the powers conferred on me by sections 4(1), 233(4)(b) and 235(2)(a) and (3) of the Planning and Development Act 2024 (No. 34 of 2024), hereby make the following regulations:

Citation

1. These Regulations may be cited as the Planning and Development (Part 6) (Prescribed Bodies) Regulations 2026.

Definitions

2. In these Regulations –

"Act" means Planning and Development Act 2024 (No. 34 of 2024);

"Regulations of 2026" means Planning and Development (Control of Development – Planning Authorities) Regulations 2026 (S.I. No. **XXX** of 2026).

Prescribed persons for purposes of section 233(4)(b) of Act who must be consulted regarding scoping opinion for environmental impact assessment

3. The following persons are prescribed for the purposes of section 233(4)(b) of the Act, namely –

(a) the Minister,

(b) the Environmental Protection Agency,

(c) the Minister for Climate, Energy and the Environment,

(d) in the case of the Commission, the relevant planning authority,

(e) in the case of a planning authority, the Commission,

(f) where it appears to the relevant competent authority that the proposed development would be likely to have significant effects on the environment in a Member State or a Transboundary Convention State, to the relevant Member State or Transboundary Convention State, and

(g) any other authority entitled to be given notice under Regulations 16 and 45 of the Regulations of 2026 as appropriate.

Prescribed persons for purposes of section 235(2)(a) of Act who must be invited to make submission on environmental impact assessment report

4. The following persons are prescribed for the purposes of section 235(2)(a) of the Act, namely –

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(a) the Minister,

(b) the Environmental Protection Agency,

(c) the Minister for Climate, Energy and the Environment,

(d) in the case of the Commission, the relevant planning authority,

(e) in the case of a planning authority, the Commission,

(f) where it appears to the relevant competent authority that the proposed development would be likely to have significant effects on the environment in a Member State or a Transboundary Convention State, to the relevant Member State or Transboundary Convention State, and

(g) any other authority entitled to be given notice under Regulations 16 and 45 of the Regulations of 2026 as appropriate.

Prescribed persons for purposes of section 235(3) of Act who must be invited to make submission on environmental impact assessment report

5. The following persons are prescribed for the purposes of section 235(3) of the Act, namely –

(a) the Minister,

(b) the Environmental Protection Agency, and

(c) the Minister for Climate, Energy and the Environment.

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GIVEN under my Official Seal,

_____2026

James Browne,

Minister for Housing, Local Government and Heritage

EXPLANATORY NOTE

(This note is not part of the Instrument and does not purport to be a legal interpretation.)

These Regulations:

- set out the persons prescribed by the Minister for the purposes of section 233(4)(b) of the Planning and Development Act 2024 to be consulted by the Minister when a request for a scoping opinion in relation to an environmental impact assessment report is received;
- set out the persons prescribed by the Minister for the purposes of section 235(2)(a) and (3) of the Planning and Development Act 2024 to be forwarded a copy of an EIAR and invited to make submissions on the significant effects or likely significant effects of the development on the environment;
- provide that prescribed authorities who are to be notified of planning applications under Part 4 of the Act, are also to be notified for the purposes of section 233(4)(b) and 235(2)(a) of the Act, as appropriate.

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ARNA FHOILSIÚ AG OIFIG AN tSOLÁTHAIR
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