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Bord  
Pleanála

**Board Direction**  
**BD-007867-21**  
**ABP-308820-20**

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The submissions on this file and the Inspector's report were considered at a Board meeting held on 09/04/2021.

The Board decided to refuse permission, generally in accordance with the Inspector's recommendation, for the following reasons and considerations.

### **Reasons and Considerations**

On the basis of the information submitted with the application and appeal, with particular regard to a potential deterioration in water quality as a result of construction-related pollution and siltation, as well as potential disturbance to protected habitats and species as a result of construction works, and in the absence of a Natura impact Statement, the Board cannot be satisfied that the proposed development individually, or in combination with other plans or projects would not be likely to have a significant effect on the Lough Carra/Mask Complex SAC (Site Code: 001774), or any other European site, in view of the site's conservation objectives. In such circumstances, the Board is precluded from granting permission.

**Note:** The Board noted the reason for refusal relating to vehicular access, as recommended by the Inspector. The Board considered that further information regarding the specific nature of the access as originally permitted under permission Reg. Ref: P06/3887 and any associated matters relating to compliance or non-compliance, would be warranted before any decision to grant permission for the proposed development could be made. However, given the substantive nature of the reason for refusal set out above, it was decided not to pursue this issue within the context of the current appeal.

**Board Member**

**Date:** 12/04/2021

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Chris McGarry