

An
Bord
Pleanála

Board Direction
BD-009987-22
ABP-309419-21

The submissions on this file and the Inspector's report were considered at a Board meeting held on 11/02/2022.

The Board decided to refuse leave to apply for substitute consent under section 177D(4) of the Planning and Development Act 2000, as inserted by section 57 of the Planning and Development (Amendment) Act 2010, based on the reasons and considerations set out below.

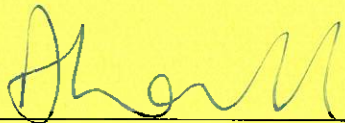
Reasons and Considerations

Having regard to the limited size and scale of the extraction area outside the permitted quarry area (An Bord Pleanála Planning reference number PL.07.SU0084) which was carried out subsequent to 1st February 1990 and which is significantly below the mandatory threshold for Environmental Impact Assessment, together with the nature of the receiving environment, it is considered that an environmental impact assessment, or determination for same, would not have been necessary or warranted in this instance.

Furthermore, having regard to the separation distance between the quarry operation and the Ross Lake and Woods Special Area of Conservation (Site Code: 001312), the Lough Corrib Special Area of Conservation (Site Code: 000297) and Lough Corrib Special Protection Area (Site Code: 004042), the lack of direct effects thereon resulting from the quarry operations, and the lack of any known pathways linking potential pollutants arising from the quarry operations that could indirectly effect the SACs or SPA, it is considered that an appropriate assessment arising from development that was carried out on this 400m² quarry site subsequent to 26th

February 1997 would not have been necessary or warranted in this instance. In these circumstances, a need for substitute consent does not apply.

Board Member

A handwritten signature in blue ink, appearing to read "Dave Walsh", written over a horizontal line.

Date: 11/02/2022

Dave Walsh