

An  
Bord  
Pleanála

**Board Direction**  
**BD-010415-22**  
**ABP-311071-21**

The submissions on this file and the Inspector's report were considered at a Board meeting held on 25/03/2022.

The Board decided not to direct the local authority to prepare an Environmental Impact Assessment Report in respect of the proposed Bray Sustainable Transport Bridge in the townlands of Bray, Bray Commons and Ravenswell, Co. Wicklow, based on the reasons and considerations set out below.

#### **Reasons and Considerations**

Having regard to:


- (a) the provisions of Section 179 of the Planning and Development Act 2000 (as amended) and Article 120 (3)(b) of the Planning and Development Regulations 2001 (as amended),
- (b) the provisions of Section 50 of the Roads Act, 1993 (as amended) and Article 6 of the Roads Regulations 1994 (as amended),
- (c) the nature and scale of the proposed development which is below the threshold for prescribed road development set out in Article 8(b) of the Roads Regulations 1994 (as amended),



- (d) the criteria set out in Annex III of the EIA Directive 2014/52/EU of 16th April 2014, amending Directive 2011/92/EU (the EIA Directive) on the Assessment of the Effects of Certain Public and Private Projects on the Environment,
- (e) the limited potential for significant effects on the environment,
- (f) the scope for the local authority to investigate and assess potential environmental and ecological impacts on biodiversity and other aspects, including in respect of mute swans through the Part 8 consent process, separate to any requirement for a specific environmental impact assessment process,
- (g) the submissions made in this case by the applicants for screening determination and by Wicklow County Council, and
- (h) the Inspector's Report,

it is considered that the proposed development would not be likely to have significant effects on the environment and that the preparation and submission of an environmental impact assessment report is not, therefore, required.

Board Member:

  
Dave Walsh

Date: 01/04/2022