

An
Bord
Pleanála

Board Direction
BD-016185-24
ABP-318303-23

The submissions on this file and the Inspector's report were considered at a Board meeting held on 01/05/2024.

The Board generally agreed with the Inspector's recommendation and concluded that the preparation of a NIS is required in respect of the proposed development based on the reasons and considerations hereunder.

Reasons and Considerations

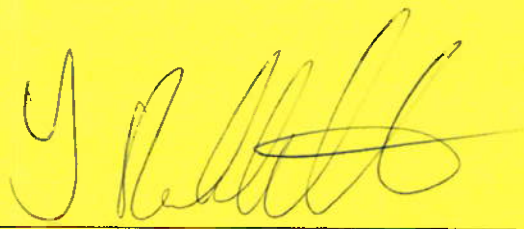
Having regard to the following:

- Directive 92/43/EEC (Habitats Directive) and Directive 79/409/EEC as amended by 2009/147/EC (Birds Directives)
- The nature and scale of the proposed development
- The location of the proposed development and the separation distances from the Natura 2000 Sites
- The hydrological connections between the site and the European sites
- The uncertainty regarding contaminated sediment proposed to be removed as part of the works
- The reliance on construction measures (dams) which are considered to comprise mitigation measures
- The submission made by the local authority, including the AA Screening Report prepared on behalf of the local authority
- The Dublin City Development Plan 2022-2028

- The submission made by the applicant requesting a determination
- The report and recommendation of the person appointed by the Board to make a report and recommendation on the matter

It is considered reasonable to conclude that on the basis of the information available, which is considered adequate to issue a screening determination, that the proposed development, either individually or in combination with other plans or projects, would be likely to have a significant effect on the identified Natura 2000 sites North Dublin Bay SAC (site code 000206), South Dublin Bay SAC (site code 000210), South Dublin Bay and River Tolka Estuary SPA (site code 004024), North Bull Island SPA (site code 004006), North-West Irish Sea cSPA (site code 004236), in view of the conservation objectives of these sites and that a Stage 2 AA and the submission of a NIS for the proposed development is required.

Board Member



Tom Rabbette

Date: 01/05/2024