

An
Bord
Pleanála

Board Order ABP-310147-21

Planning and Development Acts, 2000 to 2020

Planning Authority: Louth County Council

Application by Louth County Council requesting An Bord Pleanála to exercise its powers under article 250(3)(a) of the Planning and Development Regulations, 2001, as amended, whether Louth County Council should be directed to prepare a Natura Impact Statement in respect of the proposed N52 Ardee Bypass Scheme in County Louth.

Decision

Direct the local authority not to prepare a Natura Impact Statement in respect of the proposed development, based on the reasons and considerations set out below.

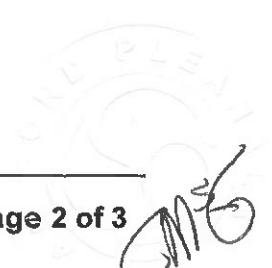
Matters Considered

In making its decision, the Board had regard to those matters to which, by virtue of the Planning and Development Acts and Regulations made thereunder, it was required to have regard.

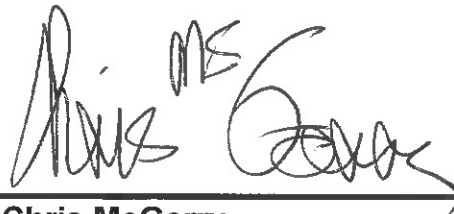
Reasons and Considerations

Having regard to:

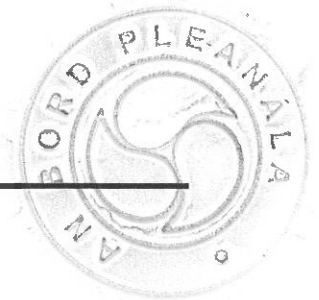
- (a) The nature and scale of the proposed development,
- (b) The substantial separation distance between the proposed development site and the Dundalk Bay Special Area of Conservation (Site Code: 000455) and Dundalk Bay Special Protection Area (Site Code: 004026), and the Stabannan-Braganstown Special Protection Area (Site Code: 004091),
- (c) the length of the hydrological connection between the site and European Sites at Dundalk Bay Special Area of Conservation (Site Code: 000455) and Dundalk Bay Special Protection Area (Site Code: 004026),
- (d) the absence of a hydrological connection between the site and European site at Stabannan-Braganstown Special Protection Area (Site Code: 004091),
- (e) the surface water management arrangements which form part of the overall project, and the separation distance to European Sites,
- (f) the submission made by the local authority, including the Appropriate Assessment Screening Report dated April 2021, and
- (g) the report and recommendation of the person appointed by the Board to make a report and recommendation on the matter,

A circular stamp of the Planning and Development Board is visible in the bottom right corner. The text around the perimeter of the stamp reads "PLANNING AND DEVELOPMENT BOARD". In the center of the stamp, there is a handwritten signature in black ink.

it is considered reasonable to conclude that on the basis of the information available, which is considered adequate to issue a screening determination, the proposed development, either individually or in combination with other plans or projects, would not be likely to have a significant effect on the Dundalk Bay Special Area of Conservation (Site Code: 000455), Dundalk Bay Special Protection Area (Site Code: 004026) or Stabannan-Braganstown Special Protection Area (Site Code: 004091), or any other European Sites, in view of the conservation objectives of these Sites and that a Stage 2 appropriate assessment and the submission of a Natura Impact Statement for the proposed development is not, therefore, required.



Chris McGarry
Member of An Bord Pleanála
duly authorised to authenticate
the seal of the Board.



Dated this 19th day of October 2021