



An
Bord
Pleanála

Board Order
ABP-317440-23

Planning and Development Acts, 2000 to 2022

Planning Authority: Kerry County Council

Application by Martin Arthur care of Cunnane Stratton Reynolds of Copley Hall, Cotters Street, County Cork requesting An Bord Pleanála to exercise its powers under article 250(3)(a) of the Planning and Development Regulations, 2001, as amended, whether Kerry County Council should be directed to prepare a Natura Impact Statement in respect of proposed amenity looped paths at Peninsula Park, Kenmare, County Kerry.

Decision

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

Reasons and Considerations

Having regard to:

- (a) the Planning and Development Regulations 2001, as amended,
- (b) the nature and limited scale of the proposed development,
- (c) the location of the proposed development outside of any European designated sites,
- (d) the lack of in-combination effects arising from other proposed and permitted development in the vicinity,
- (e) the submissions made to the Board including the initial third-party request and the local authority's response,
- (f) 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, the development, either individually or in combination with other plans or projects would not be likely to have a significant effect on Kenmare River Special Area of Conservation, (Site Code: 002158), or any other European Site, in view of the Site's conservation objectives and, therefore, a Stage 2 appropriate assessment and the submission of a Natura Impact Statement for the proposed development is, therefore, not required.



Una Crosse
Member of An Bord Pleanála
duly authorised to authenticate
the seal of the Board.

Dated this 11th day of March 2024