An Coimisiún Pleanála

Commission Order
ABP-322145-25

Planning and Development Act 2000, as amended

Planning Authority: Galway County Council

Planning Register Reference Number: SC04/25

Associated Substitute Consent Reference Number: ACP-322143-25

WHEREAS Gerard and Margaret McNulty made an application to An Coimisiún (Bord) Pleanála on the 26th day of March, 2025, pursuant to section 37L of the Planning and Development Act, 2000 as amended, for (1) construction of a landscaped earthen bund at the western and northern ends of the site, and (2) provision of demountable flood barriers at two other locations on the site, all at Rinville West, Oranmore, County Galway in accordance with plans and particulars lodged with the Commission.

NOW THEREFORE, the Commission, in accordance with section 37N of the said Act, decided to REFUSE permission for the construction of a landscaped earthen bund at the western and northern ends of the site and for the provision of demountable flood barriers at two other locations on the site based on the Reasons and Considerations set out below.

Reasons and Considerations

Having regard to the information provided with the application, including the Natura Impact Statement, a description of the proposed development and works completed to date, the Commission noted that the Natura Impact Statement does not consider or assess impacts associated with construction and operation of the proposed earthen berm. The Commission cannot be satisfied beyond reasonable scientific doubt that the proposed development, individually or in combination with other plans and projects, would not adversely affect the integrity of the Inner Galway Bay Special Protection Area (Site Code 004031), the Galway Bay Complex Special Area of Conservation (Site Code 000268) and the Cregganna Marsh Special Protection Area (Site Code 004142) in view of the conservation objectives and qualifying interests of the sites. The proposed development would contravene policy objectives NHB 2 and NHB 3 of the Galway County Development Plan 2022-2028 and would, therefore, be contrary to the proper planning and sustainable development of the area.

Mary Henchy
Planning Commissioner of An Coimisiún Pleanála duly authorised to authenticate the seal of the Commission.

Dated this 3rd **day of** November **2026**