



An
Bord
Pleanála

Board Order 16.JP0044

Planning and Development Acts, 2000 to 2017

Planning Authority: Mayo County Council

Application by Mayo County Council for approval under section 177AE of the Planning and Development Act 2000, as amended, in accordance with plans and particulars, including a Natura impact statement, lodged with An Bord Pleanála on the 28th day of February, 2017.

Proposed Development: Re-alignment of the R312 Regional Road at Muckanagh and Kilgarve, Glenisland, Castlebar, County Mayo. The proposed road development involves improvements to a series of bends on the R312 at Glenisland, is 525 metres long and includes a new culvert bridge over the Glenisland River.

Decision

Refuse to Approve the above 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. Such matters included any submissions and observations received by it in accordance with statutory provisions.

Reasons and Considerations

The Board agreed with the screening assessment carried out by the Inspector and the conclusion set out in the Inspector's report that the Newport River Special Area of Conservation (site code 002144) is the European site for which there is a likelihood of significant effects.

The Board considered the Natura Impact Statement and all other relevant submissions and carried out an appropriate assessment of the implications of the proposal for the Newport River Special Area of Conservation (site code 002144) in view of the site's conservation objective to maintain or restore the favourable conservation condition of the Freshwater Pearl Mussel and the Atlantic Salmon.

In completing the assessment, the Board considered, in particular,

- (i) the likely direct and indirect impacts arising from the proposal both individually or in combination with other plans or projects, specifically upon water quality and river habitat,
- (ii) the mitigation measures which are included as part of the current proposed development,
- (iii) the conservation objective for this European Site, and
- (iv) the view of the Department of Arts, Heritage, the Gaeltacht, Regional and Rural Affairs.

In completing the Appropriate Assessment, the Board accepted and adopted the Appropriate Assessment carried out in the Inspector's report in respect of the potential effects of the proposed development on the aforementioned European Site, having regard to the site's conservation objective.

