

An Bord Pleanála



LOCAL GOVERNMENT (WATER POLLUTION) ACTS 1977 to 2007

Meath County

Register Reference Number: 16/02

An Bord Pleanála Reference Number: 17.WW.0422

APPEAL by Irish Cement Limited care of Brady Shipman Martin of Canal House, Canal Road, Dublin in relation to the granting, on the 1st day of April, 2016, by Meath County Council, of a reviewed licence under section 7 of the Local Government (Water Pollution) Act, 1977 as amended by section 5 of the Local Government (Water Pollution) (Amendment) Act, 1990 for the discharge of trade effluent arising from quarry operations at Donore Shale Quarry, Donore to the River Boyne at Donore, County Meath.

DECISION: In exercise of the powers conferred on it by section 8 of the Local Government (Water Pollution) Act, 1977, as substituted by section 6 of the Local Government (Water Pollution) (Amendment) Act, 1990, An Bord Pleanála, based on the Reasons and Considerations set out below, hereby allows the said appeal and directs the said licensing authority to attach conditions numbers 1.16, 1.17, 1.18 and 2.2 and to amend conditions numbers 1.10, 1.14 and 6.2 so that they shall be as follows:

- 1.10 A visual examination of the surface water discharge shall be carried out during days that effluent is being discharged from the site. A log of all such examinations shall be maintained for inspection by officers of the licensing authority.
- 1.14 The licensee shall ensure that the site is at all times stocked with a suitable oil spill kit including booms and suitable absorbent materials and that staff are trained in the appropriate use and deployment of such equipment.
- 6.2 In the event that the frequency or extent of monitoring, investigations or testing carried out by the licensing authority needs to be increased, the licensee shall contribute such sums as determined by the licensing authority to defray reasonable costs in relation to the additional monitoring, investigations or testing.

REASONS AND CONSIDERATIONS

Having regard to the location of the site, the nature and scale of the discharge and the surface water management systems in place at the site, it is considered that the requirement for appropriate flow monitoring and sampling, as set out in the licence issued by Meath County Council, is both necessary and appropriate in the interests of orderly development and environmental protection. It is also considered that the amended conditions in relation to visual checks, spill kits, and defrayment of licensing authority costs, are reasonable and necessary for the protection of the environment and the orderly administration of the licence.

Appropriate Assessment

The Board adopted the Appropriate Assessment screening carried out by the Inspector and concluded that the proposed development, either individually or in combination with other plans or projects, would not be likely to have a significant effect on the River Boyne and River Blackwater Special Area of Conservation (Site Code 002299) or the River Boyne and River Blackwater Special Protection Area (Site Code 004232) or any other European site in view of the sites' conservation objectives.

MATTERS CONSIDERED

In making its decision, the Board had regard to those matters to which, by virtue of the Water Pollution 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.

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

Dated this day of 2016.