

File With

## SECTION 131 FORM

Appeal No

ABP— 314485-22

Defer Re O/H

☐

To

SEO

Having considered the contents of the <sup>observation</sup> submission date/received 3/10/22  
 from Ciarán Cuffe MEP I recommend that section 131 of the Planning  
 and Development Act, 2000 be/not be invoked at this stage for the following reason(s):  
No new issues raised

Signed



EO

Date

14/10/22

To

EO

Section 131 not to be invoked at this stage.

Section 131 to be invoked — allow 2/4 weeks for reply.

☐
☐

Signed

SEO

Date

Signed

SAO

Date

M

Please prepare BP ..... — Section 131 notice enclosing a copy of the attached submission.

To

Task No

Allow 2/3/4 weeks

BP

Signed

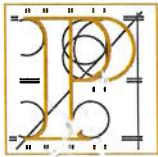
EO

Date

Signed

AA

Date



An  
Bord  
Pleanála

## Planning Appeal Online Observation

### Online Reference

NPA-OBS-001382

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### Online Observation Details

|              |                     |                           |
|--------------|---------------------|---------------------------|
| Contact Name | Lodgement Date      | Case Number / Description |
| Ciaran Cuffe | 03/10/2022 17:10:39 | 314485                    |

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### Payment Details

|                |                 |                |
|----------------|-----------------|----------------|
| Payment Method | Cardholder Name | Payment Amount |
| Online Payment | Ciaran cuffe    | €50.00         |

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### Processing Section

S.131 Consideration Required

☒

Yes — P.T.O.

☐

N/A — Invalid

Signed



**Ciarán CUFFE, MEP for Dublin**

Green Party *Comhaontas Glas*  
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@CiaranCuffe [www.CiaranCuffe.ie](http://www.CiaranCuffe.ie)  
Irish Welcome - Cuirim Fáilte Roimh Ghaeilge

Designated Public Official under the Regulation of Lobbying Act 2015  
Oifigeach Poiblí Ainmnithe faoin Acht um Brústocaireacht a Rialáil 201

03 October 2022

**The Secretary,**  
Bord Pleanála  
64 Marlborough Street  
Dublin 1, D01 V902

By eportal <https://online.pleanala.ie/en-ie/planning-appeals/observation?q=314485>

Re. Proposed development at Dublin Airport (allowing additional night flights) Register Reference F20A/0668, Case Number ABP-314485-22

Dear Madam/Sir,

I write to request that Planning Permission is refused for the proposed development for the following reasons:

1. I note that two-thirds of aviation's climate change impact is believed to come from aircraft non-CO<sub>2</sub> emissions\*, in particular through the creation of persistent contrails. Eurocontrol, the European air control authority, notes that ice crystals can create layers of cirrus clouds, causing a 'blanket' effect which keeps warmer air trapped in the lower atmosphere. At night, this can have a warming effect on the atmosphere.

In essence, night-time flights may have an enhanced warming effect on the earth's atmosphere and should be avoided where possible. Surrounding communities have a right to the peaceful enjoyment of their homes, particularly at night-time.\*\*

2. There is a climate and biodiversity emergency. Now is a time to reduce rather than increase the number of flights through Dublin Airport.

3. The Dublin Airport Authority must show their bona-fides and engage in meaningful consultation with the surrounding communities above and beyond minimal compliance with Planning Law.

4. The provision of complex documentation as non-searchable pdfs represents a considerable barrier to the public in understanding and analysing the information provided and may be deemed to be a breach of the requirements to comply with the Aarhus Directive.

5. I note Directive 2002/49/EC of the European Parliament and of the Council of 25 June 2002 relating to the assessment and management of environmental noise. I draw your attention to the use of the selected common noise indicator  $L_{night}$ , to assess sleep disturbance, and note that night extends to 07:00 under these regulations \*\*\*, and that the day-evening-night level  $L_{den}$  in decibels (dB) is defined by the following formula:

$$L_{den} = 10 \log \frac{1}{24} \left( 12 \cdot 10^{\frac{L_{day}}{10}} + 4 \cdot 10^{\frac{L_{evening} + 5}{10}} + 8 \cdot 10^{\frac{L_{night} + 10}{10}} \right)$$

This suggests that the impact of night-time noise on affected communities shall be assessed at 10 dB in excess of the impact of day-time noise. It must be stressed that a decibel scale is logarithmic and an addition of ten decibels implies that *the impact is ten times greater*. Given the severity of

the impact of night-time noise this suggests that the Planning Authority must refuse Planning Permission for the proposed development.

I request that you acknowledge this submission and take it into account in your determination of the Planning Appeal.

Sincerely,

**Ciarán Cuffe**

Ciarán CUFFE MEP for Dublin

\* <https://www.easa.europa.eu/en/document-library/research-reports/report-commission-european-parliament-and-council>

\*\* <https://www.eurocontrol.int/article/reducing-impact-non-co2-climate-impact-eurocontrol-muac-and-dlr-partnering-contrail>

\*\*\* <http://www.irishstatutebook.ie/eli/2006/si/140/made/en/print>