

File With _____

SECTION 131 FORM

Appeal NO: ABP 314485-22Defer Re O/H ☐Having considered the contents of the submission dated received 14/12/2023
fromRory Dwyer 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 material issuesE.O.: Pat BrDate: 18/12/2023

For further consideration by SEO/SAO

Section 131 not to be invoked at this stage. ☐Section 131 to be invoked – allow 2/4 weeks for reply. ☐

S.E.O.: _____

Date: _____

S.A.O.: _____

Date: _____

M _____

Please prepare BP _____ - Section 131 notice enclosing a copy of the attached
submission

to: _____ Task No: _____

Allow 2/3/4 weeks – BP _____

EO: _____

Date: _____

AA: _____

Date: _____

Validation Checklist

Lodgement Number : **LDG-068841-23**

Case Number: **ABP-314485-22**

Customer: **Rory Dwyer**

Lodgement Date: **14/12/2023 16:19:00**

Validation Officer: **Patrick Buckley**

PA Name: **Fingal County Council**

PA Reg Ref: **F20A/0668**

Case Type: **Normal Planning Appeal PDA2000**

Lodgement Type: **Observation / Submission**



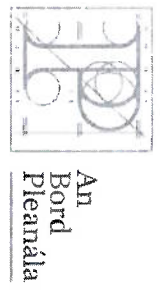
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Validation Checklist	Value
Confirm Classification	Confirmed - Correct
Confirm ABP Case Link	Confirmed-Correct
Fee/Payment	Valid – Correct
Name and Address available	Yes
Agent Name and Address available (if engaged)	Not Applicable
Subject Matter available	Yes
Grounds	Yes
Sufficient Fee Received	Yes
Received On time	Yes
Eligible to make lodgement	Yes
Completeness Check of Documentation	Yes

Run at: 18/12/2023 11:49

Run by: Patrick Buckley

Lodgement Cover Sheet - LDG-068841-23



Details

Lodgement Date	14/12/2023
Customer	Rory Dwyer
Lodgement Channel	In Person
Lodgement by Agent	No
Agent Name	
Correspondence Primarily Sent to	
Registered Post Reference	

Lodgement ID	LDG-068841-23
Map ID	
Created By	Jade Farrell
Physical Items included	No
Generate Acknowledgement Letter	
Customer Ref. No.	
PA Reg Ref	

Categorisation

Lodgement Type	Appeal <i>ds</i>
Section	Processing

PA Name	Fingal County Council
Case Type (3rd Level Category)	

Fee and Payments

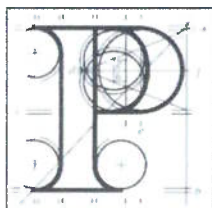
Specified Body	No
Oral Hearing	No
Fee Calculation Method	System
Currency	Euro
Fee Value	0.00
Refund Amount	0.00

Observation/Objection Allowed?	
Payment	PMT-053490-23
Related Payment Details Record	PD-053363-23

Appeal

2A Case Details Manual	
2A Case Number	
2A Decision	
2A Decision Date	
Adjudgement Deadline	
Development Description	
Development Address	

Appeals Type	
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Observation on a Planning Appeal Form

AN BORD PLEANÁLA
LOG No. 068841-23

ABP-

14 DEC 2023

Fee: € 50.00 Type: cheque

Time: 15.50 By: hand

Your details

1. Observer's details (person making the observation)

If you are making the observation, write your full name and address.

If you are an agent completing the observation for someone else, write the observer's details:

Your full details:

(a) Name

Rory Dwyer

(b) Address

Skephubble, St Margarets, Co Dublin, K67XOV1

Agent's details

2. Agent's details

If you are an agent and are acting for someone else **on this observation**, please **also** write your details below.

If you are not using an agent, please write "Not applicable" below.

(a) Agent's name

N/A

(b) Agent's address

N/A

Postal address for letters

3. During the appeal process we will post information and items to you **or** to your agent. For this observation, who should we write to? (Please tick ✓ one box only.)

You (the observer) at the address in Part 1

☐

The agent at the address in Part 2

☐

Details about the proposed development

4. Please provide details about the appeal you wish to make an observation on. If you want, you can include a copy of the planning authority's decision as the observation details.

(a) Planning authority

(for example: Ballytown City Council)

Fingal County Council

(b) An Bord Pleanála appeal case number (if available)

(for example: ABP-300000-19)

PL06F.314485

(c) Planning authority register reference number

(for example: 18/0123)

F20A/0668

(d) Location of proposed development

(for example: 1 Main Street, Baile Fearainn, Co Abhaile)

Dublin Airport

Observation details

5. Please describe the grounds of your observation (planning reasons and arguments). You can type or write them in the space below or you can attach them separately.

A Chara,

Flights currently departing from the new north runway, 10L/28R, are not complying with 2007 flight paths consented and this requires urgent address. It is my understanding that aircraft must travel 5nm or 3000ft before turning from the straight line off the runway.

Myself and my family are absolutely having an adverse health impact from this situation. Our sleep quality has diminished significantly and this is impacting our mood and functionality throughout the day. As a farmer and local business man I require to be alert and highly cognisant at all times as I personally manage complex machinery and simply cannot afford to be tired on the job, so to speak. The implications of sleep disturbance cannot be over emphasized.

We no longer can enjoy our home and now find ourselves directly under flight paths that where never planned or ever intended at least according to the original planning permission granted. The loss of our ability to enjoy our home is detrimental to our well-being. This situation will in our opinion, impact our ability to move home and naturally property value will be significantly diminished.

Additionally, it has been brought to my attention that the Environmental Protection Agency does not currently monitor the required particulate size

5. Please describe the grounds of your observation (planning reasons and arguments). You can type or write them in the space below or you can attach them separately.

matter being discharged by such aircraft and this should be a concern for anyone living within a 10mile radius of Dublin Airport. I have spoken to some neighbours who are complaining of wheezing episodes.

We, as a family, are dismayed by the fact that the daa was afforded the opportunity to produce a convoluted and misleading report and in particular that this said report was not presented to the general public for assessment and public consultation. I was also dismayed that an oral hearing with ABP was refused.

A period of 5 weeks had made it impossible for me to study the contents of this report at any great debt other than to glean some basic pointers. It is nonsensical to consider an increase in the hours of operation of Dublin Airport as it will have far reaching implications for the wider communities. A limitation in flight numbers needs to be heralded in by brave and forward thinking individuals. The goals of COP28 need to be forefront in the actions of government and planners.

I genuinely hope the ABP refuses to grant this application.

Supporting materials

6. If you wish, you can include supporting materials with your observation.

Supporting materials include:

- photographs,
- plans,
- surveys,
- drawings,
- digital videos or DVDs,
- technical guidance, or
- other supporting materials.

Fee

7. You **must** make sure that the correct [fee](#) is included with your observation. You can find out the correct fee to include in our [Fees and Charges Guide](#) on our website.

This document has been awarded a Plain English mark by NALA.

Last updated: April 2019.

