

SECTION 131 FORM

File With \_\_\_\_\_ S. 37

Appeal NO: ABP 314485-23

Defer Re O/H ☐

Having considered the contents of the submission dated received 11/02/2023  
from

Robert & Eithne Byrne 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 issues

E.O.: Pat B.

Date: 14/12/2023

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: \_\_\_\_\_

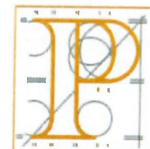
Date: \_\_\_\_\_

AA: \_\_\_\_\_

Date: \_\_\_\_\_

# Validation Checklist

Lodgement Number : **LDG-068813-23**  
Case Number: **ABP-314485-22**  
Customer: **Robert and Eithne Byrne**  
Lodgement Date: **11/12/2023 14:17:00**  
Validation Officer: **Patrick Buckley**  
PA Name: **Fingal County Council**  
PA Reg Ref: **F20A/0668**  
Case Type: **Normal Planning Appeal PDA2000**  
Lodgement Type: **Observation / Submission**



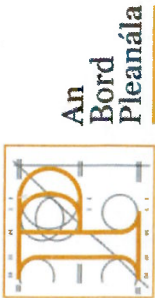
An  
Bord  
Pleanála

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: 14/12/2023 14:27

Run by: Patrick Buckley

Lodgement Cover Sheet - LDG-068813-23



Details

Lodgement Date	11/12/2023
Customer	Robert and Eithne Byrne
Lodgement Channel	Post
Lodgement by Agent	No
Agent Name	
Correspondence Primarily Sent to	
Registered Post Reference	

Lodgement ID	LDG-068813-23
Map ID	
Created By	Patrick Buckley
Physical Items included	No
Generate Acknowledgement Letter	
Customer Ref. No.	
PA Reg Ref	F20A/0668

Categorisation

Lodgement Type	Observation / Submission
Section	Processing

PA Name	Fingal County Council
Case Type (3rd Level Category)	Normal Planning Appeal PDA2000

Fee and Payments

Specified Body	No
Oral Hearing	No
Fee Calculation Method	System
Currency	Euro
Fee Value	50.00
Refund Amount	0.00

Observation/Objection Allowed?	Yes
Payment	
Related Payment Details Record	

Observation

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	A proposed development comprising the taking of a 'relevant action' only within the meaning of Section 34C of the Planning and Development Act 2000, as amended, at Dublin Airport,
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	Development Description
	<p>Permission, in accordance with the annual night time noise quota. The relevant action pursuant to Section 34C (1) (a) is: To amend condition no. 3(d) of the North Runway Planning Permission (Fingal County Council Reg. Ref. No. F04A/1755; ABP Ref. No.: PL06F.217429 as amended by Fingal County Council F19A/0023, ABP Ref. No. ABP-305289-19). Condition 3(d) and the exceptions at the end of Condition 3 state the following: '3(d). Runway 10L-28R shall not be used for take-off or landing between 2300 hours and 0700 hours except in cases of safety, maintenance considerations, exceptional air traffic conditions, adverse weather, technical faults in air traffic control systems or declared emergencies at other airports.' Permission is being sought to amend the above condition so that it reads: 'Runway 10L-28R shall not be used for take-off or landing between 0000 hours and 0559 hours except in cases of safety, maintenance considerations, exceptional air traffic conditions, adverse weather, technical faults in air traffic control systems or declared emergencies at other airports or where Runway 10L-28R length is required for a specific aircraft type.' The net effect of the proposed change, if permitted, would change the normal operating hours of the North Runway from the 0700hrs to 2300 hrs to 0600 hrs to 0000 hrs. The relevant action also is: To replace condition no. 5 of the North Runway Planning Permission (Fingal County Council Reg. Ref. No. F04A/1755; ABP Ref. No.: PL06F.217429 as amended by Fingal County Council F19A/0023, ABP Ref. No. ABP-305289-19) which provides as follows: 5. On completion of construction of the runway hereby permitted, the average number of night</p>

A Case Number

F20A/0668

	<p>             Permission (Fingal County Council              Reg. Ref. No. F06A/1843; ABP Ref.              No. PL06F.223469) provide that the              combined capacity of Terminal 1 and              Terminal 2 together shall not exceed              32 million passengers per annum. The              planning application will be subject to              an assessment by the Aircraft Noise              Competent Authority in accordance              with the Aircraft Noise (Dublin Airport)              Regulations Act 2019 and Regulation              (EU) No 598/2014. The planning              application is accompanied by              information provided for the purposes              of such assessment. An              Environmental Impact Assessment              Report will be submitted with the              planning application. The planning              application and Environmental Impact              Assessment Report may be inspected              or purchased at a fee not exceeding              the reasonable cost of making a copy,              at the offices of the Planning Authority              during its public opening hours of 9.30              - 16.30 (Monday – Friday) at Fingal              County Council, Fingal County Hall,              Main Street, Swords, Fingal, Co.              Dublin.           </p>
Applicant	
Additional Supporting Items	Yes

		08/08/2022
PA Decision Date		
County		
Development Type		
Development Address		Dublin Airport, Co. Dublin
Appellant		
Supporting Argument		



An Bord Pleanála  
64 Marlborough Street  
Dublin 1  
D01 V902

<b>AN BORD PLEANÁLA</b>	
LDG-	065813-23
ABP-	
11 DEC 2023	
Fee: €	Type:
Time:	By: <i>Pol</i>

08.12.2023

Our Case number: ABP-314485-22

Planning Authority Ref. Number: F20A/0668

Dear Sir/Madam

We oppose the extension of day hours from 6am to midnight, which would result in large volume of flights taking off at 6 am each day and continuing until midnight.

This would cause huge sleep disturbance.

The DAA has breached the passenger cap in 2019 and will mostly do it again this year.

As per permission for new runway 2007.

There is a new facility for elderly, vulnerable residents being built on Limetree Avenue, Portmarnock, also new 5 storey community school, both these are being built under the flight path.

We were at the recent meeting and were shocked to hear a planning application is going in on 15<sup>th</sup> of December. The planning application is to scrap ABP cap of 32 million passengers and to increase to 40 million.

We think an oral hearing is needed in this case.

Regards

Robert & Eithne Byrne

*Robert Byrne Eithne Byrne*