

File With _____

SECTION 131 FORM

Appeal NO: ABP 314485-22Defer Re O/H ☐Having considered the contents of the submission dated 13/12/2023 received fromSeamus and Ursula Horan 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 BeDate: 22/12/2023

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-069021-23**
Case Number: **ABP-314485-22**
Customer: **Seamus and Ursula Horan**
Lodgement Date: **13/12/2023 14:34:00**
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

✓

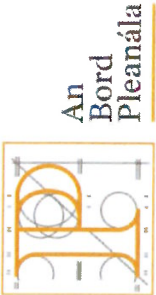
F.k.

28/12/23

Run at: 22/12/2023 16:08

Run by: Patrick Buckley

Lodgement Cover Sheet - LDG-069021-23



Details

Lodgement Date	13/12/2023
Customer	Seamus and Ursula Horan
Lodgement Channel	Email
Lodgement by Agent	No
Agent Name	
Correspondence Primarily Sent to	
Registered Post Reference	

Lodgement ID	LDG-069021-23
Map ID	
Created By	Karen Byrne
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	

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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Run at: 19/12/2023 14:41

Run by: Karen Byrne

Co. Dublin, in the townlands of Collinstown, Toberbunny, Commons, Cloghran, Corballis, Coultry, Portmellick, Harristown, Shanganhill, Sandyhill, Huntstown, Pickardstown, Dunbro, Millhead, Kingstown, Barberstown, Forrest Great, Forrest Little and Rock on a site of c. 580 ha. The proposed relevant action relates to the night-time use of the runway system at Dublin Airport. It involves the amendment of the operating restriction set out in condition no. 3(d) and the replacement of the operating restriction in 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), as well as proposing new noise mitigation measures. Conditions no. 3(d) and 5 have not yet come into effect or operation, as the construction of the North Runway on foot of the North Runway Planning Permission is ongoing. The proposed relevant action, if permitted, would be to remove the numerical cap on the number of flights permitted between the hours of 11pm and 7am daily that is due to come into effect in accordance with the North Runway Planning Permission and to replace it with an annual night-time noise quota between the hours of 11.30pm and 6am and also to allow flights to take off from and/or land on the North Runway (Runway 10L 28R) for an additional 2 hours i.e. 2300 hrs to 2400hrs and 0600 hrs to 0700 hrs. Overall, this would allow for an increase in the number of flights taking off and/or landing at Dublin Airport between 2300 hrs and 0700 hrs over and above the number stipulated in condition no. 5 of the North Runway Planning

		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
	Development Description	

F20A/0668

20A Case Number

time aircraft movements at the airport shall not exceed 65/night (between 2300 hours and 0700 hours) when measured over the 92 day modelling period as set out in the reply to the further information request received by An Bord Pleanála on the 5th day of March, 2007. Reason: To control the frequency of night flights at the airport so as to protect residential amenity having regard to the information submitted concerning future night time use of the existing parallel runway'. With the following: A noise quota system is proposed for night time noise at the airport. The airport shall be subject to an annual noise quota of 7990 between the hours of 2330hrs and 0600hrs. In addition to the proposed night time noise quota, the relevant action also proposes the following noise mitigation measures: - A noise insulation grant scheme for eligible dwellings within specific night noise contours; - A detailed Noise Monitoring Framework to monitor the noise performance with results to be reported annually to the Aircraft Noise Competent Authority (ANCA), in compliance with the Aircraft Noise (Dublin Airport) Regulation Act 2019. The proposed relevant action does not seek any amendment of conditions of the North Runway Planning Permission governing the general operation of the runway system (i.e., conditions which are not specific to nighttime use, namely conditions no. 3 (a), 3(b), 3(c) and 4 of the North Runway Planning Permission) or any amendment of permitted annual passenger capacity of the Terminals at Dublin Airport. Condition no. 3 of the Terminal 2 Planning Permission (Fingal County Council Reg. Ref. No. F04A/1755; ABP Ref. No. PL06F.220670) and condition no. 2 of the Terminal 1 Extension Planning

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

	<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

AN BORD PLEANÁLA
LDG- _____
ABP- _____
15 DEC 2023
Fee: € _____ Type: _____
Time: _____ By: *P. H.*

198 Ashley Rise
Portmarnock
Co Dublin

The Secretary

An Board Pleanála

64 Marlborough Street

Dublin 1

13th December 2023

Dear Sir/Madam

Re: Reference number F20A /O668

We are aware that the DAA has supplied further additional information re their above Planning Application. What the DAA are trying to do is to overturn Conditions 3D and 5 of the planning conditions set down by ABP in 2007 regarding the operation of the runways during night time hours.

Changing night time hours from 12.00PM to 6.00AM as well as having no restrictions on the number of flights during these hours would have very serious consequences for residents living in the airport environment or living under the flight path. Their hours of sleep would be very seriously affected if ABP were to agree to give the DAA their way. We have previously outlined in our submissions to Fingal County Council and ABP the health impact aircraft noise can have on people during their hours of sleep especially for older people, children or in deed anybody with health problems. The World Health Organisation has stated that noise levels exceeding 45db during night hours can lead to a number of diseases and early death in many cases.

The DAAs main reason for seeking these changes are economic which are questionable when measured against the health impact the operations of the runways would have on residents and the cost to the Department of Health. A number of European airports either operate a curfew on night time flights or a severe reduction in number of flights.

The DAA are also looking for a noise quota system instead of restricting the number of flights to 65 as set down by ABP in 2007. This would be farcical as average noise levels can give a distorted picture of the real impact on the noise generated by each aircraft be they taking off or landing. To us a plane taking off is similar to a **thunder clap**. Can you imagine what this would be like with aircrafts taking off every two minutes especially during hours of sleep which should be sacrosanct?

We would ask ABP to refuse permission to the DAA and prioritise the health of communities living near the airport during night time hours.

Thanking you

Yours sincerely

Seamus & Ursula Horan
Seamus and Ursula Horan

Patrick Buckley

From: Appeals2
Sent: Thursday 14 December 2023 12:13
To: Patrick Buckley
Subject: FW: Ref: F20A/0668 Observations on Further Additional Information supplied by DAA
Attachments: letter to An Boared Pleanal 13th December 2023.docx
Follow Up Flag: Follow up
Flag Status: Flagged
Categories: Internal Mail

From: Seamus Horan <shayhoran@hotmail.com>
Sent: Wednesday, December 13, 2023 6:09 PM
To: appeala@pleanala.ie
Subject: Ref: F20A/0668 Observations on Further Additional Information supplied by DAA

Dear Sir / Madam

Attached is our submission to ABP about the Additional Information from the DAA with regard to the above reference number :F20A/0668.

We have also sent a hard cop in the post today.

Your sincerely

Seamus and Ursula Horan

198 Ashley Rise
Portmarnock
Co Dublin

The Secretary
An Board Pleanála
64 Marlborough Street
Dublin 1

13th December 2023

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Seamus and Ursula Horan