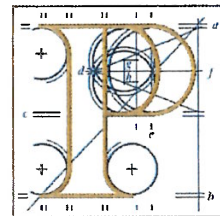


Our Case Number: ABP-308208-20

Planning Authority Reference Number: 14557

Your Reference: Arran Windfarm Ltd



An
Bord
Pleanála

Fehily Timoney & Company
Core House
Pouladuff Road
Cork
Co. Cork
T12 D773

Date: 1st March 2023

Re: Construct electricity substation compound, to replace substation already granted permission under PL04.219620 (05/5907) and extended under 11/6605. Electricity substation layout includes 3 no. control buildings, associated electrical plant and equipment, security fencing and ancillary works. A 10 year permission is sought
Barnadivane, Kneevs, Terelton, Co. Cork

Dear Sir / Madam,

I have been asked by An Bord Pleanála to refer to the Board's statutory notice to you dated 13th May 2021 and your further email received on the **16th February 2023**.

It is noted from your email that you require a further time period to respond to the information requested by the Board in its notice. Therefore, in accordance with section 132 of the Planning and Development Act, 2000, (as amended), you are required to submit, on or before **28th March 2023**, the following information:

1. Having regard to the number of submission of the file and the elapse of time, the Board considers that it would be of benefit to the parties and the Board to have available a single point of reference which constitutes the applicant's case on the topic of noise. It is also considered appropriate in view of the High Court judgement that you are presented with an opportunity to revise or update that section of the Environmental Impact Assessment Report (EIAR).

In that context, you are requested to:

- (a) provide a consolidated and updated section of the Environmental Impact Assessment Report as it relates to noise,
- (b) provide a separate response to the submissions made by appellants and observers on the topic of noise, and
- (c) the submission under (a) and (b) above should have regard to the emerging policy context and the most up to date knowledge.

Tell
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Dublin 1
D01 V902

2. You are requested to identify, describe and assess any changes in the environment or policy context, including the planning history and legislation which may warrant an update to, or revision of, the Environmental Impact Assessment Report and/or the Environmental Report and to provide additional information and revise the documents accordingly.
3. You are requested to review the landscape and visual impact chapter of the EIAR and the accompanying photomontages to ensure that they are up to date and that they provide a robust consideration of cumulative impacts.
4. Regarding landscaping of the substation site, it is considered that this should incorporate dense planting on earthen berms where possible. You are requested to provide a detailed plan, which may include lands outside the site boundary, for the purpose of providing screening landscaping with berms. Any required letter of consent should be provided and the relevant lands should be outlined in blue on the application documentation.
5. You are invited to clarify the purpose of the proposed substation in the context of the comments made by third parties relating to the potential role of other permitted substations.
6. With respect to the application of the 2011 or 2014 Directive, you are requested to review the 2014 Directive and supporting regulations, and are invited to provide supplementary documentation to support the EIAR, where appropriate.
7. You are invited to make a submission addressing the issue of project splitting in the context of other wind energy developments in the area and the proposed substation. You should also ensure that the EIAR provides a robust assessment of cumulative impacts.
8. The requirement for EIA for the substation development has been raised by third parties. You are requested to address this in the context of any recent relevant legal cases, the purpose of the substation and the matter of project splitting.

If the information required is not received before the end of the specified period, the Board will dismiss or otherwise determine the appeal without further notice to you in accordance with section 133 of the 2000 Act, (as amended). Your submission in response to this notice must be received by the Board not later than **5.30 p.m. on the date specified above**.

Please submit one electronic copy and 10 hard copies of the information requested.

Following receipt of any significant further information on the effects of the environment of the proposed development, you may be requested to publish revised public notices.

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Please quote the above appeal reference number in any further correspondence.

Yours faithfully,



Rory Kelleedy
Executive Officer
Direct Line: 01-8737163

BP71 Registered Post

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