

SECTION 131 FORM

Appeal NO: ABP 318180.23

Defer Re O/H

Having considered the contents of the submission dated received 12/11/2023
from

Colin Doyle 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.: Pate B

Date: 16/11/2023

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 2/3/4weeks – BP _____

EO: _____

Date: _____

AA: _____

Date: _____

File With _____

CORRESPONDENCE FORM

Appeal No: ABP 318180-23

M _____

Please treat correspondence received on 12/11/2023 as follows:

1. Update database with new agent for Applicant/Appellant _____	1. RETURN TO SENDER with BP _____
2. Acknowledge with BP <u>23</u>	2. Keep Envelope: <input type="checkbox"/>
3. Keep copy of Board's Letter <input type="checkbox"/>	3. Keep Copy of Board's letter <input type="checkbox"/>

Amendments/Comments <u>Colin Doyle response</u>
<u>17/10/23: 13/11/23</u>

4. Attach to file (a) R/S <input type="checkbox"/> (d) Screening <input type="checkbox"/> (b) GIS Processing <input type="checkbox"/> (e) Inspectorate <input checked="" type="checkbox"/> (c) Processing <input type="checkbox"/>	RETURN TO EO <input type="checkbox"/>
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Plans Date Stamped <input type="checkbox"/>	Date Stamped Filled in <input type="checkbox"/>
EO: <u>Pat B</u>	AA: <u>Anthony McNally</u>
Date: <u>15/11/2023</u>	Date: <u>16/11/2023</u>

Patrick Buckley

From: Colin Doyle <colindoyle57@gmail.com>
Sent: Sunday 12 November 2023 17:51
To: Appeals2
Subject: ABP-318180-23 Colin Doyle Appeal
Attachments: ABP-318180-23 Comment by Colin Doyle on Arup Review.pdf

Please see my short submission attached on the Arup Review Report, which was not available at the time of my appeal..

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Colin Doyle
0872444512



Virus-free. www.avg.com

The Secretary
An Bord Pleanála
64 Marlborough Street
Dublin

Colin Doyle
12 Cottage Gardens
Ennis
Co. Clare
By email 12/11/23

Re. My Appeal: ABP-318180-23 , Fingal FW 22A/0308

Universal Developers LLC data centre at Cruiserath Road, Dublin 15

A Chara,

In late October while looking at the Fingal planning portal I noticed that a new document had appeared on the website on 23rd October 2023 (Review of Further Information Response, Arup). As this document was posted after the deadline for my appeal to An Bord Pleanála, I did not have an opportunity to study it or to comment on it in my appeal. Following an email to Fingal County Council (copied to ABP), I received a reply on November 6th stating that the report had not been uploaded due to a technical error, and that I had until November 13th to make a submission.

I wish to make a brief submission on this Arup report, which due to the time constraints I make by email in order to meet the deadline. Having studied the matter more closely, the Arup report is actually not all that relevant to my appeal. I had originally thought that the Arup report had been commissioned to inform the planning process on contested aspects of the application, and that it might contain some detailed consideration of the claims by the applicant. But this was not the case.

The Arup Report appears to be a superficial audit of the additional information requested and a summary of the responses, without any probing analysis. As stated in section 3 of the Arup report the scope of the review excluded expert specialist analysis of individual environmental topics. Consequently Arup acknowledged that there may be gaps and lacunae in the reporting.

The scope of the report was limited to Item 1 in the additional information request. The Arup review appeared to accept at face value claims made by the applicant regarding GHG offset and net zero carbon operation of the proposed development. There was no reasoned argument presented to show that corporate power purchase agreements would represent GHG offsets. The Arup review concluded with a recommended planning condition on corporate power purchase agreement, using text taken straight from the applicants additional information report.

As there is no new information or reasoned conclusions in the Arup report on climate impact aspects, I submit that it is of no relevance to consideration of my appeal by An Bord Pleanála.

Mise le meas,

Dr. Colin Doyle