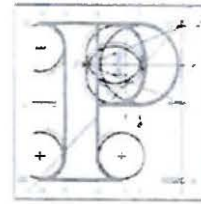


Our Case Number: ABP-318302-23



**An
Bord
Pleanála**

~Environmental Protection Agency
Environmental Licensing Programme
PO Box 3000
Johnstown Castle Estate
Co. Wexford
Y35 W821

Date: 25 March 2024

Re: Expansion of the Bauxite Disposal Area, extension to the existing Salt Cake Disposal Cell and extension of the permitted borrow pit at Aughinish Alumina Limited
In the townlands of Aughinish East, Aughinish West, Island Mac Teige, Glenbane West, and Fawnamore at or adjacent to Aughinish Island, Askeaton, Co. Limerick

Dear Sir / Madam,

An Bord Pleanála has received your recent letter in relation to the above mentioned case. The contents of your letter have been noted.

If you have any queries in relation to the matter please contact the undersigned officer of the Board at laps@pleanala.ie

Please quote the above-mentioned An Bord Pleanála reference number in any correspondence or telephone contact with the Board.

Yours faithfully,

Breda Ingle
Breda Ingle
Executive Officer
Direct Line: 01-8737291

CH08

Teil
Glao Áitiúil
Facs
Láithreán Gréasáin
Ríomhphost

Tel
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(01) 858 8100
1800 275 175
(01) 872 2684
www.pleanala.ie
bord@pleanala.ie

64 Sraid Maoilbhríde
Baile Átha Cliath 1
D01 V902

64 Marlborough Street
Dublin 1
D01 V902

Attachments:

312146-21 response to Aughinish Alumina 24_05_2022.pdf

From: EIAPanning <eiapanning@epa.ie>**Sent:** Thursday, March 21, 2024 2:55 PM**To:** Bord <bord@pleanala.ie>; SIDS <sids@pleanala.ie>**Subject:** Your Ref: ABP-318302-23

Caution: This is an **External Email** and may have malicious content. Please take care when clicking links or opening attachments. When in doubt, contact the ICT Helpdesk.

Your Ref: ABP-318302-23

Re: Expansion of the Bauxite Disposal Area, extension to the existing Salt Cake Disposal Cell and extension of the permitted borrow pit at Aughinish Alumina Limited in the townlands of Aughinish East, Aughinish West, Island Mac Teige, Glenbane West, and Fawnamore at or adjacent to Aughinish Island, Askeaton, Co. Limerick

Dear Sir/Madam,

I refer to your letter received by the Agency on 21st February 2024 in relation to the planning application for the above referenced development. The Agency was consulted by An Bord Pleanala under Ref: ABP-312146-21 on 27th April 2022 in relation to the Strategic Infrastructure Development (SID) application and Environmental Impact Assessment Report (EIAR) and the Agency issued a response on 24th May 2022 (attached). We note from your correspondence to the Agency dated 13th December 2023 that this case is now reference ABP-318302-23. The Agency makes the below observations.

Aughinish Alumina Limited was granted an Industrial Emissions (IE) Licence Register No. P0035- 07 on 28th September 2021 for an installation located at Aughinish East, Aughinish West, Island Mac Teige, Glenbane West, and Fawnamore, Askeaton, Co. Limerick. The IE Licence is currently under review (Register No: P0035-08). The licence review application was received on 28th January 2022 for the following classes of activity:

Regulated Activity	Main Class	Activity Description (Regulated Activity)	Name (EPA Act Industry Sector)
5.13 (e)	Yes	The production of inorganic chemicals, such as non-metals, metal oxides or other inorganic compounds such as calcium carbide, silicon, silicon carbide (production means the production on an industrial scale by chemical or biological processing)	Chemicals
2.1	No	Combustion of fuels in installations with a total rated thermal input of 50 MW or more.	Energy
11.1	No	The recovery or disposal of waste in a facility, within the meaning of the Act of 1996, which facility is connected or associated with another activity specified in this Schedule in respect of which a licence or revised licence under Part IV is in force or in respect of which a licence under the said Part is or will be required.	Waste

The licence application may need to be updated to accommodate the changes proposed as part of the planning application.

The licence review application was accompanied by an EIAR. The EIAR was notified by the Agency to An Bord Pleanála on 01st February 2022 in correspondence under the licence review application. A response has not been received to date. The licence review application and EIAR may be viewed on the Agency's website www.epa.ie. It is noted that the EIAR submitted with the licence review application appears to be the same EIAR submitted to An Bord Pleanála with the SID application.

It is noted that the SID application was accompanied by an EIAR. The Agency has already determined that the IE licence review application must be made subject to an EIA as respects the matters that come within the functions of the Agency in accordance with Section 83(2A) and Section 87(1G)(a) of the EPA Act (see EIA Screening Determination dated 14th April 2022 on the EPA website). Should the applicant wish to include the changes proposed in the planning application as part of the licence review application, the applicant will be required to submit the associated EIAR to the Agency as part of the licence review application, if not already submitted. This EIAR will be considered by the Agency as part of its assessment for the purposes of EIA and further consultation with the planning authority will be undertaken where relevant. Please note that you will be requested to provide the documentation relating to the EIA you have carried out to the Agency under Section 173A(4) of the Planning and Development Act 2000 as amended.

The licence review application is currently under assessment. All matters to do with emissions to the environment from the activities proposed, the licence review application documentation and EIAR will be considered and assessed by the Agency.

Where the Agency is of the opinion that the activities, as proposed, cannot be carried on, or cannot be effectively regulated under a licence then the Agency cannot grant a licence for such an activity. Should the Agency decide to grant a licence in respect of the activity, as proposed, it will incorporate conditions that will ensure that appropriate National and EU standards are applied, and that Best Available Techniques (BAT) will be used in the carrying on of the activities.

Finally, please note that in accordance with Section 87(1D)(d) of the EPA Act, the Agency cannot issue a Proposed Determination on a licence review application which addresses the development above until a planning decision has been made.

For all further queries and correspondence relating to planning matters, please contact eiaplanning@epa.ie

Yours faithfully,

Office of Environmental Sustainability
Oifig um Inbhuanaitheacht Chomhshaoil



053-916 0600 (Switch)

eiaplanning@epa.ie

www.epa.ie



From: [EIAPlanning](#)
To: [An Bord Pleanala](#); J.Sherry@pleanala.ie
Subject: FW: ABP-312146-21 Expansion at Aughinish Alumina Limited at Aughinish Island, Askeaton, Co. Limerick
Date: Tuesday 24 May 2022 16:51:14
Attachments: [scan.pdf](#)
[image002.png](#)
[image005.png](#)
[image006.png](#)
Importance: High

Your Ref: ABP-312146-21 An Bord Pleanala
Notification of Planning Application: Aughinish Alumina Ltd, Aughinish Island, Askeaton, Co. Limerick

Dear Ms Sherry,

I refer to your correspondence received on 27th April 2022 requesting comments from the Agency on the planning application and Environmental Impact Assessment Report (EIAR) for the above referenced development. In accordance with Section 87(1F) of the EPA Act 1992 as amended (hereafter referred to as the EPA Act), the Agency makes the following observations.

Aughinish Alumina Limited was granted an Industrial Emissions (IE) Licence Register No. P0035-07 on 28th September 2021 for an installation located at Aughinish East, Aughinish West, Island Mac Teige, Glenbane West, and Fawnamore, Askeaton, Co. Limerick. This licence is currently under review and the licence review application (Register No. P0035-08) was received by the Agency on 28th January 2022 for the following activities:

Activity	Main Class	Activity Description (Regulated Activity)	Name (EPA Act Industry Sector)
5.13 (e)	Yes	The production of inorganic chemicals, such as non-metals, metal oxides or other inorganic compounds such as calcium carbide, silicon, silicon carbide (production means the production on an industrial scale by chemical or biological processing)	Chemicals
2.1	No	Combustion of fuels in installations with a total rated thermal input of 50 MW or more.	Energy
11.1	No	The recovery or disposal of waste in a facility, within the meaning of the Act of 1996, which facility is connected or associated with another activity specified in this Schedule in respect of which a licence or revised licence under Part IV is in force or in respect of which a licence under the said Part is or will be required.	Waste

The licence review application (Register No. P0035-08) may need to be updated to accommodate the changes proposed as part of the planning application.

The licence review application was accompanied by an Environmental Impact Assessment Report (EIAR). The EIAR was notified by the Agency to An Bord Pleanala on 1st February 2022 in correspondence under the licence review application. A response has not been received to date. The licence review application and EIAR may be viewed on the Agency's website www.epa.ie.

It is noted that the planning application was accompanied by an EIAR. The EIAR submitted with the licence review application appears to be the same EIAR submitted with the planning application.

The Agency has already determined that the licence review application must be made subject to

an EIA as respects the matters that come within the functions of the Agency in accordance with Section 83(2A) and Section 87(1G)(a) of the EPA Act (see EIA Screening Determination dated 14th April 2022 on www.epa.ie). Should the applicant wish to include the changes proposed in the planning application as part of the licence review application, the applicant will be required to submit the associated EIAR to the Agency as part of the licence review application (if it has not already been submitted). This EIAR will be considered by the Agency as part of its assessment for the purposes of EIA and further consultation with the planning authority will be undertaken. Please note that you will be requested to provide the documentation relating to the EIA you have carried out to the Agency under Section 173A(4) of the Planning and Development Act 2000 as amended^[1].

The licence review application is currently under assessment. All matters to do with emissions to the environment from the activities proposed, the licence review application documentation and EIAR will be considered and assessed by the Agency.

Where the Agency is of the opinion that the activities, as proposed, cannot be carried on, or cannot be effectively regulated under a licence then the Agency cannot grant a licence for such an activity. Should the Agency decide to grant a licence in respect of the activity, as proposed, it will incorporate conditions that will ensure that appropriate National and EU standards are applied, and that Best Available Techniques (BAT) will be used in the carrying on of the activities.

Finally, please note that in accordance with Section 87(1D)(d) of the EPA Act, the Agency cannot issue a Proposed Determination on a licence review application which addresses the development above until a planning decision has been made.

For all further queries and correspondence relating to planning matters, please contact eiaplanning@epa.ie

Yours faithfully,
Environmental Licencing Programme

Environmental Licencing Programme
Office of Environmental Sustainability
An Clár um Cheadúnú Comhshaoil
Oifig um Inbhuanaitheacht Chomhshaoil



053-916 0600 (Switch)
eiaplanning@epa.ie
www.epa.ie



[1] please refer to the EU (Environmental Impact Assessment) (Integrated Pollution Prevention and Control) Regulations 2012 (S.I. No. 282 of 2012)

From: Jennifer Sherry <J.Sherry@pleanala.ie>

Sent: Wednesday 27 April 2022 15:59

To: EIAPPlanning <eiaplanning@epa.ie>

Subject: ABP-312146-21 Expansion at Aughinish Alumina Limited at Aughinish Island, Askeaton, Co. Limerick

Importance: High

To whom may concern,

Please see the attached letter from An Bord Pleanála requesting observations from the Environmental Protection Agency in relation to a strategic infrastructure development ABP-312146-21.

A hard copy has issued by post.

Kind regards,
Jennifer

Jennifer Sherry
Executive Officer
Strategic Infrastructure Development
An Bord Pleanála
64 Marlborough Street
Dublin 1
D01 V902
Tel: 01-8737266
Facs: 01-8722684

Má fhaigheann tú an ríomhphost seo lasmuigh de na gnáthuaireanta oibre, ní bheidh mé ag súil le freagra ná gníomh lasmuigh de d'uaireanta oibre féin.

If you receive this email outside of normal working hours, I do not expect a response or action outside of your own working hours

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Tabhair faoi deara led thoil: aon tuairimí nochtaithe san ríomhphost seo is iad tuairimí an tseoltóra féin agus níl sé intuigthe gurb iad tuairimí An Bhoird Pleanála nó go gcloíonn siad le polasaithe ráite an Bhoird.

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please refer to the EU (Environmental Impact Assessment) (Integrated Pollution Prevention and Control) Regulations 2012 (S.I. No. 282 of 2012)