



An  
Coimisiún  
Pleanála

**Memorandum  
ABP-318802-24**

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**To:** Chris McGarry, Deputy Chief Planning Commissioner  
**From:** Kevin McGettigan, Executive Officer  
**Re:** Proposed development of a resource recovery centre (including waste-to-energy facility) in Ringaskiddy, County Cork.  
**Date:** 4<sup>th</sup> September 2025

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The Commission decision on appeal file reference number PA0045 has been quashed by the High Court and remitted back to the Commission for a new decision under case reference number ABP-318802-24.

The remitted application was considered by the Commission at a meeting held on 10<sup>th</sup> May 2024.

This Commission decided four steps be taken in relation to the remitted application.

1. In accordance with the High Court Order, the name of the Applicant on the application shall be changed from 'Indaver Ireland Ltd' to 'Indaver NV t/a Indaver Ireland'. Indaver, (both companies), C.H.A.S.E. and all other participant to be informed.
2. The Applicant to be informed of the quash and remit of the case and given the passage of time invited to make any further submission on the application, including any updates to the EIAR and NIS in accordance with section 37F(1) of

the Planning and Development Act 2000, as amended. A copy of the High Court Order to be enclosed.

3. All other participants in the application shall be notified of the High Court Order remitting this case back to the Board for a fresh determination and of the change of the name of the applicant. A copy of the High Court Order to be enclosed and the participants informed that they will be given an opportunity to comment on any updates that the Applicant may submit on the application.
4. Upon completion of the above process, the file to be referred back to the Board with any responses to the said notices for further consideration of the case, including further circulation of submissions, assess the need for new public notices / the reconvening of an oral hearing and the allocation of the case to a new inspector to carry out an assessment and addendum report.

### **Comments**

On 16<sup>th</sup> July 2024 a further information request was issued to the applicant. The last day for response was 30<sup>th</sup> June 2025. A request was received from the applicant on 20<sup>th</sup> May 2025 requesting an extension date on their response, this request was granted, and further information response date was moved 29<sup>th</sup> August 2025.

All existing participants were advised of the remitted case and were enclosed a copy of the further information request to the applicant for information only. They were advised that they would get the opportunity to comment on the further information when received from the applicant.

On 29<sup>th</sup> August 2025 the applicant's response was received. The further information comprises:

1. Updated or further information of relevance to the application, comprising:

- a. Planning Report
  - b. Updated Landscape Design Report
  - c. Updated Planning Drawings, as scheduled in this letter (below). These reflect minor refinements to the landscape design, an alternative electrical grid connection route, and an update to the public road design, to reflect recent Cork County Council road improvements on the L2545 local road.
2. An updated Environmental Impact Statement. **Note:** as this case was originally submitted on the 13<sup>th</sup> June 2016, an EIS was applicable rather than an EIAR.
  3. An updated Natura Impact Statement.

File herewith forwarded to Chris McGarry, Deputy Chief Planning Commissioner for further consideration of the case, including further circulation of submissions, assess the need for publication of revised notices / the reconvening of an oral hearing and the allocation of the case to a new inspector to carry out an assessment and addendum report.

Please contact Executive Officer to arrange next steps.