

[REDACTED]

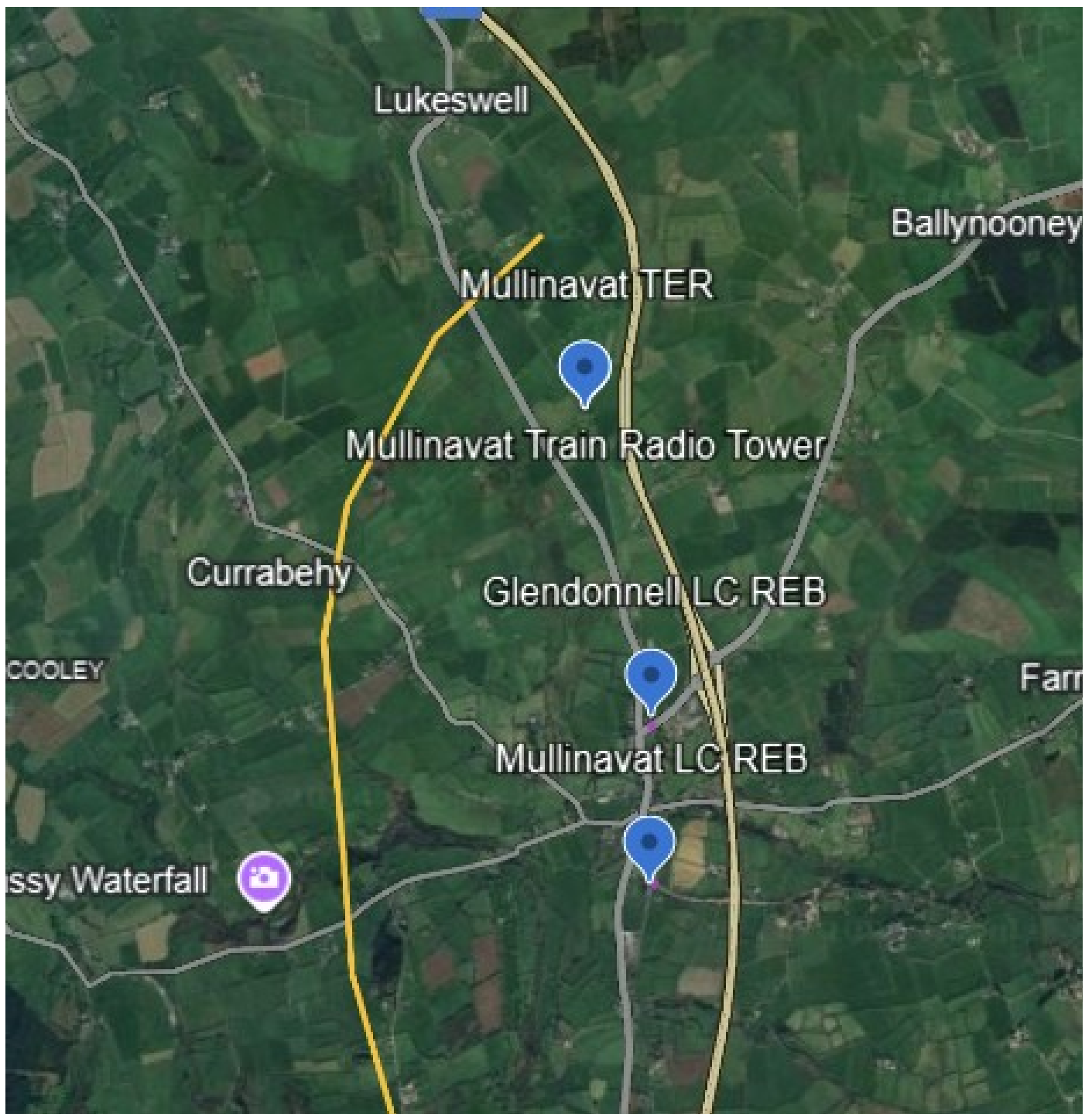
From: [REDACTED]@cie.ie>
Sent: Tuesday 15 October 2024 10:36
To: [REDACTED]
Subject: FW: Ballyfasy Wind Farm, County Kilkenny

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[REDACTED]

Please see below – the Orange Line indicates ≈5km distance from the edge of the proposed Windfarm, with the SET sites along the railway indicated on the extract for reference:



[Redacted]



[Redacted]
Chartered Surveyor

M: [Redacted]
Curzon House, 35 Lower Abbey St., Dublin 1, D01 H560
www.cie.ie

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From: [REDACTED] >
Sent: Tuesday, October 15, 2024 10:04 AM
To: [REDACTED]@cie.ie>
Cc: [REDACTED]
Subject: RE: Ballyfasy Wind Farm, County Kilkenny

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Hi [REDACTED],

Thank you for your reply.

Can you please provide more detail and a map illustrating the exclusion zone referred to?

Kind regards,

[REDACTED]

[REDACTED] (Hons) MSc
Assistant Project Manager

TOBIN Consulting Engineers
Galway | Dublin | Castlebar | Limerick
Telephone: [REDACTED]
Email: [REDACTED]
Website: <http://www.tobin.ie>



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From: [REDACTED]@cie.ie>
Sent: Tuesday 15 October 2024 09:25
To: [REDACTED]
Subject: FW: Ballyfasy Wind Farm, County Kilkenny

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The proposed site lies within the GSM-R (Mobile Network for Railways) exclusion zone and therefore is not permitted. Please see below:

From a study carried out by the ANFR (Agence Nationale des Frequences in France), the output calls for 2 main recommendations by defining 2 main zones as follows:

- 1- **Exclusion zone:** wind farm not less than 5 Km from antenna
- 2- **Coordination zone:** : 5Km<wind farm <30Km: this area, coordination between operators is required to fix any issue and impact on the signal propagation



[Redacted]
Chartered Surveyor

M: [Redacted]
Curzon House, 35 Lower Abbey St., Dublin 1, D01 H560
www.cie.ie

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Good Afternoon,

Manogate Ltd. propose to develop the Ballyfasy Wind Farm, located in County Kilkenny.

Manogate Ltd. have landowner agreements in place in south Kilkenny and are proposing to develop a wind farm on part of these lands in the area around Ballinlammy, Ballyfasy Upper, Ballymartin, Ballynoony East, Ballyquin, Ballywairy Bishopsmountain, Darbystown and Knockbrack (see attached map). The proposed site extends to approximately 372 hectares. ITM coordinates for the centre of the proposed site are E:661500; N626000.

Based on the overall land area available and initial studies, it is anticipated that the site will be suitable for development of 10 no. wind turbines.

Manogate Ltd has engaged a team of technical specialists who are in the process of scoping environmental assessments for the proposed development.

As part of the initial scoping process, we wish to identify areas on the attached map that might cause interference to your networks if turbines were to be sited there. We therefore invite you to submit any relevant information that you may hold and/or highlight any issues that you feel should be directed to the project team. If you have any views/comments on the proposed development, can you please respond no later than the **1st of November 2024**.

Best regards,

[Redacted] (Hons) MSc
Assistant Project Manager

TOBIN Consulting Engineers
Galway | Dublin | Castlebar | Limerick
Telephone: [Redacted]
Email: [Redacted]
Website: <http://www.tobin.ie>

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2018 Engineers Ireland Excellence Awards Winner: Heritage and Conservation

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From: [REDACTED]@irishrail.ie>
Sent: Friday 11 October 2024 11:59
To: [REDACTED]
Cc: [REDACTED]
Subject: RE: Ballyfasy Wind Farm, County Kilkenny

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Hi,

Please contact property@cie.ie.

Also, please include a .kmz file of your proposal with any future submission for review in Google Earth

Regards,

[REDACTED]
National Telecoms Manager,
SET Department



please don't print this e-mail unless you really need to

From: [REDACTED] >
Sent: Friday, October 11, 2024 11:46 AM

Cc: [REDACTED]; [REDACTED]
Subject: Ballyfasy Wind Farm, County Kilkenny

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Good Morning,

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Best regards,

[REDACTED] (Hons) MSc
Assistant Project Manager

TOBIN Consulting Engineers
Galway | Dublin | Castlebar | Limerick
Telephone: [REDACTED]
Email: [REDACTED]
Website: <http://www.tobin.ie>



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[REDACTED]

From: Housing Manager DAU <Manager.DAU@npws.gov.ie>
Sent: Tuesday 19 November 2024 15:51
To: [REDACTED]
Cc: [REDACTED]
Subject: Ballyfasy Wind Farm, County Kilkenny
Attachments: G Pre003462024.pdf

Follow Up Flag: Follow up
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Your Ref: 11474-EIAR
Our Ref: G Pre00346/2024
(Please quote in all related correspondence)

Good afternoon [REDACTED]

Please find attached heritage-related observations/recommendations for the above mentioned proposed development.

Regards,

—
[REDACTED]
Executive Officer

—
An Roinn Tithíochta, Rialtais Áitiúil agus Oidhreachta
Department of Housing, Local Government and Heritage

Aonad na nIarratas ar Fhorbairt
Development Applications Unit

Oifigí an Rialtais, Bóthar an Bhaile Nua, Loch Garman, Contae Loch Garman, Y35 AP90
Government Offices, Newtown Road, Wexford, Co Wexford, Y35 AP90

—



Your Ref: 11474

Our Ref: G Pre00346/2024

(Please quote in all related correspondence)

19 November 2024

Tobin Consulting Engineers
Block 10-4
Blanchardstown Corporate Park
Dublin 15

Via email to: [REDACTED]

Proposed Pre Planning Development: Ballyfasy Wind Farm, Co Kilkenny

A chara,

I refer to correspondence received in connection with the above.

Outlined below are heritage-related observations/recommendations of the Department co-ordinated by the Development Applications Unit under the stated headings.

Archaeology

The Department has reviewed the 'Ballyfasy Wind Farm, Co Kilkenny Environmental Impact Assessment Scoping Report'.

The information provided was not sufficiently detailed to allow for a full assessment of the archaeological implications of this proposal, however, the Department notes that an Archaeological Impact Assessment (AIA) is scoped into the proposed Environmental Impact Assessment (EIA) process as part of the overall Cultural Heritage Impact Assessment of the proposed development and will be carried out by IAC Ltd. The supplied methodology indicates that this will incorporate a detailed desktop study and field inspection.

Planning and Design

In order to assess the impacts of this extensive wind farm development, the Department recommends that an AIA should be carried out at an early stage of planning and design. The AIA must incorporate all lands on which development may be proposed, including but not



limited to, access areas, haul roads, temporary compounds, borrow areas, cable array/connection routes, etc. The AIA must include an assessment of the possible effects of the proposal on the wider archaeological landscape. It is of importance that the study area for the AIA should be of sufficient size and extent to support this.

The Archaeological Impact Assessment must include:

- A baseline archaeological and historical study comprising site inspection/s by a suitably qualified Archaeologist and documentary research including reviews of historical, cartographic and aerial photography sources.
- Walkover surveys and field inspections.
- An Archaeological/Historic Landscape study.
- Visual Impact Assessment.
- The desk-study and field inspection regime should inform:
 - Targeted non-intrusive advance geophysical survey or prospection (such as Ground Penetrating Radar Surveys).
 - Targeted advance archaeological test excavation.
- Any and all intrusive advance investigations (such as, but not limited to, ground investigations for soils/geology/hydrogeology) carried out as part of the EIA or design process should be subject to a programme of archaeological monitoring by a suitably qualified archaeologist.

Comprehensive assessment is required in order to fully characterise the archaeological potential of the lands proposed for development and allow a clear and comprehensive archaeological impact statement to be made. The results of these investigations should inform the EIA process and be incorporated within the EIA Report. The Department is happy to provide further advice and clarification as and if required in relation to the preparation of suitably comprehensive assessments as outlined above, with particular regard to the scope and locations for any advance non-intrusive prospection or advance test excavation that would be appropriate to inform the assessment of this proposed scheme.



Assessment of Potential Effects

The AIA/EIAR must include an archaeological impact statement and present appropriate mitigation to ensure the protection of the archaeological heritage. It should set out the likely effects of the proposed development at all stages – Construction, Operation and Decommissioning. It is of particular importance that the likely effects of the proposal at decommissioning stage are fully assessed, particularly where the AIA/EIAR identifies vulnerable heritage assets located in proximity to the proposed development site and the mitigation measures for Construction and Operation phases include protective measures for the preservation in situ of these assets.

National policy as detailed in *Framework and Principles for the Protection of the Archaeological Heritage* (Government of Ireland, 1999) is that there should always be a presumption in favour of avoiding developmental impacts on the archaeological heritage.

Direct Effects

The AIA/EIAR must include assessment of any potential for direct impacts on the archaeological resource, including previously unrecorded archaeological remains, which may have no above-ground expression. The results of appropriate non-intrusive advance and archaeological test excavation will assist in this regard.

Indirect Effects

In addition to mitigating potential for physical impacts on the archaeological heritage, careful consideration should also be given in design to the potential for impacts on the setting and amenity of recorded monuments and the landscape/s in which they are situated. In this respect, it should be noted that in addition to site-specific vulnerabilities to impact on setting many monument types—for example prehistoric monuments such as Standing Stone Alignments, Standing Stone Rows, Single Standing Stones, as well as some megalithic tombs – are often considered to represent a wide area of associated archaeological settlement and activity. As a result, the bunding/stockpiling of materials, intrusion into viewsheds or other characteristics of a development may have a negative visual impact on such monuments and may diminish or interrupt alignment views and alter key aspects of their original function and layout.

A detailed Archaeological/Historic Landscape Study and Visual Impact Assessment should be prepared as part of the AIA/EIA process. These should:



- Set out the key characteristics of the monument(s) and its surroundings that contribute to its setting (including inter-visibility, commonality, etc.) and the degree to which this setting is integral to the significance and appreciation of the monument.
- Assess the effects of the development – both positive and negative – on these key characteristics. The development should be considered in terms of its location and siting relative to the monument as well as its form, appearance and permanence.
- Be supported by appropriate illustrations of the monument, its setting and the development.

The size of the study area is a key factor to ensuring the indirect effects are appropriately assessed.

Notwithstanding the above, the Department awaits the submission of this assessment before commenting further.

The above observations/recommendations are based on the papers submitted to this Department on a pre-planning basis and are made without prejudice to any observations that the Minister may make in the context of any consultation arising on foot of any development application referred to the Minister, by the planning authority/authorities, in his/her role as statutory consultee under the Planning and Development Act, 2000, as amended.

You are requested to send any further communications to this Department's Development Applications Unit (DAU) at: manager.dau@npws.gov.ie

Is mise, le meas,



Development Applications Unit
Administration

[REDACTED]

From: Transport GCU <GeneralCo-OrdinationUnit@transport.gov.ie>
Sent: Tuesday 19 November 2024 14:32
To: [REDACTED]
Cc: [REDACTED] Transport GCU
Subject: FW: Ballyfasy Wind Farm, County Kilkenny
Attachments: 11474 - Ballyfasy EIAR Scoping Report_211024.pdf; 20241119 DoT submission.docx

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Good afternoon,

Please find attached for your consideration submission on behalf of Department of Transport in relation to the proposed Ballyfasy Wind Farm in County Kilkenny.

Kind regards

[REDACTED]
[REDACTED]
Central Policy, Coordination and Reform
An Roinn Iompair
Department of Transport
Lána Líosain, Baile Átha Cliath, D02 TR60
Leeson Lane, Dublin, D02 TR60
T [REDACTED]
gcu@transport.gov.ie www.gov.ie/transport

From: [REDACTED]
Sent: Tuesday, October 22, 2024 1:19 PM
Cc: [REDACTED]; [REDACTED]
Subject: Ballyfasy Wind Farm, County Kilkenny

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Dear Sir/Madam,

TOBIN are preparing an Environmental Impact Assessment Report (EIAR) on behalf of Manogate Ltd. for the proposed Ballyfasy Wind Farm in County Kilkenny.

As part of the EIA process, we invite you to submit any relevant information that you may hold and/or highlight any issues that you feel should be directed to the project team.

In order to facilitate this, please find attached the EIA Scoping Report providing details of the proposed development, site location, and the proposed scope of the EIAR.

Views/comments on the proposed development can be submitted by email, letter, or telephone to the contact below no later than the 19th of November 2024.

Kind regards,

 (Hons) MSc
Assistant Project Manager

TOBIN Consulting Engineers
Galway | Dublin | Castlebar | Limerick
Telephone: 
Email: 
Website: <http://www.tobin.ie>



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[Redacted]

Assistant Project Manager
TOBIN Consulting Engineers
Galway

19th November 2024

Re: Proposed Ballyfasy Wind Farm, County Kilkenny

The Department of Transport has the following comments in relation to the consultation request relating to the Scoping Report for the Proposed Ballyfasy Wind Farm, County Kilkenny.

It should be noted that the Department considers the construction involved in providing this development and especially, the connection cables to the national grid, may have effects on both the environment and the Regional and Local Road network.

Where the developer proposes the placement of any cables (or additional cables) in one or more trenches within the extents of the (regional and local) public road network, it is necessary to consider the following:

- Their presence within the public road will likely significantly restrict the Road Authority in carrying out its function to construct and maintain the public road and will likely add to the costs of those works post construction.
- Their installation within the lands associated with the public road may affect the stability of the road. In particular where the road is a “legacy road” (where there is no designed road structure and the subgrade may be poor or poorly drained) or bog rampart and the design needs to take account of all the variable ground conditions and not be based on a sample of the general soil conditions. This should include a constructability assessment to a 950mm minimum cover depth to the HV Cable on legacy roads, roads over peat/bog ramparts.



- The possible effect on the remaining available road space (noting that there may be need to accommodate other utilities within the road cross-section in the future or additional drainage for climate adaptation) on potential future development.
- The necessity to have the power in the cables switched off (particularly where structural failures occur due to extreme weather events) where the Road Authority considers this necessary in order to carry out its function to construct and maintain the public road and a complete operation and maintenance manual should be agreed with the Local Authority.

The Department consider it important that the examination of the proposal should include consideration of the following:

- Examination of all available technologies including both Overhead Line (OHL) and Underground Cable (UGC) options or combinations of both) and route options other than the routing of cables along the public road the ensure the best performing route and technology option is selected, (ensuring compliance with CAP24)
- Examination of options for connection to the national grid network at a point closer to the wind farm in order to reduce the adverse impact on public roads,
- Details of where within the road cross section cables are to be placed so as to minimise the effect on the Roads Authority in its role of construction and maintenance,
- Examination of details of any chambers proposed within the public road cross section so as to minimise the effect on the Roads Authority in its role of construction and maintenance,
- Elimination of permanent jointing bays from beneath the road pavement to protect the integrity of the road structure for the safety of those driving on the public road by eliminating hard spots and also preserve the road width for other utilities, temporary joint bays to be used in any public road installation,
- No attachment of cables to all bridge structures and culverts by diverting them beneath or away from these structures and,
- Rationalisation of the number of cables involved (including existing electric or possible future cables) and their diversion into one trench, in order to minimise the impacts on the road network and the environment along the road boundary (hedgerows).



The Department considers the following should be considered when applying conditions to any approval:

1. A condition requiring the specific approval of the local authority to the detail of the final route of cables through the public road space. If during construction there is a need to deviate from the detailed design then the approval of the local authority would again be sought. This would assist in minimising the impact on the public road.
2. A condition requiring the developer to comply with all appropriate standards and, inter alia the Guidelines for Managing Openings in Public Roads, 2017 in order to ensure orderly development.
3. A condition requiring that the location of the cables would be recorded as exactly as possible, using BIM type technology, so as to facilitate the further use of road space for utilities and the maintenance/construction of the public road by the Roads authority. This record should include as constructed surveys of all infrastructure altered, added, removed or relocated and exact detail of the road construction including any drains or other features encountered. The record should be lodged with the local authority and with the ESB Networks for retention on their records.
4. A condition to require the elimination of permanent jointing bays from under the road pavement to protect the integrity of the road structure, thereby improving safety for those driving on the public road by eliminating hard spots and preserving the road width for other utilities.
5. A condition requiring the developer to route cables away from bridge structures and specifically preventing the developer from attaching cables to road bridges. This would allow for the future maintenance of bridges without interruption of the electricity supply along the cables.
6. A condition requiring the replacement of culverts that have been excavated during the cable duct placement operation. The replacement culverts should be designed appropriately and include an allowance for the effects of climate change.
7. A condition requiring the developer to notify the Roads Authority of the owner of the cables (Owner) and the controller (Power Controller) of the power transmitted along the cables. In addition, the condition should require Owner and Power Controller to notify the Roads Authority of any change in ownership of the cables or change of Power Controller



transmitting power along the cables. In all instances the Owner and Power Controller should be required to maintain an agreed contacts list with the Roads Authority.

Central Policy, Coordination and Reform

An Roinn Iompair

Department of Transport

Lána Líosain, Baile Átha Cliath, D02 TR60

Leeson Lane, Dublin, D02 TR60

T [REDACTED]

From: planning applications <planning.applications@failteireland.ie>
Sent: Tuesday 19 November 2024 15:19
To: [REDACTED]
Subject: RE: Ballyfasy Wind Farm, County Kilkenny
Attachments: Fáilte Ireland EIAR Guidelines 2023.pdf

Follow Up Flag: Follow up
Flag Status: Completed

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Hello [REDACTED]

Thank you for your email regarding the preparation of an Environmental Impact Assessment Report (EIAR) on behalf of Manogate Ltd. for the proposed Ballyfasy Wind Farm in County Kilkenny.

Please see attached a copy of the updated Fáilte Ireland's Guidelines (2023) for the Treatment of Tourism in an EIA, which you may find informative for the preparation of the Environmental Impact Assessment for the proposed project. The purpose of this report is to provide guidance for those conducting Environmental Impact Assessment and compiling an Environmental Impact Assessment Reports (EIAR), or those assessing EIARs, where the project involves tourism or may have an impact upon tourism. These guidelines are non-statutory and act as supplementary advice to the EPA EIAR Guidelines outlined in section 2.

Regards,
[REDACTED]

[REDACTED]
Product Development-Environment & Planning Support | Fáilte Ireland

88-95 Amiens Street, Dublin 1, D01 WR86

M [REDACTED]



[LinkedIn](#) | [Twitter](#) | [YouTube](#) | [Facebook](#)



From: [REDACTED]
Sent: Tuesday 22 October 2024 13:19

Cc: [REDACTED]
Subject: Ballyfasy Wind Farm, County Kilkenny

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Dear Sir/Madam,

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Views/comments on the proposed development can be submitted by email, letter, or telephone to the contact below no later than the 19th of November 2024.

Kind regards,

[REDACTED] (Hons) MSc
Assistant Project Manager

TOBIN Consulting Engineers
Galway | Dublin | Castlebar | Limerick
Telephone: [REDACTED]
Email: [REDACTED]
Website: <http://www.tobin.ie>



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EIAR Guidelines for the Consideration of Tourism and Tourism Related Projects



July 2023

Contents

1. Introduction	1
2. Background to this Document.....	1
3. Legislation and Statutory Guidance	2
4. Assessing Tourism	5
5. Guiding Principles of EIAR	6
6. Consideration of Competency and Qualifications	6
7. EIAR Requirements.....	6
Population and Human Health	8
Biodiversity	8
Land, Soils and Geology	9
Water	9
Air Quality and Climate	9
Noise and Vibration.....	9
Material Assets; Traffic and Transport.....	9
Cultural Heritage	10
Archaeology	10
Material Assets; Waste Management.....	10
Material Assets	10
Landscape	10
8. Sources of information on Tourism	12
Information available online.....	12

1. Introduction

Tourism is a growing sector and substantial part of the Irish Economy. It contributes to both urban and rural economies in every part of the country. The impact and interaction of tourism with the environment is complex and the assessment of environmental impacts is of utmost importance to creating a sustainable tourism economy and protecting the natural resources that are so often a tourism attraction.

The purpose of this report is to provide guidance for those conducting Environmental Impact Assessment and compiling an Environmental Impact Assessment Reports (EIAR), or those assessing EIARs, where the project involves tourism or may have an impact upon tourism. These guidelines are non-statutory and act as supplementary advice to the EPA EIAR Guidelines outlined in section 2.

This guidance document has been prepared by Fáilte Ireland to update their EIA guidelines in line with changes in legislative and guidance requirements.

2. Background to this Document

Tourism is one of the largest and most important sectors of the economy, providing employment for approximately **260,000 people**, an economic contribution of **€9.5 billion**, and exchequer revenue of **€1.8 billion** in 2019, which helps fund other key public services.

In 2019 Ireland welcomed **9.7 million overseas visitors**.

Fáilte Ireland is the National Tourism Development Authority established by the Irish Government in May 2003. Fáilte Irelands role is to support the tourism industry and work to sustain Ireland as a high-quality and competitive tourism destination. They provide a range of practical business supports to help tourism businesses better manage and market their products and services.

Fáilte Ireland also work with other state agencies and representative bodies, at local and national levels, to implement and champion positive and practical strategies that will benefit Irish tourism and the Irish economy.

Fáilte Ireland promotes Ireland as a holiday destination through a domestic marketing campaign (DiscoverIreland.ie) and manage a network of nationwide tourist information centres that provide help and advice for visitors to Ireland.

Tourism related projects cover a broad range of plans, programmes and developments, from the Wild Atlantic Way to a single hotel conversion. These guidelines apply to projects involving or impacting upon tourism. A tourism plan, strategy or programme where it is part of the statutory plan making process under the Planning and Development Acts (as amended), may be more appropriately assessed by a Strategic Environmental Assessment (SEA) as discussed in the next section.

It should be borne in mind that EIA is required where there is anticipated to be a significant impact on the environment, where tourism projects are of a prescribed type or meet thresholds identified below.

Where Natura 2000 Designated Sites are potentially affected by tourism development Appropriate Assessment must be carried out by the appropriate authority in accordance with Article 6(3) of the EU Habitats Directive.

3. Legislation and Statutory Guidance

Environmental Impact Assessment is a procedure that ensures that the environmental implications of decisions are taken into account before planning based decisions are made. The assessment results in a report, called an Environmental Impact Assessment Report (EIAR).

Legislation

These guidelines are produced under current EIAR legislative requirements, having regard to Directive 2011/92/EU (known as 'Environmental Impact Assessment' – EIA Directive), as amended by Directive EU 2014/52 which came into effect in May of 2017. These requirements were transposed into Irish Law on 1 September 2018 as most of the provisions of the European Union (Planning and Development) (Environmental Impact Assessment) Regulations 2018 (S.I. No. 296 of 2018) came into effect. The principle of both Directives is to ensure that plans, programmes and projects likely to have significant effects on the environment are made subject to an environmental assessment, prior to their approval or authorisation.

Statutory Guidance

In response to the changes to the EIAR requirements under Directive EU 2014/52, the Environmental Protection Agency (EPA) developed Guidelines on the information to be contained in Environmental Impact Assessment Reports in May 2022. The Guidelines are a statutory document to be regarded by those preparing EIARs and the decision makers considering the EIARs.

Some of the key changes to the EIA Directive introduced by Directive 2014/52/EU are as follows:

- Additional information to be provided in the project description to describe the location of the project, the technologies and substances used, the construction of the project and required demolition;
- The requirement for consideration of alternatives has changed from a requirement to provide 'An outline of the main alternatives studied by the developer and an indication of the main reasons for this choice, taking into account the environmental effects' to 'a description of the reasonable alternatives studied by the developer, which are relevant to the project and its specific characteristics, and an indication of the main reasons for the option chosen, taking into account the effects of the project on the environment';
- A refinement of the environmental factors to be considered in the assessment with an increased focus on resource efficiency, climate change, biodiversity and disaster prevention;
- Changes to Prescribed Environmental Factors with 'Land' being added, 'Human Beings' replaced by 'Population & Human Health' and 'Flora & Fauna' replaced by 'Biodiversity';

- The developer is required to have competent experts to prepare the EIAR and the Board is required to have access to sufficient expertise to assess the EIAR;
- Requirement for the incorporation of mitigation and monitoring measures in consents and ensuring that developers deliver these measures;
- The requirements for the assessment of cumulative effects with existing and/or approved projects, taking into account existing environmental issues to be considered; and
- Reasoned decisions made with regard to the EIA outcomes must be provided.

In addition to the EPA statutory guidance, the Department of Housing has produced Guidelines for Planning Authorities and An Bord Pleanála on carrying out Environmental Impact Assessment in August 2018.

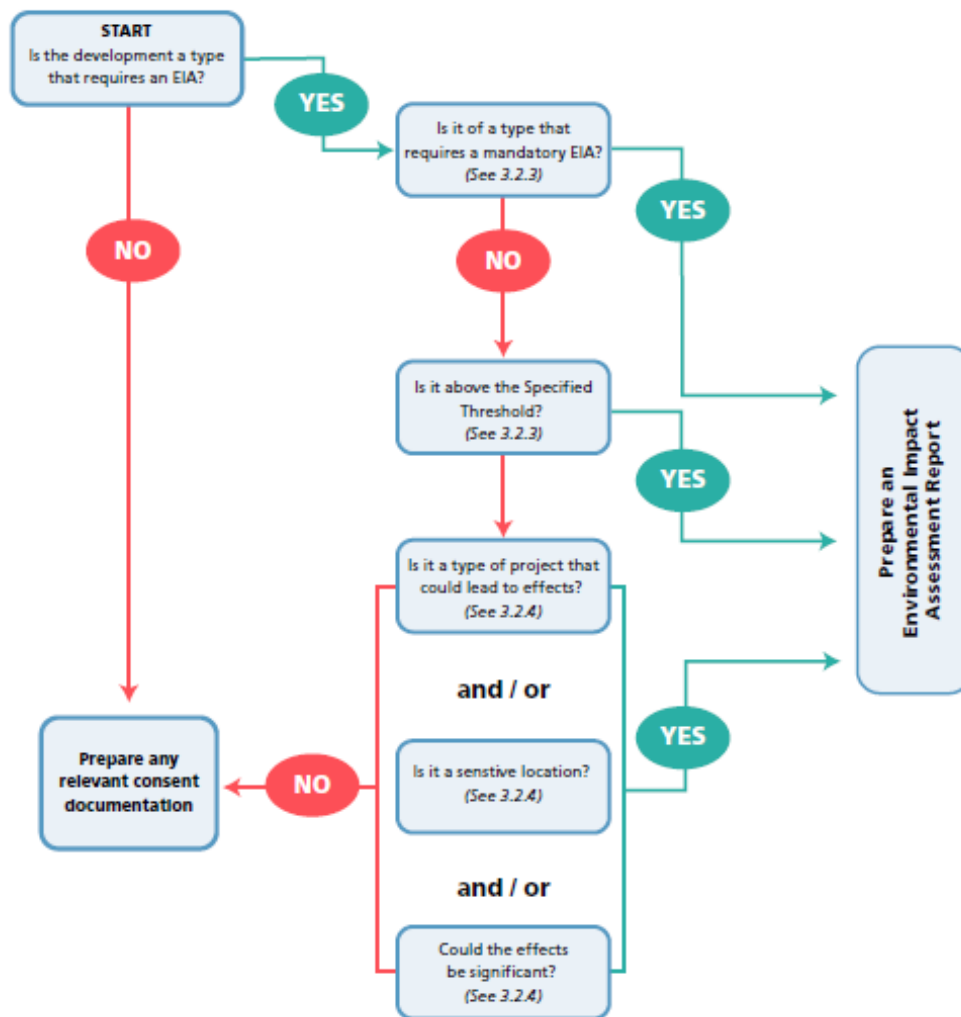
The process of EIA is set out in the EPA EIAR Guidelines, this document should be read in conjunction with and used as supplementary guidance to the EPA EIAR Guidelines. The process for ascertaining whether an EIAR is required is known as 'screening' and the process to determine the breadth and scope of an EIAR is known as 'scoping'. Guidance on this can be found in Section 3.2 of the EPA Guidelines.

Screening

Through EIA Screening, developments are either considered as requiring an EIAR due to the project type or because they exceed a threshold level. The screening process begins by establishing whether the proposal is a 'project' as understood by the Directive (as amended).

The prescribed development types and thresholds are set out in Annex I and II of the EIA Directive as transposed into Schedule 5 of the Planning and Development Regulations 2010-2018 (as amended). Development which does not exceed these thresholds but may require an EIAR are called sub threshold. Sub-Threshold considerations are outlined in Schedule 7 of European Union (Planning and Development) (Environmental Impact Assessment) Regulations 2018 (S.I. No. 296 of 2018) as transposed from Annex III of the Directive. The Guidelines on Environmental Impact Assessment Reports note that projects at first glance may not appear to come under the Schedule but on closer examination when the process is further examined, they may do so because of the sensitivity or significance of the receiving environment etc. Sub threshold developments require an EIAR if they are likely to have significant environmental impacts and must undergo assessment for likely significant impacts through an EIAR screening report. The contents of a screening report for subthreshold development are contained in Annex III of the EIA Directive.

Figure 1: EIAR Screening Process



(Taken from Fig 3.2 of the EPA Guidelines)

Tourism locations should be identified as sensitive receptors in screening assessments for particular impacts, depending on scale and sensitivity, as they would in a full EIAR. Section 6 below can act as guidance for Screening Reports as well as for full EIAR.

The screening process for considering where an EIAR is necessary, is summarised above in Figure 1 (excerpted from Figure 3.2 of the EPA Guidelines).

Strategic Environmental Assessment (SEA) is a more strategic level of environmental assessment that examines plans, policies, objectives and programmes specifically rather than projects. For some tourism developments it may be more appropriate that they be examined through SEA, while individual projects or specific proposals are likely to be more assessed through EIAR. If a project is part of a plan, programme or policy/objective assessed by SEA there may still be a requirement for an EIAR for that development (subject to EIA Screening assessment).

EIAR Scoping

Scoping an EIAR is an opportunity to look at the breadth of issues and ensure that any areas of possible significant impact are assessed. Identifying sensitivities and stakeholders should take account of tourism facilities and consider Fáilte Ireland in scoping requests where necessary.

4. Assessing Tourism

There is no legal definition of 'tourism' in Irish legislation. The UNWTO definition of sustainable tourism is *"Tourism that takes full account of its current and future economic, social and environmental impacts, addressing the needs of visitors, the industry, the environment and host communities"*. This is widely accepted as a key definition of tourism as we move to a more sustainable future.

Tourism assessments are frequently carried out by economic consultants and by specific tourism consultants. It is always advisable, particular for tourism projects, that suitably qualified and experienced personnel are used to determine the impact of tourism related projects or to assess the impact of more general proposals on a tourism asset identified in a particular location. There is a requirement for EIAR under current legislation to contain a statement of competency within all EIAR documents, including screening and scoping reports.

Projects which involve a tourism element

Tourism projects are wide ranging and diverse. While there are some projects which cater to tourism and are easily identified as such - Hotels, Museums, etc. there are other projects where tourism is a key service or element, but which may not be immediately obvious – walking/cycling/forest trails, greenways, blueways, community facilities and others. EIAR conducted for developments containing tourist elements should be completed in accordance with the current guidance from the EPA.

Projects which include a tourism element can have potential for particular environmental effects which differ from a non-tourism development. These impacts can be intermittent, event related, inconsistent, dependent on weather, temporal, temporary or seasonal. This is considered within the prescribed environmental topics for EIAR outlined in Section 7 below.

Projects which may have an impact upon tourism

While tourism projects may be diverse, the projects which can impact tourism are considerably more wide ranging, from large infrastructural developments to local energy developments. Disruption to or suppression of a tourist resource or amenity can have very local or more strategic impacts, directly or indirectly- for example energy projects in a rural area can have both a negative and positive impact in different regards. There can be temporary, periodic or even seasonal impacts occurring during construction or operational periods.

According to the Fáilte Ireland Tourism Facts 2019 Report, the most important factors in determining the attractiveness of tourism destinations for visitors to Ireland are;

- Beautiful Scenery and Unspoiled Environment
- Hospitality
- Safety
- Nature, Wildlife and Natural Attractions
- History and Culture

- Pace of Life

These factors used for the promotion of tourism in Ireland are also barometers of sensitivity to change in tourism sensitive or dominant locations where development may have an impact upon the tourism asset. The potential for development to impact these sensitivities, and the environmental criteria under which they can be considered, are identified in section 7 of the guidelines.

5. Guiding Principles of EIAR

As outlined in the EPA EIAR Guidelines, the fundamental principles to be followed when preparing an EIAR, including screening and scoping, are:

- Anticipating, avoiding and reducing significant effects
- Assessing and mitigating effects
- Maintaining objectivity
- Ensuring clarity and quality
- Providing relevant information to decision makers
- Facilitating better consultation.

Environmental assessment should be undertaken in accordance with the European Union (Planning and Development) (Environmental Impact Assessment) Regulations 2018.

6. Consideration of Competency and Qualifications

As per Section 2.5 of the EPA Guidelines, EIAR is required to be completed by '*competent experts*'.

Contributors to the preparation of environmental impact assessment reports, including screening and scoping assessments, should be qualified and competent. Sufficient expertise, in the relevant field of the project concerned, is required for the purpose of its examination by the competent authorities in order to ensure that the information provided by the developer is complete and of a high level of quality so that a full and proper assessment can be undertaken.

For tourism related projects, or projects likely to affect tourism assets, competent experts in the area of tourism should be utilised in the environmental assessment.

The competency of all involved in the production of an EIAR or any related report (e.g. Screening and scoping) is required to be stated at the beginning of the EIAR report with further details as necessary in each following chapter.

Where tourism projects involve for example heritage or cultural components, input from heritage consultants, conservation architects, or historians may be required.

7. EIAR Requirements

The following are the key requirements for an EIAR under the current guidance. This is not a definitive list and should be read in conjunction with regulations.

- project description;
- assessment of alternatives considered;
- baseline assessment;
- assessment of effects;
- cumulative impact;
- interaction of impacts;
- mitigation & monitoring; and
- residual impacts

Project Description

Project descriptions are required to describe the whole project including site, scale, design and key factors. It is important that the EIAR and design team have a consistent understanding of the development description in full. The key requirements are outlined in section 3.5 of the EPA Guidelines however they identify the following;

- the location of the project
- the physical characteristics of the whole project
- the main characteristics of the operational phase of the project
- an estimate, by type and quantity, of the expected residues and emissions

The location of the project should include identifying key sensitive receptors (including tourism receptors). In the operational phase of the project any tourism based, or potentially tourism related activity, should be identified.

Assessment of Alternatives

The assessment of the various reasonable alternatives is an important requirement of the EIA process.

Where tourism projects are location dependent the assessment of reasonable alternatives should consider alternative methods, layouts, technologies and mitigations, detail the key considerations culminating in the selection of the option/design, the reasoning for these and the environmental effect of these decisions. This is particularly important for tourism projects which are often location tied. The EPA EIAR Guidelines indicate that it is generally sufficient to provide a broad description of each main alternatives and the key issues associated with each, showing how environmental considerations were taken into account in deciding on the selected option.

Baseline Assessment

Baseline descriptions are evidence based, current descriptions of environmental characteristics with consideration of likely changes to the baseline environment evidenced in planning histories, unimplemented permissions, and applications pending determination. Baseline assessments should identify any tourism sensitivities in the zone of influence of a development. This zone of influence of a development is highly dependent on its **Context, Character, Significance, and Sensitivity**, as outlined in the EPA EIAR Guidelines. These characteristics apply to both the development and the environment.

For example, in a tourism context;

The location of sensitive tourism resources that are likely to be directly affected should be highlighted, and other premises which although located elsewhere, may be the subject of in combination impacts such as alteration of traffic flows or increased urban development.

The character of an area from a tourism perspective should be described and the principal types of tourism in the area. Where relevant, the specific environmental resources or attributes in the existing environment which each group uses or values should be stated and where relevant, indicate the time, duration or seasonality of any of those activities.

The significance of the tourism assets or activities likely to be affected should be highlighted. Reference to any existing formal or published designation or recognition of such significance should be included. Where possible the value of the contribution of such tourism assets and activities to the local economy should also be provided.

If there are any significant concerns or opposition to the development known to exist among tourism stakeholders and interest groups, this should be highlighted. Identify, where possible, the particular aspect of the development which is of concern, together with the part of the existing tourism resource which may be threatened or impacted.

In addition, the baseline should include any methodologies employed in the study to obtain information, if particular databases are used to locate sensitive receptors they should be acknowledged. In relation to tourism information, the suggested information sources at the end of this document are a non-exhaustive list which may be of assistance in identifying tourism receptors.

Impact Assessment

The topics for consideration of impact are prescribed in the EIA Directive and transcribed into Irish law by the European Union (Planning and Development) (Environmental Impact Assessment) Regulations 2018 (S.I. No. 296 of 2018). Impact assessment should contain the likely significant effects of a development arising from both construction and operation of a development. Advice on describing the effects is contained within the EPA EIAR Guidelines and includes the **quality, significance, extent, probability, type** and **duration** of the effect, with particular descriptors for each. In describing effects upon tourism receptors these descriptors should take account of the particular aspects and sensitivities of tourism, for example a temporary annual effect from a development may have different impacts upon tourism if it falls at peak season rather than off-peak.

Impact assessment should be carried out as per EPA guidelines and the best practice for that prescribed topic. It may be considered appropriate to consider impact on tourism under the 'Population and Human Health' and / or 'Landscape' topics as suggested below.

Population and Human Health

The consideration of tourism projects within the Population and Human Health is extensive, with impacts ranging from rural employment population impacts of seasonal tourism, to the health impact of air pollution from increased traffic in urban areas.

The impact upon tourism can be considered within this section through the sensitivities of Hospitality, Safety and Pace of Life. Changes in population can impact the perception of pace of life or safety in a particular location. Impacts upon these issues in areas which rely heavily on tourism or have a particular sensitive tourism generator should be considered in this section. The EPA guidelines makes reference to amenity “..which may be relevant under 'Population and Human Health' and 'Landscape'”.

Biodiversity

Particular tourist activities can have a significant impact upon biodiversity. Landscapes which are 'unspoiled' can be attractors of tourism. However, the disturbance to ecology must be managed to minimise impacts.

Biodiversity is also a tourism asset and should be protected as such from other development and should be provided for in proposals where possible.

The assessment should also consider current Government policy on nature conservation as outlined in the National Biodiversity Action Plan 2017-2021 (NBAP) (and subsequent iterations (Including draft NBAP recently open for public consultation, to cover 2023 to 2027) which also includes Ireland's vision for biodiversity below.

'That biodiversity and ecosystems in Ireland are conserved and restored, delivering benefits essential for all sectors of society and that Ireland contributes to efforts to halt the loss of biodiversity and the degradation of ecosystems in the EU and globally.'

Land, Soils and Geology

A link between tourism and this prescribed environmental factor, beyond the normal development impacts, is rare, however particular activities or facilities which use geological features may have an impact upon soils and geology, such as mountain biking trails, recreational uses of old quarries etc.

The impact upon Geotourism related to geoheritage within the natural environment, e.g., any impacts on UNESCO Global Geoparks, of which we currently have three on the island of Ireland; Copper Coast in Co. Waterford, Burren and Cliffs of Moher in Co. Clare, and Cuilcagh Lakelands in Cavan and Fermanagh should be considered (where applicable) in this section.

Indirect impacts such as material use for extensive landscaping and public realm should also be considered.

Water

Tourism uses can be water intense, depending on development type. Recreational use of a surface water feature, water-based leisure centres etc have different impacts to standard development.

Air Quality and Climate

Tourism impact upon air quality is dependent on the activity proposed and sensitivity of the location. If the tourism project includes a large increase in transportation services, collection of baseline air emission data is advised. Transportation emissions affect not only air quality, but also greenhouse gases. Changing climatic patterns due to climate change should be factored into this analysis.

Noise and Vibration

A link between tourism and this prescribed environmental factor, beyond the normal development impacts, is rare, however the impact upon tourism of issues of noise and vibration can be significant. Construction adjoining hotels for example should consider the sensitivity of the development and ensure mitigation is in place.

Material Assets; Traffic and Transport

The different transport patterns associated with tourism activities is a key impact of tourism and should be considered especially for tourism projects. These produce temporal and seasonal changes on the norm and specialist consideration and interpretation should be given. Tourism proposals should, where possible, be well served by public transport and should be accessible by modes other than the car. The impact of traffic on tourism assets can be substantial and can vary in severity according to season, the weather, etc. The impact of construction traffic can be a particular concern in tourism sensitive areas in terms of noise pollution and visual impact. The construction programme of developments should work to

avoid peak tourism periods in tourism areas and should consider planned or anticipated tourism events and festivals.

Cultural Heritage

Cultural heritage can be a key component of tourism projects and the impact of tourism on the maintenance of cultural heritage should be given the utmost consideration, whether positive or negative. As a tourism attraction, cultural heritage should be strongly considered in non-tourism developments and the impact upon tourism considered as a potential impact.

Archaeology

Archaeology can be of tourism interest and can be an attractive or key component of tourism projects. Archaeology can be a tourism attractor and given that national policy emphasis on the non-renewable nature of the archaeology and archaeological heritage, focus should be a presumption in favour of its preservation in-situ or where preservation in-situ is not the option chosen, there must be preservation by record (i.e. archaeological excavation and recording must take place) in line with statutory requirements.

Material Assets; Waste Management

Tourism is a resource heavy activity and can impact waste streams and waste segregation. Impacts here should be considered strongly and with knowledge of the variation that arises from the particular tourist activity. Waste and Waste disposal issues can also impact the perception of an unspoiled environment, effecting tourism, which should be considered.

Material Assets

Material assets outside of the material assets already referenced that should be considered are built services (utilities) and infrastructure. Tourism development should include impact assessment on built services (utilities) and infrastructure while non tourism related development should consider the effect on tourism, which should be considered.

Landscape

The visual impact of a tourism development, especially in locations which are visually sensitive or renowned for their scenic or landscape beauty, should be considered carefully. A development intended to utilise or enjoy a particular vista or environment should minimise impact upon that environment.

Major Accident and Natural Disaster

There is a requirement for tourist developments to describe expected significant effects on the environment of the proposed development's vulnerability to major accidents and/or natural disasters relevant to it. Where appropriate measures should be identified to prevent or mitigate the significant adverse effects of such accidents or disasters, including resulting from climate change, on the environment and detail the preparedness for the proposed response.

Interaction of Impacts

Where two or more environmental impacts combine or interact they should be considered under the prescribed topics. It is best practice to provide a table of interactions within an EIAR or EIA Screening Report.

Cumulative Impact

The cumulative impact is that of the project combined with any known likely project which will interact or compound an environmental impact.

Transboundary Impact

Transboundary impacts should be included in EIAR. In the case of tourism, especially international travel, the transboundary impacts may not be proximate to the EIAR site.

Mitigation & Monitoring

Mitigation should follow the hierarchy of minimisation in descending order of preference- Avoid, Reduce, Remedy.

Avoid sensitive tourism resources- such as views, access and amenity areas including habitats as well as historical or cultural sites and structures.

Reduce the exposure of sensitive resources to excessive environmental impact.

Reduce the adverse effects to tourism land uses and patterns of activities, especially through interactions arising from significant changes in the intensity of use or contrasts of character or appearance.

Remedy any unavoidable significant residual adverse effects on tourism resources or activities.

Mitigation measures must be measurable and achievable within the bounds of the project.

With regard to Monitoring, Article 8a of the EIA Directive requires that:

1. 'The decision to grant development consent shall incorporate at least the following information ...

(b) any environmental conditions attached to the decision, a description of any features of the project and/or measures envisaged to avoid, prevent or reduce and, if possible, offset significant adverse effects on the environment as well as, where appropriate, monitoring measures. ... 4 Member States shall ensure that the features of the project and/or measures envisaged to avoid, prevent or reduce and, if possible, offset significant adverse effects on the environment are implemented by the developer, and shall determine the procedures regarding the monitoring of significant adverse effects on the environment. The type of parameters to be monitored and the duration of the monitoring shall be proportionate to the nature, location and size of the project and the significance of its effects on the environment. Existing monitoring arrangements resulting from Union legislation other than this Directive and from national legislation may be used if appropriate, with a view to avoiding duplication of monitoring.'

Residual Impacts

The residual impacts are the final predicted or intended impacts which occur after the proposed mitigation measures have been implemented.

8. Sources of information on Tourism

Information available online

Fáilte Ireland

Fáilte Ireland offers detailed research analysis and insights into the Irish Tourism Industry. The National Tourism Development Authority has a portfolio of research across a number of areas including facts and figures, Environmental Surveying and Monitoring, briefing papers and reports and visitor feedback. The Fáilte Ireland website has a dedicated research library which can be accessed [here](#)

Fáilte Ireland also manages an environmental surveying and monitoring database as part of the Wild Atlantic Way Operational Programme which can be accessed [here](#). The purpose of this is to work with and demonstrate to our stakeholders and partners that we are committed to the sustainable development of the Wild Atlantic Way, and to be able to pre-empt and avoid environmental effects in the future should they occur.

Discover Ireland:

Operated by Fáilte Ireland, the Discover Ireland website includes comprehensive information on tourist attractions in destinations all around Ireland, including listings for activities, accommodation, events and experiences for every county, major town and region in Ireland. The website features elements from the four destination brands – Wild Atlantic Way, Ireland's Ancient East, Ireland's Hidden Heartlands and Visit Dublin and can be accessed [here](#).

Tourism Ireland

Tourism Ireland is responsible for marketing the island of Ireland overseas as a holiday and business tourism destination. Tourism Ireland publishes a range of research documents including; visitor facts and figures, seasonal updates and industry insights which are accessible [here](#)

Local Authorities

Local Authorities are an invaluable source of information. They produce tourism strategies and audits of tourism assets within their jurisdiction. Local authorities will also produce landscape and seascape studies. Protected views and prospects as well as the record of protected structures and other designated protected buildings are contained within the Statutory Development Plans.

Regional Assemblies

Regional Assemblies can also be consulted on high level strategic tourism and potential Regional Spatial and Economic Strategies (RSESs) should be consulted.

Central Statistics Office

The Central Statistics Office (CSO) is Ireland's national statistical office and their purpose is to impartially collect, analyse and make available statistics about Ireland's people, society and economy. The Tourism and Travel Section of the Central Statistics Office is the major source for tourism statistics in Ireland and is updated regularly.

From: DECC Planning Notifications <PlanningNotifications@decc.gov.ie>
Sent: Friday 15 November 2024 15:02
To: [REDACTED]
Subject: RE: Ballyfasy Wind Farm, County Kilkenny
Attachments: 2024-11-15 GSI Submission.pdf

Follow Up Flag: Follow up
Flag Status: Completed

You don't often get email from [REDACTED] [Learn why this is important](#)

CAUTION: This email originated from outside of the organisation. Do not click links, open attachments or scan QR codes unless you recognise the sender and know the content is safe. Forward unusual emails to spam@tobin.ie for verification.

Dear [REDACTED],

Please see attached a submission on behalf of Geological Survey Ireland (a division of the Department of the Environment, Climate and Communications) with regard to the subject entity.

Please send an acknowledgement of receipt to PlanningNotifications@decc.gov.ie at your earliest convenience.

Many thanks,

—
[REDACTED] **Administrative Officer**
Planning Advisory Division

—
An Roinn Comhshaoil, Aeráide agus Cumarsáide
Department of the Environment, Climate and Communications

Teach Tom Johnson, Bóthar Haddington, Baile Átha Cliath, D04 K7X4
Tom Johnson House, Haddington Road, Dublin, D04 K7X4

—
PlanningNotifications@decc.gov.ie

From: [REDACTED]
Sent: Tuesday, October 22, 2024 1:19 PM
Cc: [REDACTED]; [REDACTED]
Subject: Ballyfasy Wind Farm, County Kilkenny

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Dear Sir/Madam,

TOBIN are preparing an Environmental Impact Assessment Report (EIAR) on behalf of Manogate Ltd. for the proposed Ballyfasy Wind Farm in County Kilkenny.

As part of the EIA process, we invite you to submit any relevant information that you may hold and/or highlight any issues that you feel should be directed to the project team.

In order to facilitate this, please find attached the EIA Scoping Report providing details of the proposed development, site location, and the proposed scope of the EIAR.

Views/comments on the proposed development can be submitted by email, letter, or telephone to the contact below no later than the 19th of November 2024.

Kind regards,

██████████ BSc (Hons) MSc
Assistant Project Manager

TOBIN Consulting Engineers
Galway | Dublin | Castlebar | Limerick
Telephone: ██████████
Email: ██████████
Website: <http://www.tobin.ie>



2020 Association of Consulting Engineers of Ireland Awards Winner: Project Management
2019 Association of Consulting Engineers of Ireland Awards Winner: Design Excellence (Structures)
2018 Engineers Ireland Excellence Awards Winner: Engineering Project of the Year
2018 Engineers Ireland Excellence Awards Winner: Heritage and Conservation

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Patrick J TOBIN & Co. Ltd is a company with limited liability, registered in Galway, Ireland. Registered Number 042654. Registered Office is Fairgreen House, Fairgreen Road, Galway.



TOBIN Consulting Engineers
Fairgreen House
Fairgreen Road
Galway

13 November 2024

Re: EIAR Scoping for Ballyfasy Wind Farm, County Kilkenny
Your Ref: 24/384
Our Ref: 11474

Dear [REDACTED]

Geological Survey Ireland is the national earth science agency and is a division of the Department of the Environment, Climate and Communications. We provide independent geological information and interpretation and gather various data for that purpose. Please see our [website](#) for data availability.

With reference to your email received on the 22 October 2024, concerning the EIAR Scoping for Ballyfasy Wind Farm, County Kilkenny, we recommend using our various data sets when conducting the EIAR, SEA, planning and scoping processes for developments, plans and policies. For more detailed information on how to access this data please access 'Data and Maps' [Data & Maps \(gsi.ie\)](#) on our 'Geoscience for planning' webpage. Use of our data or maps should be attributed correctly (please refer to each individual dataset's metadata for correct attribution).

For specific data available for Environmental Assessment and Planning topics please follow this link [[Data by Environmental Assessment and Planning Topic \(gsi.ie\)](#)], where you will find our data arranged by environmental assessment topic as illustrated below:

Land and soils <i>Soil</i> <ul style="list-style-type: none">Subsoils (Quaternary Geology)Tellus GeochemistryGeotechnical <i>Geology</i> <ul style="list-style-type: none">BedrockGeophysicsBedrock & Quaternary 3D	Water <i>Groundwater</i> <ul style="list-style-type: none">Aquifers GW vulnerability, GWPSs (GWPPs) <i>Surface water</i> <ul style="list-style-type: none">Tellus Geochemistry <i>Estuarine & marine waters</i> <ul style="list-style-type: none">Marine and coastal <i>Flooding</i> <ul style="list-style-type: none">GWClimateKarst	Climate Change <i>Carbon accounting / Carbon balance</i> <ul style="list-style-type: none">GeothermalCarbon capture and storage <i>Climate change trends</i> <ul style="list-style-type: none">National coastal change assessment
Cultural Heritage <i>Archaeology</i> <ul style="list-style-type: none">Cherish <i>Underwater Archaeology</i> <ul style="list-style-type: none">Shipwrecks	Material Assets <i>Built Services</i> <ul style="list-style-type: none">Natural resources (Minerals & Aggregates)Active quarries	The Landscape <i>Landscape Appearance & Character</i> <ul style="list-style-type: none">Physiographic units <i>Historical landscapes</i> <ul style="list-style-type: none">Historic mines
Other Relevant Data		
<i>Natural (Geo) hazards</i> <ul style="list-style-type: none">Landslide Susceptibility MappingGroundwater floodingCoastal vulnerabilitySubsidenceRadon	<i>Natural heritage</i> <ul style="list-style-type: none">Geoheritage (County Geological Sites)Dimension Stone/Stone Built Ireland	



Other Comments

Should development go ahead, all other factors considered, Geological Survey Ireland would much appreciate a copy of reports detailing any site investigations carried out. The data would be redacted for confidentiality and added to Geological Survey Ireland's national database of site investigation boreholes, implemented to provide a better service to the civil engineering sector. Data can be sent to the Geological Mapping Unit, at <mailto:GeologicalMappingInfo@gsi.ie>.

If we can be of any further help, please do not hesitate to contact me Clare Glanville, or my colleague Trish Smullen at GSIPlanning@gsi.ie.

Yours sincerely,

██████████
Senior Geologist

**Geoheritage and Planning Programme
Geological Survey Ireland**

██████████
Geologist

**Geoheritage and Planning Programme
Geological Survey Ireland**

The publicly available data referenced/presented here, should in no way be construed as Geological Survey Ireland support for or objection to the proposed development or plan. The data are made freely available to all and can be used as independent scientific data in assessments, plans or policies. It should be noted that in many cases these data are a baseline or starting point for further site specific assessments.

From: [REDACTED]@hse.ie>
Sent: Tuesday 3 December 2024 16:56
To: [REDACTED]
Cc: [REDACTED]
Subject: HSE Submission Report EIA Scoping for Proposed Ballyfasy Wind Farm Co Kilkenny
Attachments: HSE Submission Report EIA Scoping for Proposed Ballyfasy Wind Farm Co Kilkenny DEC 24.pdf

Follow Up Flag: Follow up
Flag Status: Completed

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Hi [REDACTED]

Please find amended HSE Submission Report for the proposed Ballyfasy Wind Farm, Co Kilkenny attached to this email.

Please disregard the previous submission report dated 19th November 2024

Kind regards

[REDACTED]
Environmental Health Officer
Environment/Climate Change NSU

HSE, An tSeirbhís Sláinte Comhshaoil, Aonad Cúraim Sláinte, Oifig Contae, An Uaimh, Co.na Mí
HSE, Environmental Health Service, County Clinic, Navan, Co Meath

[REDACTED] [REDACTED] [REDACTED]
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Má fuair tú an ríomhphost seo trí dhearmad, bheadh muid buíoch dá gcuirfeá in iúl don Deasc Seirbhísí ECT ar an nguthán ag [+353 818 300300](tel:+353818300300) nó ar an ríomhphost chuig service.desk@hse.ie agus ansin glan an ríomhphost seo ded' chóras."

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National Environmental Health Service
St. Dymphna's Hospital,
Athy Road,
Co. Carlow
Phone: 059 913 6574
Email: CarlowKilkenny.PEHO@hse.ie

Ms [REDACTED]
Assistant Project Manager
Tobin Consulting Engineers
Block 10-4
Blanchardstown Corporate Park
Dublin 15

3rd December 2024

Applicant: Manogate Ltd.

Proposal: Proposed Ballyfasy Wind Farm Development, Co Kilkenny

Ref: 11474

Dear [REDACTED]

The HSE Environmental Health Consultation report regarding the above application is attached below. The following HSE departments were made aware of the consultation request for the proposed development on 30 October 2024.

- HSE South Emergency Management – David O'Sullivan
- National Capital Estates Office – Regional AND
- Director of National Health Protection – Eamonn O'Moore / Ina Kelly
- REO Dublin and South East – Martina Queally

All commitments to future actions including mitigation and further testing have been taken as read and all data results have been accepted as accurate. No additional investigations or measurements were undertaken. This report only refers to those sections of the documents which are relevant to the HSE.

If you have any queries regarding the report, please contact me.

Yours Sincerely,

Principal Environmental Health Officer



3rd December 2024

EHIS Reference No. 4317

HSE EIA SCOPING

National Environmental Health Service Consultation Report

Report to: [REDACTED] Assistant Project Manager, Tobin Consulting Engineers, Blanchardstown Corporate Park, Dublin 15

Type of consultation: EIA Scoping **Applicant:** Manogate Ltd.

Proposal: Proposed Ballyfasy Wind Farm, Co Kilkenny

Ref: 11474

Introduction

This report only comments on Environmental Health impacts of the proposed development. The National Environmental Health Service (NEHS) has made observations and submissions on the following specific environmental health areas.

Description of proposed development

The proposed development will comprise of a wind farm development of up to 10 wind turbines and all associated infrastructure including turbine foundations, hardstanding areas, borrow pits, access tracks, on site substation (110kV) and other ancillary infrastructure. 2 underground grid connection routes are considered at this scoping stage of the development.

The proposed development is located in southern Co Kilkenny between the villages of Listerlin to the northeast, Mullinavat to the west, Glenmore to the southeast. The site topography is described as gently sloping and the study area covers approximately 372.2 hectares. The current land use is described as agricultural, with areas of coniferous forestry and dispersed settlement. Two watercourses traverse the study area – Arrigle River and The Smartcastle Stream.

The scoping document advises that all properties identified as being potential sensitive receptors will be located at a minimum of 720m from the proposed turbine locations. Each turbine will have a maximum blade tip height of between 169m-180m, a rotor diameter of between 149m-163m and a hub height of 98.5-105m. The potential output of the wind farm is estimated at 72MW.

There are 2 other wind farms in the area – Ballymartin and Rahora Wind farms.

General Scoping Introduction

The following documents should be taken into consideration when preparing the Environmental Impact Assessment Report:

- Guidelines on the information to be contained in EIAR, 2022, www.epa.ie.
- Guidelines for Planning Authorities and An Bord Pleanála on carrying out Environmental Impact Assessment https://www.housing.gov.ie/sites/default/files/publications/files/guidelines_for_planning_authorities_and_an_bord_pleanala_on_carrying_out_eia_-_august_2018.pdf

EU publication: Environmental Impact Assessment of Projects - Guidance on the preparation of the Environmental Impact Assessment Report, EU, 2017

http://ec.europa.eu/environment/eia/pdf/EIA_guidance_EIA_report_final.pdf

Adoption of the Directive (2014/52/EU) in April 2014 initiated a review of the National Guidance for EIA and the EIAR accompanying a planning application. New guidelines can be seen at:

<https://www.epa.ie/publications/monitoring--assessment/assessment/guidelineson-theinformation-to-becontained-in-environmental-impact-assessment.php>



The introduction of the new Guidance is supported by a Webinar produced by the EPA and can be found at: <https://www.youtube.com/embed/ejKVFUztxBY>

The applicant should also consider the findings of the following High Court Judgements issued in the judicial review of the Derryadd Wind Farm (2021 IEHC 390 (20202 No. 557 JR) P. Sweetman v An Bord Pleanála).

Generally the Environmental Impact Assessment should examine all likely significant impacts and provide the following information for each:

- a) Description of the receiving environment
- b) The nature and scale of the impact
- c) An assessment of the significance of the impact
- d) Proposed mitigation measures
- e) Residual impacts

Directive 2014/52/EU has an enhanced requirement to assess likely significant impacts on Population and Human Health. The impacts on human health must be fully assessed in the EIAR, it is recommended that the wider determinants of health and wellbeing are considered. Guidance on wider determinants of health can be found at www.publichealth.ie.

In addition to any likely significant negative impacts from the proposed development, any positive likely significant impacts should also be assessed.

The HSE will consider the final EIAR accompanying the planning application and will make comments to the planning authority on the methodology used for assessing the likely significant impacts and the evaluation criteria used in assessing the significance of the impact.

The National Environmental Health Service (NEHS) recommends that the following matters are included and assessed in the EIAR:

- Public consultation
- Decommissioning phase of the proposed wind farm
- Siting and location of turbines
- Noise and Vibration
- Shadow Flicker
- Air Quality
- Surface and Groundwater Quality
- Geological Impacts
- Ancillary facilities
- Cumulative Impacts

The EIAR should identify the nearest sensitive receptors and consider the impact of the proposed development on them. Sensitive receptors include but are not limited to:

- Occupied houses
- Farms
- Schools
- Childcare facilities
- Medical facilities and nursing homes
- Sports and community facilities and
- Food premises.

Public Consultation

The NEHS welcomes the applicant's "Community Engagement Strategy" and the appointment of a Community Liaison Officer. Early and meaningful public consultation with the local community and all stakeholders is of utmost importance to ensure all potentially significant impacts have been adequately addressed. Members of the public should be given sufficient opportunities to express their views on the proposed development.



The applicant should also consider the development of a project specific website. All correspondence, maps, project updates and documentation including the EIAR should be uploaded to the website. The EIAR should state the period of planning permission sought, the length of time construction is estimated to take, and if it is anticipated that the renewable energy development will be decommissioned and removed or will continue to operate (following any further planning consent) at the end of this period of planning permission (should permission be granted).

All parties affected by the proposed development, including those who may benefit financially from the project, must be fully informed of what the proposal entails especially with regard to potential impacts on surrounding areas.

Sensitive receptors and other stake-holders should be identified to ensure all necessary and appropriate mitigation measures are put in place to avoid any complaints about the proposed development in the future.

The Environmental Impact Assessment Report (EIAR) should clearly demonstrate the link between public consultations and how those consultations have influenced the decision-making process in the EIAR.

Decommissioning

The EIAR should outline proposals for the decommissioning of the existing wind turbines and associated equipment/material, the applicant should consider how materials forming the foundations of the existing turbines will be managed or disposed. The EIAR should describe how these materials and equipment will be reused, recycled or disposed.

The EIAR should also detail the eventual fate of the new wind turbines, substation, energy storage batteries and associated material. The EIAR should indicate the proposed future use of the development site at the end of the planning permission period.

Siting, Location and details of Turbines

The EIAR should include a map and a description of the proposed location of each of the proposed wind turbines. The proposed development is located in a scenic mountainous area, the applicant should give consideration to incorporating opportunities for health gain within the project site eg. Walking or biking trails.

The National Environmental Health Service expects that details (height and model) of the turbines to be installed will be available at the time planning permission is sought and will be included in the EIAR. Details of the foundations for the wind turbine including depth, quantity and material to be used should be included in the EIAR.

Assessment of Consideration of Alternatives

The EIAR should consider an assessment of alternatives. The NEHS recommends that alternative renewable energy options to on- shore wind farms should be assessed as part of the EIAR.

Noise and Vibration

The potential impacts for noise and vibration from the proposed development on all noise sensitive locations must be clearly identified in the EIAR. The EIAR must also consider the appropriateness and effectiveness of all proposed mitigation measures to minimise noise and vibration.

A baseline noise monitoring survey should be undertaken to establish the existing background noise levels. Noise from any existing turbines in the area should not be included as part of the back ground levels.

In addition, an assessment of the predicted noise impacts during the construction phase and the operational phase of the proposed wind farm must be undertaken which details the change in the noise environment resulting from the proposed development.



Details of the location and frequency of noise monitoring for the proposed development should be included in the EIAR to be submitted as part of the Planning Application.

The Draft Revised Wind Energy Development Guidelines were published in December 2019. Whilst these have yet to be adopted, any proposed wind farm development should have consideration of the draft Guidelines.

https://www.housing.gov.ie/sites/default/files/publicconsultation/files/draft_revised_wind_energy_development_guidelines_december_2019.pdf .

Shadow Flicker

It is recommended that a shadow flicker assessment is undertaken to identify any dwellings and sensitive receptors which may be impacted by shadow flicker. The assessment must include all proposed mitigation measures. Dwellings should include all occupied properties and any existing or proposed properties for which planning consent has been granted for construction or refurbishment.

It is recommended that turbine selection will be based on the most advanced available technology that permits shut down during times when residents are exposed to shadow flicker. As a result no dwelling should be exposed to shadow flicker.

Air Quality

Due to the nature of the proposed construction works, generation of airborne dust has the potential to have significant impacts on sensitive receptors.

A Construction Environmental Management Plan (CEMP) should be included in the EIAR which details dust control and mitigation measures. Measures should include:

- Sweeping of hard road surfaces
- Provision of a water bowser on site, regular spraying of haul roads
- Wheel washing facilities at site exit
- Restrict speed on site
- Provide covers to all delivery trucks to minimise dust generation
- Inspect and clean public roads in the vicinity if necessary
- Material stockpiling provided with adequate protection from the wind
- Dust monitoring at the site boundary
- Truck inspection and maintenance plan
- Details of a road maintenance agreement between the operator and the Local Roads Authority to clarify responsibility for the upkeep and repair of access roads during the construction phase of the project.

Surface and Ground Water Quality

The proposed development has the potential to have a significant impact on the quality of both surface and ground water.

All drinking water sources, both surface and ground water, must be identified.

Public and Group Water Scheme sources and supplies should be identified together with any private wells supplying potable water to houses in the vicinity of the proposed development. Measures to ensure that all sources and supplies are protected should be described.

The National Environmental Health Service recommends that a walk-over survey of the site is undertaken in addition to a desktop analysis of Geological Survey of Ireland data in order to identify the location of private wells used for drinking water purposes. Any potential significant impacts to drinking water sources should be assessed. Details of bedrock, overburden, vulnerability, groundwater flows, aquifers and catchment areas should be considered when assessing potential impacts and any proposed mitigation measures.

Any impacts on surface water as a result of the construction of the underground cables should be identified and addressed in the EIAR.



Geotechnical and Peat Stability Assessment

A detailed assessment of the current ground stability of the site for the proposed windfarm development and all proposed mitigation measures should be detailed in the EIAR. The assessment should include the impact construction work may have on the future stability of ground conditions, taking into consideration extreme weather events, site drainage and the potential for soil erosion.

Information should be provided on the make and model of the turbines and on construction details for the turbine foundations, including the depth and volume of concrete required. An accurate assessment of the potential impacts of the foundations on water quality and peat stability cannot be undertaken without this information.

Reference is made to a peat slide which occurred near Ballybofey in Co. Donegal on 13th November 2020 which may have been linked to construction activity at Meenbog Wind Farm. Potential impacts on water supply associated with contamination following a peat slide include sedimentation and alteration of pH levels.

The National Environmental Health Service recommends that a detailed Peat Stability/Geotechnical Assessment should be undertaken to assess the suitability of the soil for the proposed development. The EIAR should include provision for a peat stability monitoring programme to identify early signs of potential bog slides ('pre-failure indicators' see the Scottish Government's 'Peat Landslide Hazard and Risk Assessments: Best Practice Guide for Proposed Electricity Developments 2017)

<https://www.gov.scot/binaries/content/documents/govscot/publications/advice-and-guidance/2017/04/peatlandslide-hazard-risk-assessments-best-practice-guide-proposed-electricity/documents/00517176pdf/00517176-pdf/govscot%3Adocument/00517176.pdf>

Ancillary Facilities

The EIAR should include details of the location of the site office, construction compound, fuel storage depot, sanitary accommodation, canteen and first aid facilities. Proposals for the sanitary disposal of wastewater and the provision of a potable water supply to the site canteen should be included.

Cumulative Impacts

All existing or proposed wind farm developments in the vicinity should be clearly identified in the EIAR. The impact on sensitive receptors of the proposed development combined with any other developments in the vicinity should be considered. The EIAR should include a detailed assessment of any likely significant cumulative impacts of the proposed wind farm development.

[Redacted signature]

[Redacted name]
Environmental Health Officer
Environment and Climate Change Network Support Unit

From: [REDACTED]@IAA.ie> on behalf of Planning
<planning@iaa.ie>
Sent: Tuesday 22 October 2024 14:00
To: [REDACTED]
Cc: [REDACTED]
Subject: RE: Ballyfasy Wind Farm, County Kilkenny
Attachments: RE: EIA Scoping Report for the proposed Ballyfasy Wind Farm in County Kilkenny

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H [REDACTED]

Please see response attached already issued in October 2023.

Regards,

[REDACTED]

[REDACTED]

Aerodromes Inspector

The Times Building, 11-12 D'Olier Street, Dublin 2, D02 T449



From: [REDACTED] >
Sent: Tuesday 22 October 2024 13:26
Cc: [REDACTED]; [REDACTED]
Subject: Ballyfasy Wind Farm, County Kilkenny

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Dear Sir/Madam,

TOBIN are preparing an Environmental Impact Assessment Report (EIAR) on behalf of Manogate Ltd. for the proposed Ballyfasy Wind Farm in County Kilkenny.

As part of the EIA process, we invite you to submit any relevant information that you may hold and/or highlight any issues that you feel should be directed to the project team.

In order to facilitate this, please find attached the EIA Scoping Report providing details of the proposed development, site location, and the proposed scope of the EIAR.

Views/comments on the proposed development can be submitted by email, letter, or telephone to the contact below no later than the 19th of November 2024.

Kind regards,

[REDACTED] BSc (Hons) MSc
Assistant Project Manager

TOBIN Consulting Engineers
Galway | Dublin | Castlebar | Limerick
Telephone: [REDACTED]
Email: [REDACTED]
Website: <http://www.tobin.ie>



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- 2018 Engineers Ireland Excellence Awards Winner: Engineering Project of the Year*
- 2018 Engineers Ireland Excellence Awards Winner: Heritage and Conservation*

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=====

=====

[REDACTED]

From: [REDACTED]@IAA.ie>
Sent: Tuesday 17 October 2023 15:47
To: Planning; [REDACTED]
Cc: [REDACTED]
Subject: RE: EIA Scoping Report for the proposed Ballyfasy Wind Farm in County Kilkenny

Follow Up Flag: Follow up
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Dear [REDACTED]
In relation to my email below dated 6th October 2023, The IAA would also recommend engaging directly with the air navigation service provider (ANSP) Air Nav Ireland to undertake a preliminary screening assessment to confirm that the proposed wind farm and the associated cranes that would be utilised during its construction would have no impact on enroute communication, navigation and surveillance equipment.
Email address for Air Nav Ireland is as follows: planning@airnav.ie

Kind regards,

[REDACTED]

From: Planning
Sent: 06 October 2023 11:45
To: [REDACTED]
Cc: [REDACTED]; Planning <planning@iaa.ie>
Subject: FW: EIA Scoping Report for the proposed Ballyfasy Wind Farm in County Kilkenny

Dear [REDACTED],

Thank you for your scoping letter/report and request for comments in relation to the proposed Ballyfasy Wind Farm, to be located at Ballyfasy, Co. Kilkenny.

The proposed wind farm development appears to be approximately 20km North of Waterford Airport, as such, it is recommended that the developer engage directly with Waterford Airport to make them aware of the proposal and ensure appropriate screening from an aviation safety perspective.

It is likely that the following general observations would be proffered by the Authority during a formal planning process:

In the event of planning consent being granted, the applicant should be conditioned to contact the Irish Aviation Authority to:

- (1) agree an aeronautical obstacle warning light scheme for the wind farm development,
- (2) provide as-constructed coordinates in WGS84 format together with ground and blade tip height elevations at each wind turbine location and
- (3) notify the Authority of intention to commence crane operations with at least 30 days prior notification of their erection.

For information, please forward any future planning related queries to planning@iaa.ie.

Best Regards,

From: [REDACTED]
Sent: Thursday, September 28, 2023 11:32 AM
To: IAA INFORMATION <iaainfo@IAA.ie>
Cc: [REDACTED]
Subject: EIA Scoping Report for the proposed Ballyfasy Wind Farm in County Kilkenny

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Dear Sir/Madam,

TOBIN Consulting Engineers are preparing an Environmental Impact Assessment Report (EIAR) on behalf of Manogate Ltd. for the proposed Ballyfasy Wind Farm in County Kilkenny.

As part of the EIA process, we invite you to submit any relevant information that you may hold and/or highlight any issues that you feel should be directed to the project team.

In order to facilitate this, please find attached a scoping letter and the EIA Scoping Report providing details of the proposed development, site location, and the proposed scope of the EIAR.

Views/comments on the proposed development can be submitted by email, letter, or telephone to the contact below no later than the 27th of October 2023.

Kind regards,

[REDACTED] BSc (Hons) MSc
Assistant Project Manager

TOBIN Consulting Engineers
Galway | Dublin | Castlebar | Limerick
Telephone: [REDACTED]
Email: [REDACTED]
Website: <http://www.tobin.ie>



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2018 Engineers Ireland Excellence Awards Winner: Heritage and Conservation

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=====

=====

From: [REDACTED]<[REDACTED]@fisheriesireland.ie>
Sent: Monday 18 November 2024 12:42
To: [REDACTED]
Subject: Ballyfasy Wind Farm, County Kilkenny
Attachments: IFI_Data_Request_Form.pdf; IFI_Response_Ballyfasy_Tobins 20241118.pdf

Follow Up Flag: Follow up
Flag Status: Completed

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Hi [REDACTED],

Please find attached a response to your EIAR Scoping Request below.

I have also attached a data request form for fish survey data from our research department if required.

Regards,

[REDACTED]

[REDACTED]
Fisheries Environmental Officer

✉ [REDACTED]<[REDACTED]@fisheriesireland.ie> • ☎ [REDACTED]



Help us protect Ireland's rivers, lakes and coastlines by reporting illegal fishing, water pollution or invasive species.
Our confidential phone number is 0818 34 74 24, which is open 24 hours a day / 7 days a week.

To read our Privacy Policy and Email Disclaimer Notice, Please visit www.fisheriesireland.ie

From: Environmental Planning <environmentalplanning@fisheriesireland.ie>
Sent: Thursday 24 October 2024 13:00
To: [REDACTED]<[REDACTED]@fisheriesireland.ie>
Subject: FW: Ballyfasy Wind Farm, County Kilkenny

From: info <info@fisheriesireland.ie>
Sent: Tuesday 22 October 2024 14:07
To: Environmental Planning <environmentalplanning@fisheriesireland.ie>
Subject: FW: Ballyfasy Wind Farm, County Kilkenny

Good afternoon All
Below email received to Citywest Info
Kind regards
[REDACTED]

From: [REDACTED]
Sent: Tuesday 22 October 2024 13:19
Cc: [REDACTED]
Subject: Ballyfasy Wind Farm, County Kilkenny

Dear Sir/Madam,

TOBIN are preparing an Environmental Impact Assessment Report (EIAR) on behalf of Manogate Ltd. for the proposed Ballyfasy Wind Farm in County Kilkenny.

As part of the EIA process, we invite you to submit any relevant information that you may hold and/or highlight any issues that you feel should be directed to the project team.

In order to facilitate this, please find attached the EIA Scoping Report providing details of the proposed development, site location, and the proposed scope of the EIAR.

Views/comments on the proposed development can be submitted by email, letter, or telephone to the contact below no later than the 19th of November 2024.

Kind regards,

[REDACTED] BSc (Hons) MSc
Assistant Project Manager

TOBIN Consulting Engineers
Galway | Dublin | Castlebar | Limerick
Telephone: [REDACTED]
Email: [REDACTED]
Website: <http://www.tobin.ie>



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Assistant Project Manager,
Tobin Consulting Engineers



Iascach Iníre Éireann
Inland Fisheries Ireland

18 November 2024

Re: 11474 – EIA Scoping Report for proposed Ballyfasy Wind Farm
Location: Ballyfasy, Ballymartin, Bishopsmountain, Ballywairry etc. Co. Kilkenny

Via Email to: [REDACTED]

Dear [REDACTED]

Inland Fisheries Ireland (IFI) is the statutory authority tasked under section 7(1) of the Inland Fisheries Act 2010 (No. 10 of 2010) with responsibility for the protection, management, and conservation of the inland fisheries resource. In respect of the statutory ecological surveys proposed by Tobin Consulting, IFI wish to make the following observations:

The proposed development is located within the catchment areas of the surface water bodies listed below. All have direct hydrological connections with the Barrow – Nore or Lower River Suir SACs.

Surface Water Body	WFD Status	Risk Status
Arrigle_010	Good	Not at Risk
Blackwater (Kilmacow)_020	Moderate	Under Review
Smartscastle Stream_010	Moderate	At Risk

Article 5 of the Surface Water Regulations (SI 272 of 2009) states that there should be no deterioration in Ecological Status. Article 28(2) of the Regulations states that a surface water body whose status is determined to be less than Good shall be restored to at least Good status. The proposed surveys / reports must demonstrate how this project would cause no deterioration to the above surface water bodies and is consistent with their restoration to good ecological status where this is required.

IFI requests that the following assessments be provided:

- Baseline ecological assessments of water courses potentially affected by the proposed development, including fish species, as well as other biological and physico-chemical surveys
- Maps of all aquatic habitats potentially affected by the project: all drainage channels (temporary and permanent) should be mapped and where these channels transect the proposed road network.
- An assessment of the potential adverse effects of the proposed works on all relevant aquatic receptors, including fish. Assessments should cover the site of the proposed wind development and the proposed grid connection route.



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- An assessment of the cumulative effects of the proposed development along with other existing or approved projects
- An assessment of the impact on the conservation objectives of species listed as qualifying interests in the Barrow – Nore and Lower Suir SACs, which includes Lamprey species and Atlantic Salmon
- The proposed mitigation measures to prevent erosion from soil disturbance in excavation areas and areas where there is significant movement of plant and machinery

Among the sources which may be used for fish ecological status and data are the Water Framework Directive Fish Ecological Status 2008-2021 fish survey results and <https://opendata-figis.hub.arcgis.com/datasets/IFIgis::water-framework-directive-fish-ecological-status-2008-2021>. This layer shows WFD fish ecological status for river site locations 2008-2021. Fish species present at each site is also indicated. The applicant may also complete a data request form for specific fish survey data from our research department if required (copy of form attached).

During the construction and operational phases, the applicant should adhere to the recommendations and guidelines outlined in IFI's *Guidelines on Protection of Fisheries during Construction Works in and adjacent to Waters* 2016. A copy of this document is available [here](#).

The storage, management and conveyance of materials on site must not permit any deleterious matter to reach surface water systems either directly or indirectly. Any watercourses on or bordering the site must be maintained in their original state, their bankside vegetation preserved, and the existing line of the watercourse left unaltered. IFI recommends that minimum buffer zones of 50m be provided from turbine bases to any waters as defined in Section 1 of the Local Government (Water Pollution) Act, 1977 (as amended).

Instream works may only take place during the period 1 July to 30 September. There should be no interference with the bed, gradient, profile or alignment of watercourses without prior notification and the agreement of Inland Fisheries Ireland. Proposed instream works must be accompanied by a site-specific method statement provided to IFI. The applicant should provide a commitment to provide these at least ten working days before works commence. Written approval from IFI should be obtained before works proceed.

The number of water crossings, whether on-site or for the proposed grid connection route, should be minimised, and existing crossings utilised where possible. Method statements for new water crossings, or for alterations to existing crossings must be provided. Where existing crossings must undergo alteration, IFI request that these are upgraded in the interests of habitat improvement and biodiversity enhancement. Crossings should be designed to meet IFI's *Fisheries Construction Guidelines* referred to above. IFI should be consulted at the design phase to maximise favourable outcomes for fisheries habitats.

SuDS principles should be incorporated into surface water management plans to attenuate any run-off of suspended solids or other deleterious matter. Natural flow paths should not be interrupted or diverted in a manner that would increase the risk of erosion. Surface run-off rates should mimic greenfield rates as closely as possible.



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Inland Fisheries Ireland

Drainage infrastructure should be installed during dry ground conditions. Routes of roads and tracks and the location of turning areas should be planned to minimise environmental disturbance. The use of heavy plant and machinery on site should not result in soil erosion or nutrient losses. The use of borrow pits as a source of aggregate/hardstanding material should have regard for the sensitivity of the soils/subsoils to erosion and the potential for the generation of suspended solids pollution from excavations linked to a borrow pit.

In addition to environmental assessments (EIAR, NIS etc.), the application for planning should include a Construction Environmental Management Plan (CEMP), and a Surface Water Management Plan (SWMP). The applicant / contractor should also make provision for the appointment of an Ecological Clerk of Works to Inland Fisheries Ireland. In the event of any non-compliant discharge or incident which threatens an aquatic zone, the applicant / contractor must undertake to inform IFI immediately.

At all times the precautionary principle should be applied throughout the development. Records should be kept of biological and chemical monitoring of undertaken before and during the construction phase and after the works, and during the operational phase for the development. Records should also be kept of inspections of surface water mitigation measures. These records should be made available upon request to any authorised person as defined under the Local Government (Water Pollution) Acts.

Future correspondence or any requests for clarification can be sent via email to [redacted]@fisheriesireland.ie or by post to the address below.

Yours sincerely,

[redacted signature]

[redacted]
Fisheries Environmental Officer
South-Eastern River Basin District

Brief description of the nature & purpose of the study:
Waters (river/lake/transitional water) where study being conducted:

Purpose for which data/sample will be used:

Conservation		CFB/RFB funded project	
Research		Biodiversity Plan	
Fisheries Management		Planning Application	
Education		Environmental Impact Assessment	
Other (please give details)			

Data/sample requested (list data)

Please note: data will be supplied in the format available but requests can be made for particular formats

Extent of data usage

	Yes	No
Is IFI data the only data to be used in the research		
What proportion of the research dataset will the IFI data form		

Publications requested (please provide, author, year and title where possible)

Commercial contract

	Yes	No
Is IFI data to be used as part of a commercial contract?		

Data use terms & conditions

Please read the following information carefully as it sets out the terms and conditions that govern the use of data/reports/samples/etc. derived from IFI owned datasets and information. These data are owned and operated by Inland Fisheries Ireland (IFI) who operate under the aegis of the Department of Communications, Energy and Natural Resources.

IFI owned data are freely available when formally requested **for non-commercial use** (there are a number of exceptions to this – see data request policy which can be obtained on request from IFI). While Ordnance Survey material is used as a background for IFI data, it is not available for download from any of the IFI websites. Ordnance Survey Material is supplied by permission of the Government (Ordnance Survey Ireland Copyright permit No. MP007508). Anyone wishing to reproduce Ordnance Survey Ireland material, or use it as a basis for their own publications, must obtain a licence from Ordnance Survey Ireland, for which a fee may be payable.

Data are provided on the understanding that users will:

- Respect the policy of IFI on restrictions of access to sensitive data (detailed in policy document).
- Acknowledge IFI as the originators of the records in all uses of these data.
- Provide IFI, upon request, with copies of any reports or publications resulting from the use of these data.
- Include IFI personnel as authors in publications or reports where appropriate (will be detailed in the additional terms and conditions in the data release consent form)
- Not use the information to the detriment of individual species or habitats, biodiversity or the environment in general.

Data users understand that:

- IFI encourage the free dissemination of data.
- These data are the copyright of Inland Fisheries Ireland
- Archival records may have errors due to different map scales, etc.
- Any biological record is specific to the date of recording and does not necessarily imply the continuance of the species at that site. Users should verify that the data were collected at a time of the day and year appropriate to the species.
- Any absence of information in the IFI dataset does not necessarily indicate an absence of records for a given area or species, the area or species may simply be unrecorded.
- Similarly, any absence of information in the IFI dataset for an area, does not necessarily imply a low biodiversity value for that area.
- IFI data are not published on IFI websites as legal definitions of the current actuality with regard to their geographic extent. IFI do not guarantee that digital data is free of minor errors not materially affecting performance. IFI do not guarantee that digital data will be suitable for use with any GIS or any other computer software. It is the users responsibility to ensure that the data are fit for any intended use.
- IFI have no responsibility for determining the fitness of data for their intended use.
- The site and data are provided on an "as is", "as available" basis and IFI does not guarantee the accuracy, timeliness, completeness, performance or fitness for a particular purpose of the site or any content, or the usefulness of any information or product.
- All implied warranties are excluded from these terms to the extent that they may be excluded as a matter of law.
- These data are offered in good faith to interested individuals or organisations for private use on their own computer systems. They should not be sold, in whole or in part, nor should they form part of any application or development that is being sold. Anyone who wishes to incorporate these data into an added-value application should first contact IFI to request permission and negotiate terms, if applicable.
- Any arrangements made between you and any third party are at your sole risk and responsibility.
- Additionally, IFI will not be liable for any losses, costs, claims, injuries or damages (including without limitation, damages for loss of profits) arising in contract, tort (including negligence and breach of statutory

authority) or otherwise from your access to or use, or inability to use the site or any content or from any action taken (or refrained from being taken) as a result of using the site or any content.

- Neither IFI nor any third party content provider warrants that any digital files distributed or available for downloading will be free of viruses or similar contamination or destructive features.

Electronic data users are responsible for:

- installing and commissioning the dataset onto their computer system(s).
- for providing and maintaining the software necessary to use the dataset.
- ensuring that proper security precautions are followed to secure back-up copies of the dataset and that an effective control is kept on the number of copies of the dataset.
- the validity of the results produced by the dataset.

IFI guidelines on access to, and use of, sensitive data:

- For these purposes sensitive data are defined as any data that IFI does not want to make publicly available, e.g. precise localities of endangered species, data currently being generated during a current research project, etc.
- IFI considers records relating to the following species as sensitive data (this list may be added to from time to time as IFI deems necessary):

Species	Reason	
	EU Habitats Directive	Vertebrate red List
Arctic Char <i>Salvelinus alpinus</i>	-	V
Brook Lamprey <i>Lampetra planeri</i>	II	I
River Lamprey <i>Lampetra fluviatilis</i>	II, V	I
Sea Lamprey <i>Petromyzon marinus</i>	II	I
Pollan <i>Coregonus autumnalis</i>	V	E
Salmon <i>Salmo salar</i>	II*, V*	II
Allis Shad <i>Alosa alosa</i>	II, V	E
Twaite Shad <i>Alosa fallax</i>	II, V	E
Killarney Shad <i>Alosa fallax killarnensis</i>	II, V	E
Smelt <i>Osmerus eperlanus</i>	-	V

*only refers to salmon in freshwater

II=Annex II animal and plant species, V=Annex V animal & plant species

V=vulnerable, E=endangered, I=indeterminate, II=internationally important

- IFI acknowledge that in some cases the threat to species from releasing such data may be negligible. However, IFI are applying the precautionary principle in terms of access to sensitive data until such time as the threat can be quantified.
- External bodies may apply for access to such sensitive data, but will not make this information generally available (e.g. in reports, Environmental Impact Assessments/Statements, maps).

<p>I confirm that I have read the terms and conditions for the use of IFI data, and understand the guidelines on the use of sensitive data</p>	
---	--

Signature of applicant.....Date.....

**Signature of (academic)
supervisor/manager.....Date.....**

Please return this form by e-mail to [redacted] [@fisheriesireland.ie](mailto:[redacted]@fisheriesireland.ie) with the subject marked DATA REQUEST. If e-mail submission is not possible, please return completed form to Sandra Doyle, Inland Fisheries Ireland, 3044 Lake Drive, Citywest Business Campus, Dublin 24 (“Data Request” label on envelope).

NB: Please copy your supervisor/ manager with any request submitted by email

A data release consent form will be issued prior to releasing the data.

<p>IFI will endeavour to respond to your query within 60 days.</p>

<p>If readable maps and/or grid references are not provided, a response may take longer.</p>

From: [REDACTED]@southeastenergy.ie>
Sent: Monday 4 November 2024 11:19
To: [REDACTED]
Cc: [REDACTED]
Subject: RE: Ballyfasy Wind Farm, County Kilkenny
Attachments: Ballyfasey EIA_SEEA Note to Tobin.pdf

Follow Up Flag: Follow up
Flag Status: Completed

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[REDACTED]
Attached for reference .

[REDACTED] CEng BE MIEI CPM CMVP MAEE | CEO
m: [REDACTED] | e: [REDACTED]@southeastenergy.ie | [Join our newsletter](#)
South East Energy Agency | www.southeastenergy.ie
t: [REDACTED] | Kilkenny Research and Innovation Centre, Burrell's Hall, St. Kieran's College, Kilkenny, R95 TP64
Chair of IWFA, IESA President of IrBEA, Founding member of REI with Marie Donnelly (2018)

From: South East Energy Agency <contact@southeastenergy.ie>
Sent: Tuesday 22 October 2024 14:15
To: [REDACTED]@southeastenergy.ie>
Subject: FW: Ballyfasy Wind Farm, County Kilkenny

FYI

From: [REDACTED]
Sent: Tuesday 22 October 2024 13:19
Cc: [REDACTED]; [REDACTED]
Subject: Ballyfasy Wind Farm, County Kilkenny

Dear Sir/Madam,

TOBIN are preparing an Environmental Impact Assessment Report (EIAR) on behalf of Manogate Ltd. for the proposed Ballyfasy Wind Farm in County Kilkenny.

As part of the EIA process, we invite you to submit any relevant information that you may hold and/or highlight any issues that you feel should be directed to the project team.

In order to facilitate this, please find attached the EIA Scoping Report providing details of the proposed development, site location, and the proposed scope of the EIAR.

Views/comments on the proposed development can be submitted by email, letter, or telephone to the contact below no later than the 19th of November 2024.

Kind regards,

██████████ BSc (Hons) MSc
Assistant Project Manager

TOBIN Consulting Engineers
Galway | Dublin | Castlebar | Limerick
Telephone: ██████████
Email: ██████████
Website: <http://www.tobin.ie>



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2019 Association of Consulting Engineers of Ireland Awards Winner: Design Excellence (Structures)
2018 Engineers Ireland Excellence Awards Winner: Engineering Project of the Year
2018 Engineers Ireland Excellence Awards Winner: Heritage and Conservation

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Kilkenny Research & Innovation Centre,
Burrell's Hall, St Kieran's College, Kilkenny,
Ireland
+353 (0) 56 779 0856
accounts@southeastenergy.ie
<https://southeastenergy.ie>

To: [REDACTED] BSc (Hons) MSc Assistant Project Manager TOBIN Consulting Engineers

Subject: Manogate Ltd. Note re EIAR Ballyfasy Wind Farm Assessment

Dear [REDACTED],

The South East Energy Agency (SEEA) fully supports the Environmental Impact Assessment (EIA) for the Ballyfasy Wind Farm in County Kilkenny. This project aligns with several key directives and regional priorities, which are crucial for Ireland's renewable energy targets and regional development.

Revised REPowerEU and RED III Directive:

The Revised REPowerEU and RED III directive mandates that Ireland achieve 42.5% renewable energy. The Ballyfasy Wind Farm project is a significant step towards meeting this target by contributing approximately 72MW of renewable energy capacity. This development is essential for Ireland to fulfill its binding commitments to combat climate change and transition to a low-carbon energy economy.

Regional Development Guidelines:

The draft South East Regional Spatial and Economic Strategy (SER SECP) emphasises the importance of maximising the use of existing grid assets. The Ballyfasy Wind Farm project aligns with this regional priority by utilising the existing Great Island-Kilkenny 110kV overhead line and the planned Castlebanny 110kV substation for grid connection. This strategic use of existing infrastructure supports efficient and sustainable energy distribution in the region.

Community Benefit Fund:

It is crucial that the Community Benefit Fund associated with the Ballyfasy Wind Farm supports long-term energy efficiency and renewable energy initiatives locally. This fund should be directed towards projects that enhance local energy resilience, reduce energy costs for residents, and promote sustainable development within the community of energy sufficiency for rural communities retaining lost fossil spend in the community. The South East Energy Agency will be well placed to support, lever and oversee the role out of such energy efficiency support programs at local and county levels to maximise its impact for generations to come.

The SEEA looks forward to the successful implementation of the Ballyfasy Wind Farm and its positive impact on both regional and national renewable energy goals.

Best regards,

[REDACTED]

[REDACTED] CEO

South East Agency CLG

Company No: 356270 Reg. No IE 6376270I

From: INFO <Information@tii.ie>
Sent: Tuesday 29 October 2024 12:19
To: [REDACTED]
Subject: TII Ref: TII24-129218 - EIAR Assessment Report Ballyfas Wind Farm, Co. Kilkenny

Follow Up Flag: Follow up
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Dear [REDACTED],

Thank you for your correspondence of 22 October 2024 regarding the above. Transport Infrastructure Ireland's (TII's) position in relation to your enquiry is as follows.

TII will endeavour to consider and respond to planning applications referred to it, given its status and duties as a statutory consultee under the Planning Acts. The approach to be adopted by TII in making such submissions or comments will seek to uphold official policy and guidelines, as outlined in the Section 28 Ministerial Guidelines 'Spatial Planning and National Roads Guidelines for Planning Authorities' (DoECLG, 2012). Regard should also be had to other relevant guidance available at www.TII.ie.

The issuing of this correspondence is provided as best practice guidance only and does not prejudice TII's statutory right to make any observations, requests for further information, objections or appeals, following the examination of any valid planning application referred.

National Strategic Outcome 2 of the National Planning Framework includes the objective to maintain the strategic capacity and safety of the national road network. In addition, Chapter 7 'Enhanced Regional Accessibility' of the National Development Plan, 2021 – 2030, sets out the key sectoral priority of maintaining Ireland's existing national road network to a robust and safe standard for users. This requirement is further reflected in the publication of the National Investment Framework for Transport in Ireland and also the existing Statutory Section 28 'Spatial Planning and National Roads Guidelines for Planning Authorities'.

With respect to EIAR Scoping issues, the recommendations indicated below provide only general guidance for the preparation of an EIAR, which may affect the national road network.

The developer should have regard, inter alia, to the following:

- Consultations should be had with the relevant Local Authority/National Roads Design Office, with regard to the locations of existing and future national road schemes in the area.
- TII would be specifically concerned as to potential significant impacts the development would have on the national road network (and junctions with national roads) in the proximity of the proposed development, including the potential haul route.
- The developer should assess visual impacts from existing national roads.
- The developer should have regard to any EIAR/EIS and all conditions and/or modifications imposed by An Bord Pleanála regarding road schemes in the area. The developer should, in particular, have regard to any potential cumulative impacts.

- The developer, in preparing EIAR, should have regard to TII Publications (formerly DMRB and the Manual of Contract Documents for Road Works).
- The EIAR should have regard to TII's Environmental Assessment and Construction Guidelines, including the Good Practice Guidance for the Treatment of Noise during the Planning of National Road Schemes (National Road Authority (NRA), 2014).
- The EIAR should consider the 'European Communities (Environmental Noise) Regulations, 2018, (S.I. no. 549 of 2018)', and, in particular, how the development will affect future action plans by the relevant competent authority. The developer may need to consider the incorporation of noise barriers to reduce noise impacts (see 'Good Practice Guidance for the Treatment of Noise during the Planning of National Road Schemes (NRA, 2014)').
- It would be important that, where appropriate, subject to meeting the appropriate thresholds and criteria and having regard to best practice, a Traffic and Transport Assessment (TTA) be carried out in accordance with relevant guidelines, noting traffic volumes attending the site and traffic routes to/from the site, with reference to impacts on the national road network and junctions of lower category roads with national roads.

In relation to national roads, TII's 'Traffic and Transport Assessment Guidelines' (2014) should be referred to in relation to proposed development with potential impacts on the national road network. The scheme promoter is also advised to have regard to Section 2.2 of TII's TTA Guidelines, which addresses requirements for sub-threshold TTA.

Any improvements required to facilitate development should be identified. It will be the responsibility of the developer to pay for the costs of any improvements to national roads to facilitate the private development proposed, as TII will not be responsible for such costs.

- The designers are asked to consult TII Publications to determine whether a Road Safety Audit is required.
- In the interests of maintaining the safety and standard of the national road network, the EIAR should identify the methods/techniques proposed for any works traversing/in proximity to the national road network.
- TII recommends that the applicant/developer should clearly identify haul routes proposed and fully assess the network to be traversed. Where abnormal 'weight' loads are a feature of the development, e.g., turbine or substation components, separate structure approvals/permits and other licences may be required in connection with the proposed haul route. All national road structures on the haul route through all the relevant County Council administrative areas should be checked by the applicant/developer to confirm their capacity to accommodate any abnormal 'weight' load proposed.

In addition, the haul route should be assessed to confirm capacity to accommodate abnormal 'length' loads and any temporary works required are identified.

The national road network is managed by a combination of PPP Concessions, Motorway Maintenance and Renewal Contractors (MMaRC) and local road authorities, in association with TII.

The applicant/developer should also consult with all PPP Companies, MMaRC Contractors and road authorities over which the haul route traverses, to ascertain any operational requirements, including delivery timetabling, etc., to ensure that the strategic function of the national road network is safeguarded.

Where temporary works within any MMaRC Boundary are required to facilitate the transport of turbine components to site, the applicant/developer shall contact thirdpartyworks@tii.ie in advance, as a works specific Deed of Indemnity will be needed by TII before the works can take place.

Additionally, any damage caused to the pavement on the existing national road arising from any temporary works due to the turning movement of abnormal loads (e.g., tearing of the surface course, etc.) shall be rectified in accordance with TII Pavement Standards and details in this regard shall be agreed with the road authority prior to the commencement of any development on site.

Any Road Safety Audit requirements should be addressed.

- Any grid connection and cable routing proposals should be developed to safeguard proposed road schemes, as TII will not be responsible for costs associated with future relocation of cable routing where proposals are catered for in an area of a proposed national road scheme. In that regard, consideration should be given to routing options, use of existing crossings, depth of cable laying, etc.

Where grid connection proposals impact the existing national road network, please note, in accordance with the National Planning Framework National Strategic Outcome No. 2 'Enhanced Regional Accessibility', there is a requirement to maintain the strategic capacity and safety of the network. This requirement is further reflected in the NDP, the National Investment Framework for Transport in Ireland and also the existing Statutory Section 28 'Spatial Planning and National Roads Guidelines for Planning Authorities'.

There is around 99,000km of roads in Ireland. The national road network, which caters for strategic inter-urban travel, consists of only approx. 5.4% of this. There is a critical requirement to ensure the strategic capacity and safety of this national road network is maintained and significant Government investment already made in the national road network is safeguarded.

The provision of cabling along the national road network represents a number of significant implications for TII and road authorities in the management and maintenance of the strategic national road network and TII is of the opinion that grid connection cable routing should reflect the foregoing provisions of official policy.

Section 12.4.1.1 'Accelerate Renewable Electricity Generation' of the Climate Action Plan 2024 (CAP24) outlines the objective of reaching 80% of electricity demand from renewable sources by 2030 through a range of measures, including:

"All relevant public bodies will carry out their functions in a manner which supports the achievement of the renewable electricity targets, including, but not limited to, the use of road and rail infrastructure to provide a route for grid infrastructure where this is the optimal solution". (Climate Action Plan 2024, p.163)

Consistent with CAP24, for all renewable energy developments requiring grid connection to the national grid, TII recommends that a full assessment of all route alternatives for grid connection takes place, including alternatives to public road, where appropriate. In TII's experience, grid connection accommodated on national roads has the potential, inter alia, to result in technical road safety issues such as differential settlement due to backfilling trenches and can impact on ability and cost of general maintenance, upgrades and safety works to existing national roads.

Having regard to the foregoing, in TII's opinion, the grid connection routing, where it is proposed to utilise the road network, must demonstrate that the route proposed represents the 'optimal solution'. In addition, there is a finite road space available to accommodate all utilities in the road network and TII recommends that a co-ordinated approach to grid connection routing in this area is achieved to avoid risk to the effective delivery of renewable energy projects in the area.

Other consents or licences may be required from the road authority for any trenching or cabling proposals crossing the national road. TII requests referral of all proposals agreed and licensed between the road authority and the applicant, which affect the national road network.

Cable routing should avoid all impacts to existing TII infrastructure such as traffic counters, weather stations, etc. and works required to such infrastructure shall only be undertaken in consultation with and subject to the agreement of TII. Any costs attributable shall be borne by the applicant/developer. The developer should also be aware that separate approvals may be required for works traversing the national road

network. All crossings in the vicinity of the national road should be by HDD and avoid all national road structures, including bridges, culverts, etc.

Notwithstanding any of the above, the developer should be aware that this list is non-exhaustive, thus site and development specific issues should be addressed in accordance with best practice.

I hope that this information is of assistance to you.

Yours sincerely,

[Redacted Signature]

Regulatory & Administration Executive

From: [Redacted]
Sent: Tuesday, October 22, 2024 1:19 PM
Cc: [Redacted]
Subject: Ballyfasy Wind Farm, County Kilkenny

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Dear Sir/Madam,

TOBIN are preparing an Environmental Impact Assessment Report (EIAR) on behalf of Manogate Ltd. for the proposed Ballyfasy Wind Farm in County Kilkenny.

As part of the EIA process, we invite you to submit any relevant information that you may hold and/or highlight any issues that you feel should be directed to the project team.

In order to facilitate this, please find attached the EIA Scoping Report providing details of the proposed development, site location, and the proposed scope of the EIAR.

Views/comments on the proposed development can be submitted by email, letter, or telephone to the contact below no later than the 19th of November 2024.

Kind regards,

[Redacted] BSc (Hons) MSc
Assistant Project Manager

TOBIN Consulting Engineers
Galway | Dublin | Castlebar | Limerick
Telephone: [Redacted]
Email: [Redacted]
Website: <http://www.tobin.ie>



2020 Association of Consulting Engineers of Ireland Awards Winner: Project Management
2019 Association of Consulting Engineers of Ireland Awards Winner: Design Excellence (Structures)
2018 Engineers Ireland Excellence Awards Winner: Engineering Project of the Year
2018 Engineers Ireland Excellence Awards Winner: Heritage and Conservation

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Próiseálann BIÉ sonraí pearsanta a sholáthraítear dó i gcomhréir lena Fhógra ar Chosaint Sonraí atá ar fáil ag

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[REDACTED]

From: Planning <Planning@water.ie>
Sent: Tuesday 19 November 2024 09:45
To: [REDACTED]
Cc: [REDACTED]
Subject: RE: Ballyfasy Wind Farm, County Kilkenny
Attachments: UÉ_EIAR_Scoping_Response_Ballyfasy Windfarm.pdf

Follow Up Flag: Follow up
Flag Status: Completed

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Hi,

Find attached Uisce Éireann's scoping response.

[REDACTED]
Development Management Planning

Uisce Éireann

Smithlands Centre, Waterford Road, Loughboy, Co.Kilkenny R95 W023

M [REDACTED]
[REDACTED]@water.ie
www.water.ie
Facebook | Twitter | LinkedIn

From: [REDACTED]
Sent: Tuesday, October 22, 2024 1:19 PM
Cc: [REDACTED]; [REDACTED]
Subject: Ballyfasy Wind Farm, County Kilkenny

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Dear Sir/Madam,

TOBIN are preparing an Environmental Impact Assessment Report (EIAR) on behalf of Manogate Ltd. for the proposed Ballyfasy Wind Farm in County Kilkenny.

As part of the EIA process, we invite you to submit any relevant information that you may hold and/or highlight any issues that you feel should be directed to the project team.

In order to facilitate this, please find attached the EIA Scoping Report providing details of the proposed development, site location, and the proposed scope of the EIAR.

Views/comments on the proposed development can be submitted by email, letter, or telephone to the contact below no later than the 19th of November 2024.

Kind regards,

██████████ BSc (Hons) MSc
Assistant Project Manager

TOBIN Consulting Engineers
Galway | Dublin | Castlebar | Limerick
Telephone: ██████████
Email: ██████████
Website: <http://www.tobin.ie>



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2018 Engineers Ireland Excellence Awards Winner: Engineering Project of the Year
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Go raibh maith agat as d'aird a thabhairt.

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Thank you for your attention.

Uisce Éireann Ref: PN24000011503

Tobin Consulting

Attention: [REDACTED]
[REDACTED]

19 November 2024

Uisce Éireann
Bosca OP 6000
Baile Átha Cliath 1
D01 WA07
Éire

Uisce Éireann
PO Box 6000
Dublin 1
D01 WA07
Ireland

T: +353 1 89 25000
F: +353 1 89 25001
www.water.ie

Re: EIAR Scoping Request – Proposed Wind Farm at Ballyfasy in County Kilkenny.

A Chara,

Uisce Éireann has received your Environmental Impact Assessment (EIA) scoping request relating to the proposed wind farm of up to 10 wind turbines at Ballyfasy.

It is Uisce Éireann's current policy to maintain safe and secure drinking water supplies and that no development that will impact Drinking Water Source. Uisce Éireann must be satisfied that the proposed development has no impact on drinking water quality and that water sources are adequately protected. It is a requirement of the Water Framework Directive that waters used for the abstraction of drinking water are protected so as to avoid deterioration in quality.

Uisce Éireann is currently preparing a DWSP for each of our Drinking Water Supplies in line with the requirements of the Water Framework Directive and accordance with the EPA Drinking Water Advice Note No. 8. The development of the plans will be advised by a national steering group and regional working groups (which include Local Authorities). It is expected the plans will include a source risk assessment (incorporating a review of existing source protection plans and zones of contribution defined by the GSI) and source protection measures will be determined and implemented in conjunction with a number of bodies including the EPA and Local Authorities who have the lead role in integrated catchment management.

Based on the information submitted the proposed windfarm site is not located within a groundwater or surface water abstraction catchment.

It is noted that the grid connection is not known at this point. Any underground cabling to connect the windfarm to the grid that will interact with existing Uisce Éireann infrastructure must obtain written approval from Uisce Éireann's Diversion team prior to the lodgement of any planning application.

In addition to the specific items outlined above requiring clarification within the EIAR, the following aspects of Water Services should also be considered in the scope of an EIA where relevant;

- a) Where the development proposal has the potential to impact an Uisce Éireann Drinking Water Source(s), the applicant shall provide details of measures to be taken to ensure that there will be no negative impact to Uisce Éireann's Drinking Water Source(s) during the construction and operational phases of the development. Hydrological / hydrogeological pathways between the applicant's site and receiving waters should be identified as part of the report.
- b) Where the development proposes the backfilling of materials, the applicant is required to include a waste sampling strategy to ensure the material is inert.
- c) Mitigations should be proposed for any potential negative impacts on any water source(s) which may be in proximity and included in the environmental management plan and incident response.
- d) Any and all potential impacts on the nearby public water supply water source(s) are assessed, including any impact on hydrogeology and any groundwater/ surface water interactions.
- e) Impacts of the development on the capacity of water services (*i.e. do existing water services have the capacity to cater for the new development*). This is confirmed by Uisce Éireann in the form of a Confirmation of Feasibility (COF). If a development requires a connection to either a public water supply or sewage collection system, the developer is advised to submit a Pre-Connection Enquiry (PCE) enquiry to Uisce Éireann to determine the feasibility of connection to the Uisce Éireann network.
- f) The applicant shall identify any upgrading of water services infrastructure that would be required to accommodate the proposed development.
- g) In relation to a development that would discharge trade effluent – any upstream treatment or attenuation of discharges required prior to discharging to an Uisce Éireann collection network.
- h) In relation to the management of surface water; the potential impact of surface water discharges to combined sewer networks and potential measures to minimise and or / stop surface waters from combined sewers.
- i) Any physical impact on Uisce Éireann assets – reservoir, drinking water source, treatment works, pipes, pumping stations, discharges outfalls etc. including any relocation of assets.
- j) When considering a development proposal, the applicant is advised to determine the location of public water services assets, possible connection points from the applicant's site / lands to the public network and any drinking water abstraction catchments to ensure these are included and fully assessed in any pre-planning

proposals. Details, where known, can be obtained by emailing an Ordnance Survey map identifying the proposed location of the applicant's intended development to datarequests@water.ie

- k) Other indicators or methodologies for identifying infrastructure located within the applicant's lands are the presence of registered wayleave agreements, visible manholes, vent stacks, valve chambers, marker posts etc. within the proposed site.
- l) Any potential impacts on the assimilative capacity of receiving waters in relation to Uisce Éireann discharge outfalls including changes in dispersion / circulation characterises. Hydrological / hydrogeological pathways between the applicant's site and receiving waters should be identified within the report.
- m) Any potential impact on the contributing catchment of water sources either in terms of water abstraction for the development (*and resultant potential impact on the capacity of the source*) or the potential of the development to influence / present a risk to the quality of the water abstracted by Uisce Éireann for public supply should be identified within the report.
- n) Where a development proposes to connect to an Uisce Éireann network and that network either abstracts water from or discharges wastewater to a "protected"/ sensitive area, consideration as to whether the integrity of the site / conservation objectives of the site would be compromised should be identified within the report.
- o) Uisce Éireann does not permit building over of its assets. As an applicant you are required to;
 - survey the site to determine the exact location of the assets. Any trial investigations should be carried out with the agreement and in the presence of Uisce Éireann.
 - Provide evidence of separation distances between the existing Uisce Éireann assets and proposed structures, other services, trees, etc. have to be in accordance with the Irish Water Codes of Practice and Standard Details.
- p) Where a diversion of Public Infrastructure may be required subject to layout proposal of the development and separation distances, the applicant is required to submit a Diversions Enquiry to diversions@water.ie
- q) Mitigation measures in relation to any of the above ensuring a zero risk to any Uisce Éireann drinking water sources (Surface and Ground water).

This is not an exhaustive list.

Please note;

- Where connection(s) to the public network is required as part of the development proposal, applicants are advised to complete the Pre-Connection Enquiry

Uisce Éireann is a statutory consultee under the Planning and Development Act 2000 (as amended). Uisce Éireann's job is to deliver the highest quality drinking water to taps every day and ensure that wastewater is properly treated and safely returned to the environment. To ensure the satisfactory completion of a development, any permission, approval, or consent granted pursuant to the Planning and Development Act 2000 (as amended) that requires a new connection(s) to water services should include a condition that requires the applicant or developer to enter into a connection agreement(s) with Uisce Éireann prior to the commencement of development. Any person discharging trade effluent to a sewer, must have a Trade Effluent Licence issued pursuant to section 16 of the Local Government (Water Pollution) Act, 1977 (as amended). Trade effluent is defined in the Local Government (Water Pollution) Act, 1977 (as amended).

process and have received a Confirmation of Feasibility letter from Uisce Éireann ahead of any planning application.

- Uisce Éireann will not accept new surface water discharges to combined sewer networks.

Queries relating to the terms and observations above should be directed to planning@water.ie

[REDACTED]

Signed on behalf of [REDACTED]
Connections and Developer Services

From: [REDACTED]@waterfordairport.ie>
Sent: Wednesday 6 November 2024 17:52
To: [REDACTED]
Subject: RE: Ballyfasy Wind Farm, County Kilkenny

Follow Up Flag: Follow up
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Hi [REDACTED]

Thank you for your email.

My initial review highlights the following safety items. The developer will need to engage an approved instrument flight procedure designer to ensure the proposed development does not have a safety effect on the existing published instrument flight procedures and associated airspace, including the items highlighted below for the current and planned future runway.

Flight Procedures:

Potential impact to the current flight procedures obstacle clearance requirements.

Future: Potential impact to the flight procedures required to underpin the new runway

LPV and SBAS: Potential impact to current and future procedures for new runway and associated holds and airspace

Airport Minimum Sector Altitude: (MSA) – Potential impact to MSA's

Flight Calibration Processes (Current ILS and Future LPV / SBAS): interfere with mandatory flight checking operations.

Interference with Airport based Radio and Navigational Equipment and Radar

NDB / DME –

Localiser and Glide Path – Including potential to interfere with flight checking operations.

Radar Operations (present or future) –

The location of the proposed wind farm appears to be abutting the northwest section of the current airport air traffic control zone and associated controlled airspace. Waterford Airport have concerns that the proposed wind turbines will infringe the instrument flight procedures obstacle clearance requirements and effect the mandatory safety airborne flight checking patterns required to be flown to underpin the integrity of the instrument landing system at Waterford Airport. In addition, Waterford Airport has planning permission for development of its runway and associated areas which will alter the current instrument flights procedures and associated airspace requirements potentially beyond the current control zone.

Kind regards,

[REDACTED]

Airport Manager
Waterford Airport

[REDACTED]@waterfordairport.ie

Telephone: [REDACTED]

Mobile: [REDACTED]

From: [REDACTED]
Sent: Friday 11 October 2024 11:46
Cc: [REDACTED]; [REDACTED]
Subject: Ballyfasy Wind Farm, County Kilkenny

Good Morning,

Manogate Ltd. propose to develop the Ballyfasy Wind Farm, located in County Kilkenny.

Manogate Ltd. have landowner agreements in place in south Kilkenny and are proposing to develop a wind farm on part of these lands in the area around Ballinlammy, Ballyfasy Upper, Ballymartin, Ballynoony East, Ballyquin, Ballywairy Bishopsmountain, Darbystown and Knockbrack (see attached map). The proposed site extends to approximately 372 hectares. ITM coordinates for the centre of the proposed site are E:661500; N626000.

Based on the overall land area available and initial studies, it is anticipated that the site will be suitable for development of 10 no. wind turbines.

Manogate Ltd has engaged a team of technical specialists who are in the process of scoping environmental assessments for the proposed development.

As part of the initial scoping process, we wish to identify areas on the attached map that might cause interference to your networks if turbines were to be sited there. We therefore invite you to submit any relevant information that you may hold and/or highlight any issues that you feel should be directed to the project team. If you have any views/comments on the proposed development, can you please respond no later than the **1st of November 2024**.

Best regards,

[REDACTED] BSc (Hons) MSc
Assistant Project Manager

TOBIN Consulting Engineers
Galway | Dublin | Castlebar | Limerick
Telephone: [REDACTED]
Email: [REDACTED]
Website: <http://www.tobin.ie>



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From: [REDACTED]>
Sent: Wednesday 30 October 2024 17:08
To: [REDACTED]
Cc: [REDACTED]
Subject: RE: Ballyfasy Wind Farm, County Kilkenny

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Hi [REDACTED]
I have assessed your scoping document and would like to discuss at your earliest convenience. I can follow up in writing thereafter if required.
Thanks,
Kind Regards,
[REDACTED]
Executive Planner
[REDACTED]

From: [REDACTED]> **On Behalf Of** Planning Mailbox
Sent: Tuesday 22 October 2024 14:14
To: [REDACTED]>; [REDACTED]>
Subject: FW: Ballyfasy Wind Farm, County Kilkenny

Gents
What is the process with the below if you wish to make any comments on it?
[REDACTED]



Mary Shephard

Kilkenny County Council
Planning Department
County Hall, John Street
Kilkenny

Comhairle Chontae Chill Chainnigh
Roinn Pleanála
Halla an Chontae, Sráid Eoin
Chill Chainnigh

056 7794391

mary.shephard@kilkennycoco.ie

www.kilkennycoco.ie

From: [REDACTED]>
Sent: Tuesday 22 October 2024 13:19
Cc: [REDACTED]>; [REDACTED]>
Subject: Ballyfasy Wind Farm, County Kilkenny

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Dear Sir/Madam,

TOBIN are preparing an Environmental Impact Assessment Report (EIAR) on behalf of Manogate Ltd. for the proposed Ballyfasy Wind Farm in County Kilkenny.

As part of the EIA process, we invite you to submit any relevant information that you may hold and/or highlight any issues that you feel should be directed to the project team.

In order to facilitate this, please find attached the EIA Scoping Report providing details of the proposed development, site location, and the proposed scope of the EIAR.

Views/comments on the proposed development can be submitted by email, letter, or telephone to the contact below no later than the 19th of November 2024.

Kind regards,

██████████ BSc (Hons) MSc
Assistant Project Manager

TOBIN Consulting Engineers
Galway | Dublin | Castlebar | Limerick
Telephone: ██████████
Email: ██████████
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