

Application Form for Permission / Approval in respect of a Strategic Infrastructure Development

1.

, ,	Section 182A of the Planning and Development Act 2000, as amended.

2. Applicant:

Name of Applicant:	Greener Ideas Limited
Address:	c/o Tom Lawlor,
	Bord Gáis Energy Ltd
	1 Warrington Place
	Dublin 2
	D02 HH27
Telephone No:	+353 (0) 86 008 0720
Email Address (if any):	TLawlor@bordgais.ie

3. Where Applicant is a company (registered under the Companies Acts):

Name(s) of company director(s):	Bran Keogh, John Dalton, Emma Burrows
Registered Address (of company)	1 Warrington Place, Dublin 2
Company Registration No.	454687
Telephone No.	086 008 0720
Email Address (if any)	N/A

4. Person / Agent acting on behalf of the Applicant (if any):

Name:	TOBIN Consulting Engineers
Address:	C/o Louise Byrne, Block 10-4, Blanchardstown Corporate Park, Dublin 15, D15 X98N, Ireland.
Telephone No.	+353 (0)1 8030401
Mobile No. (if any)	N/a
Email address (if any)	Louise.Byrne@Tobin.ie

Should all correspondence be sent to the above address? (Please tick appropriate box)

(Please note that if the answer is "No", all correspondence will be sent to the Applicant's address)

Yes: [X] No:[]

Contact Name and Contact Details (Phone number) for arranging entry on site if required / appropriate:

Alan Tipping, GIL Construction Manager, + 353 (86)1273723, alan.tipping@centrica.com

5. Person responsible for preparation of Drawings and Plans:

Name:	Ger Donnellan
Firm / Company:	TLI Group
Address:	Unit 1, Borg Commercial Park, Monavalley, Tralee, Co. Kerry, Ireland, V92 HT21
Telephone No:	+ 353 66 71 35710
Mobile No:	N/a
Email Address (if any):	Ger.Donnellan@TLI.ie

Details all plans / drawings submitted – title of drawings / plans, scale and no. of copies submitted. This can be submitted as a separate schedule with the application form.

See Appendix 1 to this form 2 no. Hard Copies Provided 8 no. Digital Copies Provided

6. Site:

Site Address / Location of the Proposed Development (as may best identify the land or structure in question)	Profile Pa	rk, Baldonnel, Dublin 22	
Ordnance Survey Map Ref No. (and the Grid Reference where available)	Map Shee O 03775 3	ets 3325-B, 3326-A, 3325 30503	-D, 3326-C
Where available, please provide the application site boundary, as shown in the submitted plans / drawings, as an ESRI shapefile in the Irish Transverse Mercator (ITM IRENET95) co-ordinate reference system. Alternatively, a CAD file in .dwg format, with all geometry referenced to ITM, may be provided.			nsverse tively, a CAD
Area of site to which the application rela		ates in hectares	2.6ha
Site zoning in current Development Plan for the area:		"EE – Enterprise and Er	nployment"
Existing use of the site & proposed use of the site:		Existing Use – vacant grait with associated road accurate wider industrial park.	
		Proposed Use – Substation & Grid Connection in the Roadway	
Name of the Planning Authority(s) in whose functional area the site is situated:		South Dublin County Co	puncil

7. Legal Interest of Applicant in respect of the site the subject of the application:

Please tick appropriate box to show applicant's legal interest in the land or structure:	Owner [X]	Occupier [X]
	Other [X]	

Where legal interest is "Other", please expand further on your interest in the land or structure.

Greener Ideas Limited (GIL) is the owner of the proposed substation site. With regards to the proposed grid connection, GIL has received consent from 4 landowners, namely, Digital Netherlands VIII B.V Google, Vantage Data Centers DUB11 Limited, and occupier ESB, to apply for planning permission for the development of, and/or access to the proposed development on their lands.

If you are not the legal owner, please state the name and address of the owner and supply a letter from the owner of consent to make the application as listed in the accompanying documentation.

Digital Netherlands VIII B.V

Stratus House Unit 1, 1st Floor College Business & Technology Park, Blanchardstown Dublin 15, Dublin 15, Dublin

Google Ireland Limited

Google Building Gordon House, 4 Barrow St, Grand Canal Dock, Dublin 4, D04 V4X7

Vantage Data Centers DUB11 Limited

1-2 Victoria Buildings, Haddington Road, Dublin 4, Dublin, Ireland

ESB

Leopardstown Road, Foxrock, Dublin 18, Ireland

See Appendix 2 to this form

Does the applicant own or have a beneficial interest in adjoining, abutting or adjacent lands? If so, identify the lands and state the interest.

Yes, the applicant owns the lands east of the proposed development site, which will house the associated Gas Fired Power Plant.

8. Site History:

Details regarding site history (if known):		
Has the site in question ever, to your knowledge, been flooded?		
Yes: [] No: [X]		
If yes, please give details e.g. year, extent:		
Are you aware of previous uses of the site e.g. dumping or quarrying?		
Yes: [] No:[X]		
If yes, please give details:		

Are you aware of any valid planning applications previously made in respect of this land / structure?

Yes: [X] Application submitted in respect of adjoining land. No: []

If yes, please state planning register reference number(s) of same if known and details of applications

Reg. Ref. No:	Nature of Proposed Development	Nature of Final Decision of Application Grant of Refusal by Planning Authority / An Bord Pleanála
SD21A/0167	Gas Fired Power Plant	Grant Permission issued by South Dublin County Council on the 30 th August 2022.
SD06A/0665/EP	Extension of Duration	Grant Permission issued by South Dublin County Council on the 15th November 2011.

SD07A/0665	A 'Trade Park' consisting of 35 units in 5 separate blocks	Grant Permission issued by South Dublin County Council on the 20th November 2007.
SD06A/0568	Provision of roads and services infrastructure	Grant Permission issued by South Dublin County Council on the 19th January 2007.
If a valid planning application has been made in respect of this land or structure in the 6 months prior to the submission of this application, then any required site notice must be on a yellow background in accordance with Article 19(4) of the Planning and Development regulations 2001 as amended. Is the site of the proposal subject to a current appeal to An Bord		
Pleanála in respect of a similar development? Yes: [] No:[X]		
If yes please specify An Bord Pleanála Reference No.:		

9. Description of the Proposed Development:

Brief description of nature and extent of	The development will consist of a 110kV electrical substation and associated grid connection, comprising of:	
development	EirGrid/ ESBN Control Room building	
	<u> </u>	
	Associated Internal 15kV and 110kV Underground Cabling Associated Internal 15kV and 110kV Underground Cabling	
	 Installation of a 15/110kV Transformer (TRAFO) with associated equipment including: 	
	Cable Sealing End	
	○ Surge Arrestor	
	 Earth Disconnect 	
	 Current /Voltage Transformer 	
	Circuit Breaker	
	 110kV underground cable to Barnakyle 110kV substation 3 No Power Ducts and 2 No Telecoms Ducts. 	
	Diesel Generator	
	Security Fencing, Security Cameras and Poles	
	Lights/Lamp Poles	
	Lightning Masts	
	Temporary Construction Compound	
	 And all other associated site development plant and equipment and other works including surface water and foul wastewater drainage, within an overall redline boundary measuring approximately 2.6 hectares. 	
	Permission is sought for a period of ten years and an Environmental Impact Assessment Report (EIAR) accompanies this application.	
	The proposed development will connect the adjacent approved Profile Park Gas Fired Peaking Power Plant (SD21A/0167) to the existing electricity transmission system.	

10. In the case of mixed development (e.g. residential, commercial, industrial, etc), please provide breakdown of the different classes of development and a breakdown of the gross floor area of each class of development: NOT APPLICABLE

Class of Development:	Gross Floor Area in m ²

11. Where the application relates to a building or buildings:

Gross floor space of any existing	N/a
buildings(s) in m ²	
Gross floor space of proposed	14m X 9m = 126 m2
works in m ²	
Gross floor space of work to be	N/a
retained in m ² (if appropriate)	
Gross floor space of any demolition	N/a
in m ² (if appropriate)	

12. In the case of residential development please provide breakdown of residential mix: NOT APPLICABLE

Number of	r	Studio	1 Bed	2 Bed		3 Bed	4 Bed	4 + Bed	Total
Houses									
Apartm	ents								
		per of car-pages to be pro	Exis	ting:	Pr	oposed:		Total:	

13. Social Housing: NOT APPLICABLE

Please tick appropriate box:	Yes	No
Is the application an application for permission for		
development to which Part V of the Planning and		X
Development Act 2000 applies?		

If the answer to the above question is "yes" and the development is not exempt (see below), you must provide, as part of your application, details as to how you propose to comply with section 96 of Part V of the Act.

If the answer to the above question is "yes" but you consider the development to be exempt by virtue of section 97 of the Planning and Development Act 2000, a copy of the Certificate of Exemption under section 97 must be submitted (or, where an application for a certificate of exemption has been made but has not yet been decided, a copy of the application should be submitted).

If the answer to the above question is "no" by virtue of section 96 (13) of the Planning and Development Act 2000, details indicating the basis on which section 96 (13) is considered to apply to the development should be submitted.

14. Where the application refers to a material change of use of any land or structure or the retention of such a material change of use:

Existing use (or previous use where retention permission is sought)
No existing use – greenfield site vacant of use
Proposed use (or use it is proposed to retain)
Substation site and underground grid connection
Nature and extent of any such proposed use (or use it is proposed to retain).
Substation to be contained within proposed site as indicated on the Site Layout Plan (insert no.05868-004) and grid connection to be provided under the roadway as indicated on the same.

15. Development Details:

Please tick appropriate box:	If answer is yes please give details	YES	NO
Does the proposed developme a Protected Structure(s), in wh			х
Does the proposed development consist of work to a protected structure and / or its curtilage or proposed protected structure and / or its curtilage?			Х
Does the proposed development exterior of a structure which is architectural conservation area.	located within an		Х
Does the application relate to or is close to a monument or put 12 of the National Monuments	place recorded under section		х
Does the application relate to European Site or a Natural He			X
Does the development require Impact Statement?	the preparation of a Natura		х
Does the proposed development an Environmental Impact Assembly application does not "require" has been prepared in support	essment Report? The an EIAr, however an EIAr	Х	
Do you consider that the prop- have significant effects on the transboundary state?	•		x
Does the application relate to comprises or is for the purpos integrated pollution prevention	e of an activity requiring an		Х
Does the application relate to comprises or is for the purpos waste license?	•		Х
Do the Major Accident Regula development?	tions apply to the proposed		х
Does the application relate to a development in a Strategic Development Zone?			Х
Does the proposed developme any habitable house?	ent involve the demolition of		X

16. Services:

Proposed Source of Water Supply:
Existing connection: [] New Connection: [X]
Public Mains: [X] Group Water Scheme: [] Private Well:[]
Other (please specify):
Name of Group Water Scheme (where applicable):
Proposed Wastewater Management / Treatment:
Existing: [] New:[X]
Public Sewer: [] Conventional septic tank system: []
Other on site treatment system: [] Please Specify:
Connection to be provided to adjacent gas fired power plant waste facilities.
Proposed Surface Water Disposal:
Public Sewer / Drain:[X] Soakpit:[X]
Watercourse: [] Other: [] Please specify:

17. Notices:

Dotaile of	public newspa	anor notico	nanar(s) and	data of	nublication
Details of	DUDIIC HEWSD	apei 11011ce –	paper(5) and	ı uale ul	publication

Copy of page(s) of relevant newspaper enclosed Yes: [X] No:[]

Irish Independent – 1st of June 2023 Dublin Gazette – 1st of June 2023

Details of site notice, if any, - location and date of erection

Copy of site notice enclosed Yes: [X] No:[]

Date of Erection of Site Notices: 1st of June 2023

The location of the site notices are shown on Plan no. 05868-003.

Details of other forms of public notification, if appropriate e.g. website

www.baldonnell110vsubstation.ie

18. Pre-application Consultation:

Date(s) of statutory pre-application consultations with An Bord Pleanála

Schedule of any other pre application consultations –name of person / body and date of consultation to be provided as appropriate and also details of any general public consultations i.e. methods, dates, venues etc. This can be submitted as a separate schedule with the application form.

Enclosed: See Appendix 3 to this form

ABP Ref. 312984-22 1st Meeting – 5th May 2022

Yes: [X] No:[]

Schedule of prescribed bodies to whom notification of the making of the application has been sent and a sample copy of such notification.

Enclosed: See Appendix 4 to this form

Yes: [X] No:[]

19. Confirmation Notice:

Copy of Confirmation Notice

Copy of the confirmation notice in relation to the EIA Portal Enclosed See Appendix 5 to this form.

20. Application Fee:

Fee Payable	€100,000

I hereby declare that, to the best of my knowledge and belief, the information given in this form is correct and accurate and that the application documents being deposited at the planning authority offices, and any other location specified by the Board in pre application consultations, including a website (if any) will be identical to the application documents being deposited with the Board.

Signed: (Applicant or Agent as appropriate)	Louise Byrne, of Tobin Consulting Engineers (Agent acting on behalf of the Applicant)
Date:	08/06/2023

General Guidance Note:

The range and format of material required to be compiled / submitted with any application in respect of a proposed strategic infrastructure development shall generally accord with the requirements for a planning application as set out in the Planning and Development Regulations, 2001 to 2018 and those Regulations should therefore be consulted prior to submission of any application.

September 2018

APPENDIX 1: DRAWING SCHEDULE

	BALDONNELL 110kV SUBST	OIA	N - PLANNI	NG DRAWINGS
	TLI DRAWINGS			
05868-002	Overall Site Location Map		11069-2001	Existing Site Topography
05868-003	Site Location Map Sheet 1 of 2		11069-2203	Existing Site Services
05868-012	Site Location Map Sheet 2 of 2		11069-2210	Proposed Site Drainage
05868-004	Site Layout Plan - UGC Grid Route		11069-2230	Proposed Road & Hardst
05868-005	110kV Ducting Through Regional, Local & Private Roadways & Road Reinstatement with ECC		11069-2240	Manhole & Drainage De
05868-006	110kV Ducting in Access Track with ECC Duct		11069-2241	Manhole & Drainage De
05868-007	110kV Ducting in Flat Formation with ECC Duct		11069-2242	Bedding Details
05868-008	Communications Chamber - Details		11069-2243	Soakaway Detail
05868-009	Trench Sections for Crossing Existing Culverts/Services Undercrosssing			
05868-010	Trench Sections for Crossing Over Existing Culverts/Services			
05868-011	Trench Sections for Crossing Under Watermain/Wastewater			
05868-013	Site Layout Plan - Proposed Temporary Construction Compound			
05868-031	Site Layout Plan - Proposed Balldonnell 110kV Substaion			
05868-032	Proposed Baldonnell 110kV Substaion - Elevations			
05868-033	Proposed Baldonnell 110kV Substaion - Contiguous Elevations			
05868-034	Proposed Baldonnel 110kV Substaion - Site Section A-A			
05868-035	Proposed Baldonnel 110kV Substaion Control Building - Plan, Elevations & Section A-A			
05868-036	Proposed Baldonnel 110kV Substaion - Gate & Fencing Details			
05868-038	Baldonnel 110kV Substaion - Site Compound Details			
05868-039	Baldonnel 100kV Substation - Lightning Monopole Details - 18m Mast			

	TOBIN DRAWINGS
11069-2001	Existing Site Topography
11069-2203	Existing Site Services
11069-2210	Proposed Site Drainage
11069-2230	Proposed Road & Hardstanding Layout
11069-2240	Manhole & Drainage Details Sheet 1 of 2
11069-2241	Manhole & Drainage Details Sheet 2 of 2
11069-2242	Bedding Details
11069-2243	Soakaway Detail

APPENDIX 2: ALL LETTERS OF CONSENT

An Bord Pleanála

64 Marlborough Street

Dublin 1

D01 V902

16th May 2023

Re: Consent to lodgement of planning application for permission for 110kV Electrical Substation and the associated grid connection at Profile Park, Kilcarbery, County Dublin (the "Development")

Dear Sir / Madam

We wish to confirm that DIGITAL NETHERLANDS VIII B.V, as owner of the lands at Profile Park, Kilcarbery, County Dublin more specifically being the registered owner of the lands comprised in Folio DN206382F and the entity entitled to be registered as owner in Folio DN238257F of the register of freeholders (the "Lands"), hereby consents to the application of Greener Ideas Limited ("GIL") to seek approval for planning permission for the Development in relation to the lands outlined in red, as owned by DIGITAL NETHERLANDS VIII B.V, on the map bearing reference no. Figure 6 attached at Schedule 1 hereto (the "Planning Application").

Please note that this letter is valid only for the sole purpose of GIL making the Planning Application to An Bord Pleanála for the proposed Development and does not provide consent to any subsequent or other planning application(s) in respect of the Lands and any variation(s) and/or amendment(s) which may be sought in respect of the Planning Application.

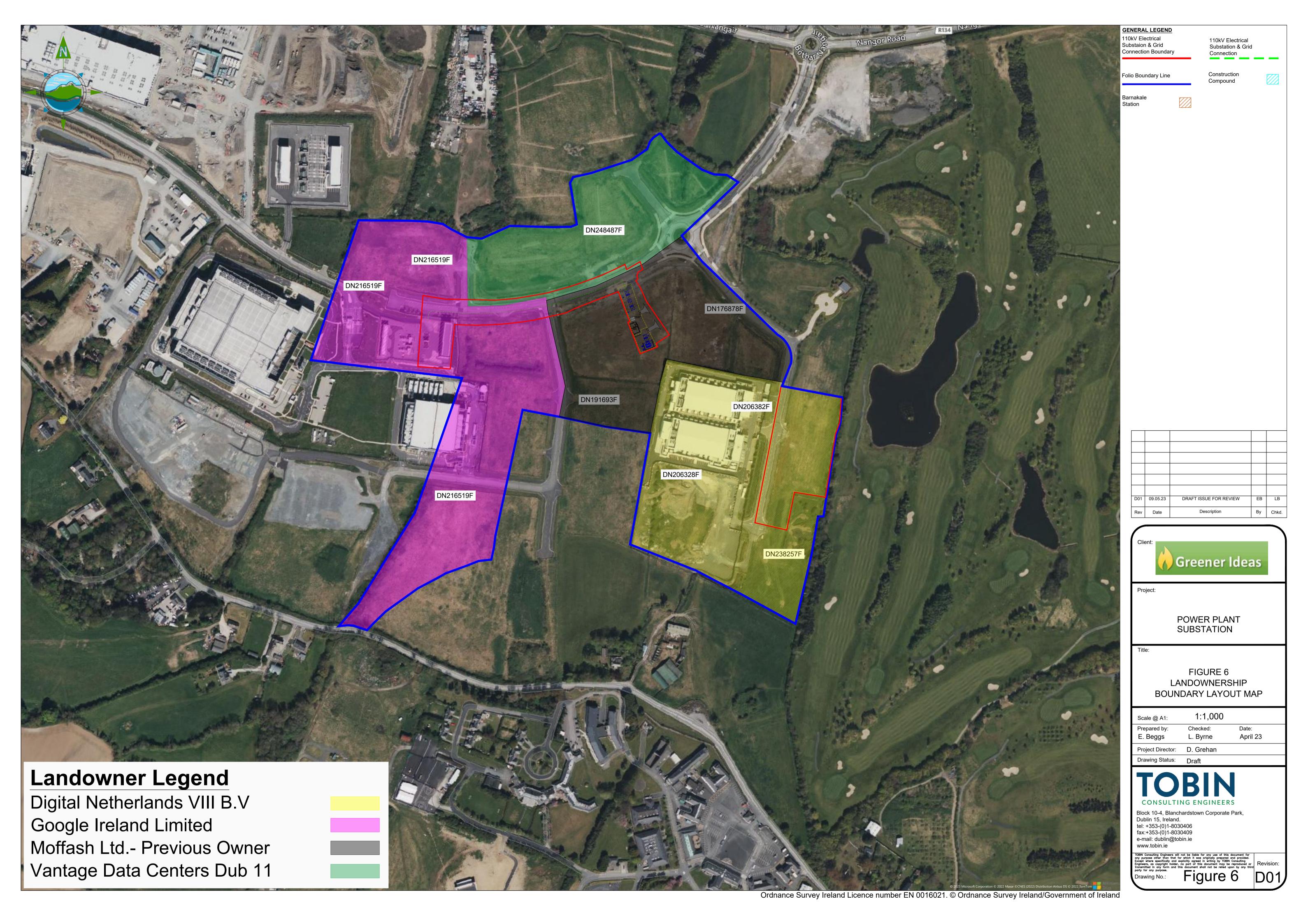
Further and for the avoidance of doubt, this letter does not convey to GIL or to any third party any interest whatsoever in the Lands and is not intended, nor shall it be construed as an agreement on DIGITAL NETHERLANDS VIII B.V's part to sell the Lands to GIL or any third party nor does it constitute an authorisation (express or implied) to GIL or any third party or its servants or agents to enter upon the Lands to carry out excavation or construction work associated with any grant of planning permission issued on foot of the Planning Application.

Yours faithfully

Duly Authorised on behalf of DIGITAL NETHERLANDS VIII B.V

Schedule 1

Plan



An Bord Pleanála

64 Marlborough Street

Dublin 1

D01 V902

6th June 2023

Re: Consent to lodgement of planning application for permission for 110kV Electrical Substation and the associated grid connection at Profile Park, Kilcarbery, County Dublin (the "Development")

Dear Sir / Madam

We wish to confirm that Google Ireland Limited ("Google"), as registered owner of the lands at Profile Park, Kilcarbery, County Dublin comprised in Folio DN216519F of the register of freeholders (the "Lands"), hereby consents to the application of Greener Ideas Limited ("GIL") to seek approval for planning permission for the Development in relation to the Lands outlined in red, as owned by Google, on the map bearing reference no. 005886-DR-004-P3 attached at Schedule 1 hereto (the "Planning Application").

Please note that this letter is valid only for the sole purpose of GIL making the Planning Application to An Bord Pleanála for the proposed Development and does not provide consent or convey interest to any subsequent planning application(s) in respect of the Lands and any variation(s) and/or amendment(s) which may be sought in respect of the Planning Application.

The consent is conditional on no development taking place on the Lands until full planning permission has been granted, excluding the Lands owned by GIL, and GIL is in a position to enter into an appropriate agreement with Google Ireland Limited for any such development that may take place on land owned by Google.

Further and for the avoidance of doubt, this letter does not convey to GIL or to any third party any interest whatsoever in the Lands and is not intended, nor shall it be construed as an agreement on Google Ireland Limited's part to sell the Lands to any third party.

This consent is valid for a planning application submitted to An Bord Pleanála and shall be valid for a period of 12 months from the date of this letter.

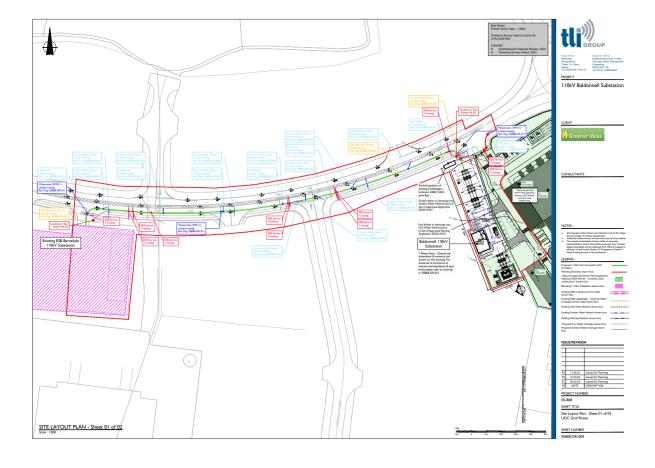
Yours faithfully

-DocuSigned by:

— E48ADD2E0060465...

Duly Authorised on behalf of Google Ireland Limited

Schedule 1
Plan





Vantage Data Centers DUB11 Limited 1-2 Victoria Buildings, Haddington Road, Dublin 4, Co. Dublin, Ireland

vantage-dc.com

An Bord Pleanála 64 Marlborough Street Dublin 1 D01 V902

May 22, 2023 May 2023

Re: Consent to lodgement of planning application for permission for 110kV Electrical Substation and the associated grid connection at Profile Park, Kilcarbery, County Dublin (the "Development")

Dear Sir / Madam

Vantage Data Centers DUB11 Limited ("Vantage"), as the registered owner of the lands at Profile Park, Kilcarbery, County Dublin comprised in Folio 248487F of the Register of Freeholders (the "Lands"), hereby consents to the application of Greener Ideas Limited ("GIL") to seek approval for planning permission for the Development in relation to the lands outlined in red on the map bearing reference no. 05868-DR-004-P3 attached at Schedule 1 hereto (the "Planning Application"), part of which comprise the Lands.

Please note that this letter is valid only for the sole purpose of GIL making the Planning Application to An Bord Pleanála for the proposed Development and does not (amongst other things):

- 1. Confer any rights on GIL, any third party, landowner or their successors in title in respect of the Lands;
- 2. Constitute a note or memorandum in writing for the purposes of section 51 of the Land and Conveyancing Law Reform Act 2009;
- Constitute consent to any subsequent planning application(s) in respect of the Lands and any variation(s) and/or amendment(s) which may be sought in respect of the Planning Application.

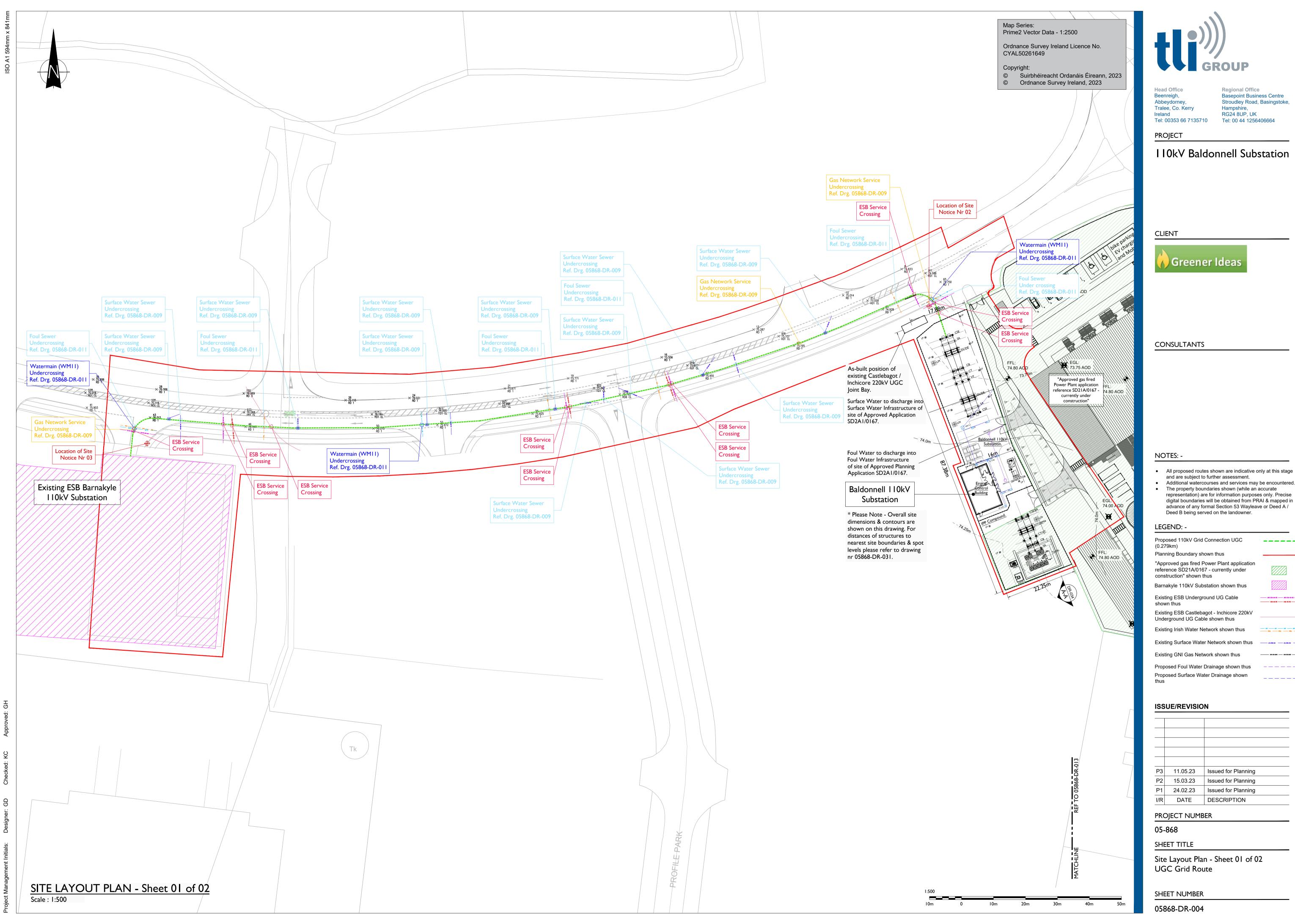
Yours faithfully

Docusigned by:

nicholas hashelwrst

3A84ECB82D3E467...

Duly Authorised on behalf of Vantage Data Centers DUB11 Limited



Additional watercourses and services may be encountered. digital boundaries will be obtained from PRAI & mapped in



Bóthair Baile na Lobhar, Baile Átha Cliath 18, Éire **Fón** 1850 372 757

Leopardstown Road, Foxrock, Dublin 18, Ireland **Phone** 1850 372 757

An Bord Pleanála,

64 Marlborough Street,

Dublin 1

20th April 2023

Re: Planning Application by Greener Ideas Limited

To whom it may concern,

ESB confirms that it is the occupier of the Barnakyle 110kV substation which is located in Folio DN216519F (plan C23E2 and property no. 2) in the townland of Aungierstown and Ballybane in Co Dublin. Google Ireland Limited are the legal owners of this Folio DN216519F (plan C23E2 and property no. 2).

As the occupier of the Barnakyle 110kV substation ESB consents to the submission of a planning application by Greener Ideas Limited in respect of a proposed grid connection to the Barnakyle 110kV substation.

This consent letter is not intended to be a reflection on the merits or otherwise of this planning application.

This consent letter does not give permission to access the Barnakyle 110kV substation for the execution of the proposed works.

Yours Faithfully,

Ciaran Byrne

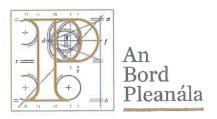
For and on behalf of ESB.

liara Byri

APPENDIX 3: SID DETERMINATION LETTER

Our Case Number: ABP-312984-22

Your Reference: Greener Ideas Limited



SULTING ENGINE

Tobin Environmental Services Ltd. Block 10-4 Blanchardstown Corporate Park Dublin Dublin 15

Date: 04 April 2023

Re: 110kV electrical substation and grid connections

Profile Park, Dublin.

Dear Sir / Madam.

Please be advised that following consultations under section 182E of the Planning and Development Act, 2000, as amended, the Board hereby serves notice that it is of the opinion that the proposed development falls within the scope of section 182A of the Planning and Development Act, 2000 as amended. Accordingly, the Board has decided that the proposed development would be strategic infrastructure within the meaning of section 182A of the Planning and Development Act, 2000, as amended. Any application for approval for the proposed development must therefore be made directly to An Bord Pleanála under section 182A(1) of the Act.

Please also be informed that the Board considers that the pre-application consultation process in respect of this proposed development is now closed.

In accordance with section 146(5) of the Planning and Development Act, 2000, as amended, the Board will make available for inspection and purchase at its offices the documents relating to the decision within 3 working days following its decision. This information is normally made available on the list of decided cases on the website on the Wednesday following the week in which the decision is made.

In accordance with the fees payable to the Board and where not more than one pre-application meeting is held in the determination of a case, a refund of €3,500 is payable to the person who submitted the pre-application consultation fee. As only one meeting was required in this case, a refund of €3,500 will be sent to you in due course.

The attachment contains information in relation to challenges to the validity of a decision of An Bord Pleanála under the provisions of the Planning and Development Act, 2000, as amended.

Please also find attached a list of prescribed bodies to be notified of any application being made.

If you have any queries in relation to the matter please contact the undersigned officer of the Board.

Teil Glao Áitiúil Facs Láithreán Gréasáin Ríomhphost Tel LoCall Fax Website Email (01) 858 8100 1800 275 175 (01) 872 2684 www.pleanala.ie bord@pleanala.ie

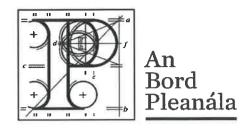
64 Sráid Maoilbhríde Baile Átha Cliath 1 D01 V902

64 Marlborough Street Dublin 1 D01 V902 Please quote the above mentioned An Bord Pleanála reference number in any correspondence or telephone contact with the Board.

Yours faithfully,

Niamh Thornton Executive Officer Direct Line: 01-8737247

VC11



Judicial Review Notice

Judicial review of An Bord Pleanála decisions under the provisions of the Planning and Development Acts (as amended).

A person wishing to challenge the validity of a Board decision may do so by way of judicial review only. Sections 50, 50A and 50B of the Planning and Development Act 2000, as amended, contain provisions in relation to challenges to the validity of a decision of the Board.

The validity of a decision taken by the Board may only be questioned by making an application for judicial review under Order 84 of The Rules of the Superior Courts (S.I. No. 15 of 1986). Sub-section 50(6) of the Planning and Development Act 2000 requires that any application for leave to apply for judicial review must be made within 8 weeks of the date of the decision of the Board, save for decisions made pursuant to a function transferred to the Board under Part XIV of the Planning and Development Act 2000, where any application for leave to apply for judicial review must, as set out in sub-section 50(7), be made within 8 weeks beginning on the date on which notice of the decision of the Board was first sent (or as may be the requirement under the relevant enactment, functions under which are transferred to the Board, was first published). These time periods are subject to any extension which may be allowed by the High Court in accordance with sub-section 50(8).

Section 50A(3) states that leave for judicial review shall not be granted unless the Court is satisfied that (a)there are substantial grounds for contending that the decision is invalid or ought to be quashed and (b) the applicant has a sufficient interest in the matter which is the subject of the application or in cases involving environmental impact assessment is a body complying with specified criteria.

Section 50B contains provisions in relation to the costs of certain judicial review proceedings in the High Court; pursuant to Section 50B(1), Section 50B applies to the following proceedings:

- (a) proceedings in the High Court by way of judicial review, or of seeking leave to apply for judicial review, of—
 - (i) any decision or purported decision made or purportedly made,
 - (ii) any action taken or purportedly taken,

- (iii) any failure to take any action, pursuant to a statutory provision that gives effect to
 - (I) a provision of the EIA Directive 85/337/EEC as amended to which Article 10a (as inserted by Directive 2003/35/EC) of that Directive applies,
 - (II) the SEA Directive 2001/42/EC, or
 - (III) a provision of the IPPC Directive 2008/1/EC to which Article 16 of that Directive applies, or
 - (IV) Article 6(3) or 6(4) of the Habitats Directive; or
- (b) an appeal (including an appeal by way of case stated) to the Supreme Court from a decision of the High Court in a proceeding referred to in paragraph (a);
- (c) proceedings in the High Court or the Supreme Court for interim or interlocutory relief in relation to a proceeding referred to in paragraph (a) or (b).

The general provision contained in section 50B(2) is that in proceedings to which the section applies each party shall bear its own costs. The Court however may award costs against any party in specified circumstances. There is also provision for the Court to award the costs of proceedings or a portion of such costs to an applicant, to the extent that the applicant succeeds in obtaining relief, against a respondent or notice party, or both, to the extent that the action or omission of the respondent or notice party contributed to the relief being obtained.

General information on judicial review procedures is contained on the following website, <u>www.citizensinformation.ie</u>.

Disclaimer: The above is intended for information purposes. It does not purport to be a legally binding interpretation of the relevant provisions and it would be advisable for persons contemplating legal action to seek legal advice.

List of Prescribed Bodies:

- Minister for Housing, Local Government and Heritage
- Minister of the Environment, Climate and Communications
- South Dublin County Council
- Transport Infrastructure Ireland
- Commission for Regulation of Utilities
- Irish Water
- Irish Aviation Authority

Electricity Applications Procedures

- The application must be made by way of full completion of application form to An Bord Pleanála.
- The sequencing of the application process and the content of the public notice is as set out at section 182A of the Planning and Development Act, 2000, as amended.
- The Board requires as a minimum that the public notice of the application would be in two newspapers circulating in the area to which the proposed development relates, one of which should be a national newspaper (A sample public notice is attached). A site notice may be required in certain circumstances in respect of structures such as sub-stations and, where required, should accord with the protocols set out in the Planning and Development Regulations 2001-2011. The date of the erection of the site notice is to be inserted; otherwise it should contain the same information as the newspaper notices and should remain in place for the duration of the period during which the public can make submissions to the Board.
- The documentation relating to the application is to be available for public inspection at the offices of the relevant planning authority and the offices of An Bord Pleanála. In this regard the requirements in terms of the number of copies of the documentation to be lodged with the relevant planning authority and the Board is as follows:
 - ➤ Planning Authority 5 hard copies and 2 electronic copies.
 - ➤ An Bord Pleanála 2 hard copies and 8 electronic copies.
- The Board also requires the prospective applicant to provide a stand-alone website containing all of the application documentation. The address of this website is to be included in the public notice.
- The public notice of the application is to indicate that the application documentation will be available for public inspection after the elapsment of at least 5 working days from the date of the publication of the notice so as to ensure that the documentation is in place for such inspection.
- The time period for the making of submissions by the public is to be at least seven weeks from the date the documents become available for inspection (not from the date of publication of the public notices). The

Board requires that the public notice must indicate the deadline time and date for the making of submissions to the Board. It was agreed that the prospective applicant would advise the Board's administrative personnel in advance of the details of its proposed public notice and that any further definitive advice on same including confirmation of dates/times could be communicated at that stage.

- The service of notice of the application on any prescribed bodies must include a clear statement that the person served can make submissions to the Board by the same deadline as specified in the public notice (Sample letter to prescribed bodies is attached).
- The service letter on the planning authority with the necessary copies of the documents should be addressed to the Chief Executive and should also alert the authority to the Board's requirement that the application documentation be made available for public inspection/purchase by the planning authority in accordance with the terms of the public notice (copies of any newspaper/site notices should be provided to the planning authority). It is the Board's intention that all of the application documentation will remain available for public inspection during the currency of the application.
- The depositing of the application documentation and the making of the application to the Board should take place immediately after the publication of the notice and the completion of the service requirements. It should not await the elapsment of the period for the public to make submissions. The application should include a list of the persons served with the application, the date of such service and a sample copy of the notice of service.
- The fee for lodging an application is €100,000. The fee for making a submission in respect of an application is €50 (except for certain prescribed bodies which are exempt from this fee). There is a provision in the Planning and Development (Amendment) Act 2010 enabling the Board to recover its costs for processing any application from the applicant. In addition, it was pointed out that the legislation also enables the Board direct payment of costs or a contribution towards same to the planning authority and third parties.

The sequencing of the making of the application was summarised as follows:

- 1. Publish newspaper notices.
- 2. Serve copy of relevant documents on bodies/persons required to be notified of the application. Deposit required number of copies with relevant planning authority.
- 3. Deposit required number of copies of application documentation with An Bord Pleanála and make an application to it.

Guidelines for Electronic Copies of Applications (Standalone Website & CD Copies)

- 1. Each document/drawing should be clearly labelled:
 - EIS and NIS chapters saved individually should be named with the number and title of the chapter e.g. Chapter 2: Ecology, Chapter 3: Human Beings etc., and not just the chapter number.
 - Document names cannot begin or end with a dot, cannot contain consecutive dots and cannot contain any of the following characters: ~ " # % & * : < >? / \ { | }.
 - Drawings should be saved with the drawing title and/or number, not just the drawing number.
 - Large documents to have 'contents' page e.g. EIS and to be paginated appropriately to allow ease of access to its various sections.
- 2. Documents/drawings should not be compressed e.g. not Winzipped, and should open directly.
- 3. Each document/drawing when opened should be clearly legible and any scaling of the drawing clearly and accurately indicated.
- 4. Each document/drawing when opened should be oriented in the appropriate way (portrait/landscape). It should also be possible to rotate the document/drawing.
- 5. The documents/drawings should be presented in the same sequence as they appear in the hard copy of the application, in order to make the electronic copy as accessible as possible.
- 6. All photographs/photomontages shall be in colour, not blurred and clearly legible.
- 7. All drawings/maps which rely on any colour interpretation e.g. red/blue edging, zoning etc. must be provided in colour.

July, 2015

APPENDIX 4: NOTIFICATION TO PRESCRIBED BODIES

Schedule of Prescribed Bodies

- Minister for Housing, Local Government and Heritage
- Minister of the Environment, Climate and Communications
- South Dublin County Council
- Transport Infrastructure Ireland
- Commission for Regulation of Utilities
- Irish Water Uisce Eireann
- Irish Aviation Authority





INTERNAL

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Tel: +353 (0)18030401 Email: info@tobin.ie Market Square Castlebar Co Mayo F23 Y427 Tel: +353 (0)94 9021401

Email: info@tobin.ie

Our Ref: 11069 8th June 2023

The Manager
Development Applications Unit (DAU)
Department of Local Government and Heritage
Government Offices
Newtown Road
Wexford
Y35 AP90

Re: Strategic Infrastructure Development Application for "Baldonnell Substation"

Dear Sir/Madam,

We write to inform you that Greener Ideas Ltd., is applying to An Bord Pleanála for permission for development in respect of a proposed 110kV Electrical Substation and associated Grid Connection in Profile Park, Baldonnel, Dublin 22. This application is submitted under Section 182A of the Planning and Development Act 2000 (as amended).

The proposed development will connect the approved Profile Park Gas Fired Peaking Power Plant (SD21A/0167) to the existing electricity transmission system and will consist of:

The development will consist of a 110kV electrical substation and associated grid connection, comprising of:

- EirGrid/ ESBN Control Room building
- Associated Internal 15kV and 110kV Underground Cabling
- Installation of a 15/110kV Transformer (TRAFO) with associated equipment including:
 - Cable Sealing End
 - Surge Arrestor
 - Earth Disconnect
 - o Current /Voltage Transformer
 - o Circuit Breaker
- 110kV underground cable to Barnakyle 110kV substation 3 No Power Ducts and 2 No Telecoms Ducts.
- Diesel Generator
- Security Fencing, Security Cameras and Poles
- Lights/Lamp Poles
- Lightning Masts
- Temporary Construction Compound

Directors: M. Shelly (Chairman) C. McGovern (Managing Director) E. Connaughton (Company Secretary)

B.J. Downes D. Grehan M. McDonnell R.F. Tobin

B. Carroll S. Tinnelly

• And all other associated site development plant and equipment and other works including surface water and foul wastewater drainage, within an overall redline boundary measuring approximately 2.6 hectares

Permission is sought for a period of ten years and the application includes an Environmental Impact Assessment.

We enclose a copy of the public notice and a CD of the full planning application and Environmental Impact Assessment Report. The application may also be viewed at: www.baldonnell110vsubstation.ie.

Submission or observations may be made in writing to An Bord Pleanála, 64 Marlborough Street, Dublin 1, during a period of seven weeks commencing 16th June 2023 relating to:

- i. the implications of the proposed development, if carried out, for proper planning and sustainable development in the area or areas concerned; and
- ii. the likely effects on the environment or adverse effects on the integrity of a European site, as the case may be, of the proposed development, if carried out.

Submissions or observations must be received by An Bord Pleanála not later than 5.30pm on the 4th of August 2023. Submissions or observations duly made will be considered by An Bord Pleanála in making a decision on the application. Such submissions or observations must also include the following information:

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Any enquiries relating to the application process should be directed to the Strategic Infrastructure Section of An Bord Pleanála (Tel. 01-8588100).

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Yours sincerely,

Louise Byrne

Senior Planner

For and on behalf of TOBIN Consulting Engineers and Greener Ideas Ltd.

Louise.Byrne@Tobin.ie

Enclosed:

Public Notice

INTERNAL

Planning Application CD containing:

- o Copy of Public Notices
- o Planning Application

Re:

- o AA Screening Report
- o Environmental Impact Assessment Report
- o Schedule of Mitigation Measures





Fairgreen House Fairgreen Road Galway H91 AXK8 Tel: +353 (0)91 565211 Email: info@tobin.ie Block 10-4, Blanchardstown Corporate Park Dublin D15 X98N Tel: +353 (0)1 8030401 Email: info@tobin.ie Market Square Castlebar Co Mayo F23 Y427 Tel: +353 (0)94 9021401 Email: info@tobin.ie

Our Ref: 11069 8th June 2023

Planning Advisory Division,
Department of the Environment, Climate and Communications,
29-31 Adelaide Road,
Dublin 2
D02 X285

Re: Strategic Infrastructure Development Application for "Baldonnell Substation"

Dear Sir/Madam,

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Yours sincerely,

Louise Byrne

Senior Planner

For and on behalf of TOBIN Consulting Engineers and Greener Ideas Ltd.

Louise.Byrne@Tobin.ie

Enclosed:

Public Notice

INTERNAL

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Re:

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INTERNAL

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Tel: +353 (0)18030401 Email: info@tobin.ie Market Square Castlebar Co Mayo F23 Y427

Tel: +353 (0)94 9021401 Email: info@tobin.ie

Our Ref: 11069 8th June 2023

Development Management Planning Uisce Eireann, Colvill House, 24-26 Talbot St, Mountjoy, Dublin, D01 NP86

Re: Strategic Infrastructure Development Application for "Baldonnell Substation"

Dear Sir/Madam.

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Market Square

Castlebar

www.tobin.ie

INTERNAL

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8th June 2023 Our Ref: 11069

Land Use Planning Unit, Transport Infrastructure Ireland, Parkgate Business Centre, Parkgate Street, D08 DK10

Re: Strategic Infrastructure Development Application for "Baldonnell Substation"

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INTERNAL

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Our Ref: 11069 8th June 2023

South Dublin County Council, Planning Department, County Hall Tallaght, Dublin 24, D24 A3XC

Re: Strategic Infrastructure Development Application for "Baldonnell Substation"

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- o Schedule of Mitigation Measures





INTERNAL

Fairgreen House Fairgreen Road Galway H91 AXK8 Tel: + 353 (0)91 565211 Email: info@tobin.ie Block 10-4, Blanchardstown Corporate Park Dublin D15 X98N Tel: +353 (0)1 8030401

Email: info@tobin.ie

Castlebar Co Mayo F23 Y427 Tel: +353 (0)94 9021401 Email: info@tobin.ie

Market Square

Our Ref: 11069 8th June 2023

Irish Aviation Authority, Aerodromes Division, The Times Building, 11-12 D'Olier Street, D02 T449.

Re: Strategic Infrastructure Development Application for "Baldonnell Substation"

Dear Sir/Madam,

We write to inform you that Greener Ideas Ltd., is applying to An Bord Pleanála for permission for development in respect of a proposed 110kV Electrical Substation and associated Grid Connection in Profile Park, Baldonnel, Dublin 22. This application is submitted under Section 182A of the Planning and Development Act 2000 (as amended).

The proposed development will connect the approved Profile Park Gas Fired Peaking Power Plant (SD21A/0167) to the existing electricity transmission system and will consist of:

The development will consist of a 110kV electrical substation and associated grid connection, comprising of:

- EirGrid/ ESBN Control Room building
- Associated Internal 15kV and 110kV Underground Cabling
- Installation of a 15/110kV Transformer (TRAFO) with associated equipment including:
 - o Cable Sealing End
 - Surge Arrestor
 - o Earth Disconnect
 - Current /Voltage Transformer
 - Circuit Breaker
- 110kV underground cable to Barnakyle 110kV substation 3 No Power Ducts and 2 No Telecoms Ducts.
- Diesel Generator
- Security Fencing, Security Cameras and Poles
- Lights/Lamp Poles
- Lightning Masts
- Temporary Construction Compound
- And all other associated site development plant and equipment and other works including surface water and foul
 wastewater drainage, within an overall redline boundary measuring approximately 2.6 hectares

Directors: M. Shelly (Chairman) C. McGovern (Managing Director) E. Connaughton (Company Secretary)

B.J. Downes D. Grehan M. McDonnell R.F. Tobin

B. Carroll S. Tinnelly

Permission is sought for a period of ten years and the application includes an Environmental Impact Assessment.

We enclose a copy of the public notice and a CD of the full planning application and Environmental Impact Assessment Report. The application may also be viewed at: www.baldonnell110vsubstation.ie.

Submission or observations may be made in writing to An Bord Pleanála, 64 Marlborough Street, Dublin 1, during a period of seven weeks commencing 16th June 2023 relating to:

- i. the implications of the proposed development, if carried out, for proper planning and sustainable development in the area or areas concerned; and
- ii. the likely effects on the environment or adverse effects on the integrity of a European site, as the case may be, of the proposed development, if carried out.

Submissions or observations must be received by An Bord Pleanála not later than 5.30pm on the 4th of August 2023. Submissions or observations duly made will be considered by An Bord Pleanála in making a decision on the application. Such submissions or observations must also include the following information:

- i. the name of the person, authority or body making the submission or observations, the name of the person, if any, acting on behalf of that person, authority or body, and the address to which any correspondence relating to the application should be sent;
- ii. the subject matter of the submission or observations; and
- iii. the reasons, considerations and arguments on which the submission or observations is or are based.

The Board shall, in respect of an application under section 182A for approval of the proposed development, make its decision within a reasonable period of time and may, in respect of such application approve the proposed development; or make such modifications to the proposed development as it specifies in the approval and approve the proposed development as so modified; or approve, in part only, the proposed development (with or without specified modifications of it of the foregoing kind); or refuse to approve the proposed development. An Bord Pleanála may attach to a grant of permission such conditions as it considers appropriate. The decision to hold an oral hearing on this planning application is at the absolute discretion of An Bord Pleanála.

Any enquiries relating to the application process should be directed to the Strategic Infrastructure Section of An Bord Pleanála (Tel. 01-8588100).

Any person may question the validity of any such decision of the Board by way of an application for judicial review, under Order 84 of the Rules of the Superior Courts (S.I. No. 15 of 1986, as amended by S.I. No. 691 of 2011), in accordance with Section 50 of the Planning and Development Act, 2000 as amended.

Practical information in relation to Judicial review can be accessed under the heading 'Legal Notices' - 'Judicial Review Notice' on the Board's website www.pleanala.ie or on the Citizens Information Service website www.citizensinformation.ie.

Yours sincerely,

Louise Byrne

Senior Planner

For and on behalf of TOBIN Consulting Engineers and Greener Ideas Ltd.

Louise.Byrne@Tobin.ie

Enclosed:

Public Notice

- o Copy of Public Notices
- o Planning Application
- o AA Screening Report
- o Environmental Impact Assessment Report
- o Schedule of Mitigation Measures





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Castlebar Co Mayo F23 Y427 Tel: +353 (0)94 9021401 Email: info@tobin.ie

Market Square

Our Ref: 11069 8th June 2023

Commission for Regulation of Utilities (CRU) The Grain House The Exchange Belgard Square North, Tallaght Dublin 24, D24 PXW0 Ireland

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Yours sincerely,

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Enclosed:

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APPENDIX 5: EIA PORTAL CONFIRMATION

Eirene Varghese

From: Housing Eiaportal <EIAportal@housing.gov.ie>

Sent: Tuesday 30 May 2023 15:17

To: Eirene Varghese

Subject: EIA Portal Confirmation Notice Portal ID 2023095

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

Dear Irene,

An EIA Portal notification was received on 30/05/2023 in respect of this proposed application. The information provided has been uploaded to the EIA Portal on 30/05/2023 under EIA Portal ID number 2023095 and is available to view at http://housinggovie.maps.arcgis.com/apps/webappviewer/index.html?id=d7d5a3d48f104ecbb206e7e5f84b71f1.

Portal ID: 2023095

Competent Authority: An Bord Pleanála

Applicant Name: Greener Ideas Limited

Location: Profile Park, Baldonnel, Dublin 22

Description: Proposed construction for a period of ten years of the 110kV Baldonnell Substation for the purpose of transmission of electricity generated at the adjacent Gas Fired Peaking Power Plant (approved under application SD21A/0167), located at Profile Park.

Linear Development: Yes

Date Uploaded to Portal: 30/05/2023

Kindest Regards,

Hugh Wogan,

EIA Portal team

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

Teach an Chustaim, Baile Átha Cliath 1, D01 W6X0 Custom House, Dublin 1, D01 W6X0

T +353 (0) 1 888 2000

www.gov.ie/housing