## APPLICATION FOR CONSENT UNDER SECTION 49 OF THE ELECTRICITY REGULATION ACT 1999 FOR CONSENT TO EXERCISE THE POWERS CONFERRED ON THE ESB UNDER SECTION 53 (1) TO (5) AND (9) OF THE ELECTRICITY (SUPPLY) ACT 1927.



**IMPORTANT! PLEASE READ CAREFULLY!**

**PLEASE DO NOT SUBMIT YOUR SECTION 49 APPLICATION WITHOUT FULLY COMPLETING THIS FORM AND ENCLOSING ALL OF THE REQUIRED DOCUMENTATION. APPLICATION FORMS MUST BE TYPED IN BLOCK CAPITALS. PLEASE ANSWER ALL QUESTIONS, IF A QUESTION DOES NOT APPLY PUT “N/A” AS YOUR ANSWER. REFER TO THE GUIDANCE NOTE FOR SPECIFIC INSTRUCTIONS.**

**PLEASE NOTE THAT APPLICATIONS SHOULD BE SUBMITTED** AT LEAST TWO MONTHS PRIOR **TO THE DATE BY WHICH THE APPLICANT INTENDS TO EXERCISE THE CONSENT.**

1. **This is an application for consent to exercise the powers conferred on the ESB under:** (tick  as required)

Section 49 of the Electricity Regulation Act, 1999 to utilise Section 53 (1) to (5) and (9) of the Electricity (Supply) Act 1927.

✔

**DO YOU ALSO REQUIRE CONSENT FROM THE CRU UNDER SECTION 48 OF THE ELECTRICITY REGULATION ACT 1999 FOR CONSENT TO EXERCISE THE POWERS CONFERRED ON THE ESB UNDER SECTION 51 AND SECTION 52(1) OF THE ELECTRICITY (SUPPLY) ACT 1927?**

✔

Yes No

**If yes, please also use the “Section 48 Application Form” for consent under section 48 of the electricity regulation act 1999 for consent to exercise the powers conferred on the ESB under section 51 and section 52(1) of the electricity (supply) act 1927.**

1. **Applicant(s) Contact Details:**

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| --- | --- |
| **Applicant name** | EirGrid plc (including its employees, agents, contractors and invitees) |
| **Contact address** | The Oval, 160 Shelbourne Road, Ballsbridge, Dublin 4, D04 Y2Y4 |
| **Phone number** | (01) 677 1700 |
| **Email address** | celticinterconnector@eirgrid.com |
| **Names of directors** | **Michael Hand (Director)** – 18 Dargle Valley, Marley Grange, Rathfarnham, Dublin 16  **Shane Brennan (Director)** – Heather Lodge, Rampark, Jenkinstown, Co. Louth  **Liam O’Halloran (Director)** – Cuil Cuileann, 10 Woodcliff Heights, Howth, Co. Dublin  **Lynne Crowther (Director)** – 100 Tullyard Road, Drumbo, Lisburn, Northern Ireland BR27 5jw  **John Trethowan (Director)** – a Lisbarnet Court, Lisbane, Comber, County Down Bt23 6ax  **Eileen Maher (Director)** – 10 Hyde Park, Terenure, Dublin 6w  **Theresa Donaldson (Director)** – 9 Hampton Manor Drive, Belfast, Bt7 3en  **Mark Foley (Director)** – 2 Hunters Leap, Sea Road, Newcastle, County Wicklow  **Tom Coughlan (Director)** – 6, Silvergrove, Ballybeg, Ennis, Co. Clare  **Brendan Tuohy (Director)** – 44, Redford Park, Greystones, Co. Wicklow |
| **Company registration number** | Company Registration No. 338522 |

1. **Point of Contact Details:**

|  |  |
| --- | --- |
| **Name of Point of Contact** | Des Cox, Consents and Planning Lead, Celtic Interconnector Project |
| **Phone number** | (01) 2370709 |
| **Email address** | des.cox@eirgrid.com Cc: celticinterconnector@eirgrid.com |

1. **Details to Appear on Consent Letter:**

|  |  |
| --- | --- |
| **Name** | EirGrid plc (including its employees, agents, contractors and invitees) |
| **Address** | The Oval, 160 Shelbourne Road, Ballsbridge, Dublin 4, D04 Y2Y4 |

1. **Interconnector Details:**

|  |  |
| --- | --- |
| **Name** | France — Ireland interconnection between La Martyre (FR) and Knockraha (IE), known as “Celtic Interconnector" |
| **Landfall point in Ireland** | Claycastle Beach, Youghal, Co. Cork |
| **Capacity of Interconnector (import and export)** | 700 MW |
| **Interconnector Technology (HVDC or HVAC)** | The cable technology (between the converter stations) will use XLPE HVDC cables for both the marine and land sections. The voltage is 320 kV DC. |
| **Cable Length (landfall point to converter station)** | Approximately [32]km |
| **Address of the converter station (Ireland)** | Ballyadam, Carrigtwohill, Co. Cork |
| **Line / cable connection capacity (kV) (converter station to existing transmission network)** | 400 kV AC with a minimum capacity of 700 MW |
| **Line/Cable connection type** | The cable technology between converter station Ireland and the existing transmission network will be High Voltage Alternative Current (HVAC) cable. |
| **Line/Cable length (km)** | The AC cable length approximately [11]km (the DC cable length is approximately [32]km) |
| **Substation address** | Knockraha substation, Ballynanelagh, Co. Cork |

1. **Landowner Agreements and Letters of Consent Details:**

|  |  |
| --- | --- |
| **Detailed justification as to why Section 49 powers are required** | Excluding the elements of the project for which landowner consent has been secured (IDA owned lands, Cork County Council owned lands and ESB owned lands), approximately [6] km of the entire underground cable concerns private lands. EirGrid plc requires the statutory powers conferred on ESB under Section 53 of the Electricity Supply Act 1927 to lay the interconnector under private land. Such powers may be conferred on EirGrid plc as a holder of an authorisation to construct an interconnector under Section 16 (b) of the Electricity Regulation Act 1999 pursuant to Section 49 of the Electricity Regulation Act 1999. A copy of the letter of consent from the IDA for the Converter Station is contained herein:  A copy of the letter of consent from the Cork County Council for the Landfall Point is contained herein:  A copy of the letter of consent from the ESB for the Connection Point is contained herein: |
| **Number of affected landowners**  **Original Route Map is required** | Excluding the elements of the project for which landowner consent has been secured (IDA owned lands Cork County Council owned lands and ESB owned lands), the total number of private landowners affected is approximately [50]. EirGrid plc require [24] (only) easements from various landowners [6] easements and passing bay licences and [20] (only) passing bay licences from various landowners. For the Irish jurisdiction, a Route Map can be found at:  <https://www.eirgridgroup.com/site-files/library/EirGrid/EirGrid-Proposed-Celtic-Interconnector-Cable-Route-Map.pdf> |
| **Names of affected landowners** |  |
| **Date of when you intend to exercise the consent** | / / |
| **Will the consent be used for the purpose of compulsory wayleave?** | Yes No |
| **Do you have written consent of all affected landowners?**  **Documentary evidence is required** | Yes No |
| **If No, please state how many of the affected landowners have not given their consent** |  |
| **Have you engaged with all the affected landowners?** | Yes No |
| **If No, please explain in detail why and what steps you took to engage with the affected landowners**  **Documentary evidence is required** |  |
| **Can you confirm that the route of the electricity line / cable for which you are requesting this consent and the locations of poles/masts (where applicable) have been agreed with the landowners?** | Yes No |

1. **Planning Permission Details:**

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| --- | --- |
| **Has planning permission for the onshore line / cable in Ireland been granted by An Bord Pleanála?**  **Documentary evidence is required** | Yes No |
| **If No, please explain in detail the status of any planning application or confirmation of exemption if applicable**  **Documentary evidence is required** | The Project is a defined Project of Common Interest (PCI) under the EU regulation for trans-European energy infrastructure, EU 347/2013 (as amended). As a result EirGrid must submit a PCI Consents Application File to the PCI Unit of An Bord Pleanála (ABP) which comprises 3 primary components:   * The Strategic Infrastructure Development (SID) Planning Application (onshore element) for ABP; * The Foreshore Application (offshore element) to the Foreshore Unit; and, * The CRU Consent Applications (Section 16 Authorisation to Construct and Section 48/49 Consents).   As these applications must be provided as a single file, the planning permission is not available at the time of initial submission of this Section 49 Consent Application.  EirGrid intends to submit both the SID Application for the onshore related aspects of the development and the Foreshore Licence Application for the offshore related aspects of the development in June 2021. EirGrid expects to receive a decision in relation to both consent applications by April 2022. |
| **Planning permission reference number** | The SID Pre-Application Consultation reference number is: PL04.302725. |
| **Date granted** | / /  **If more than one planning permission:**  / /  / / |
| **Expiry date** | / /  **If more than one planning permission:**  / /  / / |
| **Special conditions and limitations** |  |
| **Any other relevant planning information** |  |

1. **Connection Agreement Details:**

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| --- | --- |
| **Have you got a valid connection agreement?**  **Documentary evidence is required** | Yes No  Please find a link to the Connection Agreement Application: |
| **Connection agreement number** | TG327 |
| **Date signed** | / / |
| **Maximum import and export capacity as per connection agreement (kVA)** | 700 MW (790,000 kVA) |
| **Special terms and conditions** |  |

1. **Authorisation to Construct or Reconstruct an Interconnector Information:**

|  |  |
| --- | --- |
| **Has the authorisation to construct or reconstruct an Interconnector been issued?**  **Documentary evidence is required** | Yes No |
| **Reference number** |  |
| **Issue Date** | / / |

**DECLARATION AND CONSENT**

**The applicant hereby declares that:**

1. The applicant shall at all times comply with lawful directions of the CRU.
2. No activity carried out under the authorisation granted pursuant to this application will adversely affect the safety and security of the electricity system.
3. I acknowledge that the CRU and the information the CRU holds is subject to the Freedom of Information Act 2014 and the European Communities (Access to Information on the Environment) Regulations 2007 to 2014.
4. I acknowledge that the information provided on behalf of the applicant is accurate and complete in all respects. In the event of a material misstatement by an applicant in completing this application form and declaration, the CRU reserves the right to revoke the relevant consent granted.
5. I acknowledge that the CRU may revoke this consent if material inaccuracies in the information I provided are found.
6. I acknowledge that this consent is only valid for the route specified in the application.
7. I am authorised to make this declaration on behalf of the applicant.
8. I confirm that that all questions in the application form are answered and all of the information provided is complete and accurate.
9. I confirm that all of the required documentation is included with the application.
10. I confirm that best endeavours were taken to obtain the affected landowners consent.
11. I confirm that I will exercise my rights under Section 49 of the Act, in a proportionate and reasonable manner, taking cognisance of the needs and concerns of affected landowners.
12. I acknowledge that the CRU may require clarifications or additional information in relation to my application.
13. I am an adult of sound mind and I wilfully and voluntarily make this declaration.

(You must sign inside the box in black or blue ink only)

**Signature of Date**

**APPLICANT**

(You must sign inside the box in black or blue ink only)

**Print Name of**

**SIGNATORY**

**DOCUMENT CHECK LIST:**

**Send the following documents with your application. Check  each box once you enclose the item.**

**Application form for Consent under Section 49 is fully completed, signed and dated.**

*Please re-check your application form and ensure that it is fully completed, signed and dated. Ensure you are completing the current version of the form by downloading it from the CRU’s website at* [*www.cru.ie*](http://www.cru.ie)*. Ensure you completed and signed by all appropriate persons the declaration and consent. Ensure you enclosed all of the required documentary evidence. If the application form is incorrectly completed your application will be refused and returned to you.*

**You have answered fully and appropriately all questions in this form.**

*Please re-check your application and ensure that all questions on the form are answered. If the question is not applicable to your generating station, please answer with N/A (all questions must be answered). Failure to fully complete the application form will result in your application being summarily refused and returned to you.*

**You have enclosed all required documentation with this form.**

*Please re-check to ensure that you have all of the required documentation available to include with your application. Failure to submit required documentation will result in your application being summarily refused and returned to you.*

Photocopies of all the Letters of Consent from affected Landowner(s);

Photocopies of correspondence with all the affected Landowner(s) who have not given their Consent;

Photocopy of signed and dated planning permission for the interconnector;

Photocopy of accepted, signed and dated connection offer from the relevant system operator for the proposed interconnector;

Photocopy of the CRU Authorisation to construct or reconstruct a generating station;

Photocopy of a route map with folio boundaries clearly marked, and a sequenced list of traversed landholdings, detailing Folio number, owner, occupier, land type.

**PLEASE NOTE:**

**IF YOU SUBMIT THE APPLICATION FORM WITHOUT FULLY COMPLETING THIS FORM AND ALL OF THE REQUIRED SIGNED AND DATED DOCUMENTATION, YOUR APPLICATION WILL BE REFUSED.**

**APPLICATIONS SHOULD BE SUBMITTED** AT LEAST TWO MONTHS PRIOR **TO THE DATE BY WHICH THE APPLICANT INTENDS TO EXERCISE THE CONSENT.**

**THE CRU WILL ACKNOWLEDGE ONLY FULLY COMPLETED APPLICATIONS WITHIN SEVEN WORKING DAYS OF RECEIVING THEM. ONCE THE CRU ACKNOWLEDGE AN INITIAL APPLICATION THE CRU WILL REVIEW IT AND CONTACT YOU IF THE CRU REQUIRES CLARIFICATIONS OR ADDITIONAL INFORMATION.**

**PLEASE SEND A SOFT COPY OF YOUR FULLY COMPLETED, SIGNED AND DATED APPLICATION AND ALL REQUIRED DOCUMENTATION TO THE CRU AT** [**CONSENTAPPLICATION@CRU.IE**](mailto:CONSENTAPPLICATION@CRU.IE)**.**