

Record Of Meeting

Case Reference/ Description	PCI Procedures		
Case Type:	Project of Common Interest (PCI)		
1st/2nd/3rd Meeting:	Meeting on Procedures		
Date:	31 st October 2018	Start Time:	3.00pm
Location:	First Floor Meeting Room, An Bord Pleanála	End Time:	4.45pm
Chair of Meeting:	Diarmuid Collins	Executive Officer:	Seamus Grant

Present:

Representing Competent Authority, An Bord Pleanála, PCI Unit

Diarmuid Collins, Senior Administrative Officer

Seamus Grant, Executive Officer

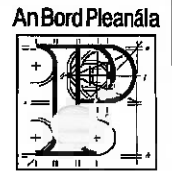
Representing Project Promoter (Eirgrid)

Bernard Dee, Eirgrid

Eoghan Tuite, Eirgrid

Gary Nolan, Eirgrid

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Introduction

Introductions were made and the Competent Authority (CA) stated that it would take a record of this meeting and it will enter the public domain at the conclusion of the process. It was brought to the attention of Eirgrid that records could be sought under FOI and AIE.

The CA stated that the meeting was being held as the Eirgrid project, the Celtic Interconnector, is on the PCI Union list and that Eirgrid had requested a meeting regarding PCI procedures.

The CA stated that this meeting and process would be entirely separate from the SID meetings and process and that there would be no crossover in ABP staff between these meetings. Under the PCI process, the CA said it will not be discussing the merits or otherwise of the project. Any meetings between the parties will discuss the PCI Regulation and the process involved under the Regulation.

CA Presentation

The CA made a presentation reviewing the critical aspects of Regulation 347/2013 focussing primarily on the CA role and the timelines which would encompass the PCI process after notification. Attention was drawn specifically to the Public Participation requirements under the Regulation.

The CA stated that under the Regulation there is no template for a Concept of Public Participation (CPP). The process is that the Project Promoter (PP) prepares and submits a CPP and the role of the CA is to either approve or modify the CPP. The critical concern is to assess if the CPP fulfils the requirements of the Regulation and ABP in its role as CA must be satisfied that public participation in the project is assured.

The CA stated that it would require a comprehensive document which at the very least would contain all the requirements of the regulation and Annex VI and drew attention to the high value of public consultation to the project.

The CA at this point reiterated that the CPP and the report summarising the activities of public consultation, as required by Article 9.4 of the Regulation, were two entirely different documents to be submitted at separate times in the PCI process.

Presentation of Project Overview

Eirgrid presented an overview of the project progress to date, including energy and European context. Details of indicative milestones are as follows:

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Marine Survey concluded 2015
Route Survey / Consultation Q4 2019
Planning Application Q2 2020

Eirgrid stated that the intent was to make a PCI Notification to the CA as soon as possible. It said that a project website was in operation.

Interpretation of Article 10

A discussion of the Regulation relating to the Article 10.1(a) took place. Eirgrid asked the CA whether their interpretation of the Regulation extended to direction of permit granting authorities as to what is defined by project maturity.

The CA stated that it used the language from the Regulation text directly and offered no interpretation or guidance to permit granting bodies on this point and clarified that project maturity was assessed by permit granting bodies and not by the CA and that under the collaborative scheme, the CA acts on behalf of the other authorities. A reasonably detailed outline of the project was required and this was referred to with generic guidance given in the PCI Manual.

The CA reiterated that if any of the consenting authorities were unhappy with the level of detail or scope of the information being supplied at notification stage it was the case, given the collaborative scheme operated, that the project would not be regarded as sufficiently mature to enter the PCI process.

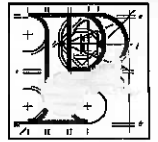
Permits Required

Eirgrid drew attention to a number of permits which they consider would be required. The CA requested that Eirgrid ensure that all relevant permits which are expected to be required or might be required were included on the list of permits to be provided to the CA. Eirgrid agreed to provide this.

Eirgrid was also requested to give details of who might be dealing with the project in the French Competent Authority.

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An Bord Pleanála



AOB

The CA stated that there was unlikely to be any further benefit from any other meeting between now and the acceptance of the project into the Permit Granting Process. However, the CA will be available by phone or email to deal with any administrative enquiries.

Diarmuid Collins,
Senior Administrative Officer.
29th November, 2018.

Projects of Common Interest

Meeting with Eirgrid
31st October 2018

Now a quick presentation:

A few slides featuring the most relevant articles of the Reg. regarding interaction between PP & CA

These are the key elements of our process – DC & I will take you through them.

Feel free to ask questions.

Article 8: Collaborative Scheme

The comprehensive decision shall be coordinated by the competent authority. The competent authority shall, in consultation with the other authorities concerned, establish on a case-by-case basis a reasonable time limit within which the individual decisions shall be issued. It shall monitor compliance with the time limits by the authorities concerned.

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Quick intro to Collaborative Scheme

Is what Ireland has chosen & is the basis of our approach to the PCI process

Keywords: 1. Co-ordinated

2: Monitor compliance

Project Promoter Requirements

- Reasonably detailed outline (10.1(a))
- Public Participation (9.3)
- Summary of results of PPC (9.4)
- Quality of application file (10.5)
- Provision of Information (10.5)
- Project website (9.7)
- Co-operate with CA (10.5)
- Annual report (5.4)

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This is a quick outline of what we expect during the permit granting process

We will cover these individually during the meeting.

On 1 slide is a checklist of
Issues that we expect to be addressed in a serious way

Article 10: Duration and implementation of the permit granting process

The pre-application procedure, covering the period between the start of the permit granting process and the acceptance of the submitted application file by the competent authority, shall take place within an indicative period of two years.

The statutory permit granting procedure, covering the period from the date of acceptance of the submitted application file until the comprehensive decision is taken, shall not exceed one year and six months. Member States may set an earlier date for the time-limit, if considered appropriate

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Read 1

The 1st paragraph refers to the pre-application procedure, the period of most of the interaction between us

Read 2

Stat Permit granting period we will mainly monitor

Inc. co-ordination with other permit granting bodies

Article 10(1)(a): Notification

For the purpose of establishing the start of the permit granting process, the project promoters shall notify the project to the competent authority of the Member States concerned in written form, and shall include a reasonably detailed outline of the project.

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Note: “Reasonably detailed outline”

Article 10(1)(a): Notification

Where two or more Member States are concerned, the date of the acceptance of the last notification by the competent authority concerned shall serve as the date of the start of the permit granting process.

Article 9: Transparency and public participation

- Article 9.3 of Regulation 347/2013 requires Concept for Public Participation.
- Concept drawn up by Project Promoter
- Must accord with Guidelines (in Regulation)
- Procedural Manual.

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Art 9 along with Annex 6 relates to Transparency & PP – significant aspect of the Regulation & Process

CPP drawn up in early part of the Permit Granting process

This document will be initially reviewed by us

Our recommendation to the board will be based on if it meets the criteria

Article 9: Transparency and public participation

- The project promoter shall, within an indicative period of three months of the start of the permit granting process draw up and submit a concept for public participation to the competent authority

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Continuing with Article 9

First part – emphasise **three months**

Web: EG PPC

Article 9: Transparency and public participation (Annex VI(4))

- The concept for public participation shall at least include information about:
 - (a) the stakeholders concerned and addressed;
 - (b) the measures envisaged, including proposed general locations and dates of dedicated meetings;
 - (c) the timeline;
 - (d) the human resources allocated to the respective tasks.

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Annex 6 refers specifically to Public Participation

Very detailed – outlines precisely what is required

Article 9: Transparency and public participation (Annex VI(5))

- information leaflet <15 pages
- overview of the purpose
- preliminary timetable of the project
- the national grid development plan
- alternative routes considered
- expected impacts, including of cross-border nature, and possible mitigation measures
- web addresses of the transparency platform and the manual of procedures

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In the context of PPC the PP will need

1. info leaflet
2. website

Annex 6 part 5 refers to the Information leaflet

(Continue to next slide)

Article 9: Transparency and public participation (Annex VI(5))

- inform all stakeholders affected about the project through the website referred to in Article 9(7) and other appropriate information means;
- invite in written form relevant affected stakeholders to dedicated meetings, during which concerns shall be discussed.

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Other duties

This annex section contains clearly specified targets

These must be hit

We will check your leaflet against these targets.

Web: EG Info leaflet

Article 9: Transparency and public participation (Annex VI(6))

- The project website shall make available as a minimum the following:
- (a) the information leaflet referred to in point (5);
- (b) a non-technical and regularly updated summary of no more than 50 pages reflecting the current status of the project and clearly indicating, in case of updates, changes to previous versions;
- (c) the project and public consultation planning, clearly indicating dates and locations for public consultations and hearings and the envisaged subject matters relevant for those hearings;
- (d) contact details in view of obtaining the full set of application documents;
- (e) contact details in view of conveying comments and objections during public consultations.

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Annex 6 part 6 refers to the Project website – quickly run thru

Again this section identifies clearly specified targets and again we will check the website & report to the board on the satisfaction of the requirements.

A couple of key points

1. non-technical – for the layman so to speak
2. Updated regularly - i.e. significant changes to project/information available. In 2 years with us we would expect 4-5 major updates.

Just to point out here we would have difficulty with website crashes etc. I will need to be informed of problems

Finally...

- Seamus Grant

- Phone 01 8737137

- s.grant@pleanala.ie

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I am available always

Also we are open to further meetings should you require

