

LISA/LITA.

Derek Kelly

From: Bord
Sent: Monday 25 July 2022 13:27
To: Appeals2
Subject: FW: Ref. SU0138
Attachments: 20220725-ABP-SU0138.pdf

From: Phoebe Duvall <planning@antaisce.org>
Sent: Monday, July 25, 2022 12:24 PM
To: Bord <bord@pleanala.ie>
Subject: Ref. SU0138

A Chara,

Please find attached a submission from An Taisce in relation to Ref. SU 05E.SU0138.

Kind regards,

--

Phoebe Duvall

*Planning and Environmental Policy Officer
An Taisce - The National Trust for Ireland
The Tailors' Hall, Back Lane, Dublin 8, Ireland
Phone: 01 454 1786
www.antaisce.org*

Company Reg. No. 12469 | Charity Ref. No. CHY4741 | Charity Regulator No. 20006358
An Taisce is a membership-based charity
Join at www.antaisce.org/membership

Please note that I work Monday through Thursday.

--

An Taisce - The National Trust for Ireland | www.antaisce.org
The Tailors' Hall, Back Lane, Dublin 8, Ireland
Company Reg. No. 12469 | Charity Ref. No. CHY4741 | Charity Regulator No. 20006358
An Taisce is a membership-based charity
Join at www.antaisce.org/membership

20220725-ABP-SU0138

An Bord Pleanála
64 Marlborough Street
Dublin 1

Sent by email to: bord@pleanala.ie

25th July 2022

Ref: SU 05E.SU0138
App: Patton Bros. Quarry Limited
For: Application for substitute consent for a quarry
Site: Gortletteragh, Stranorlar, Lifford, Co. Donegal

A Chara,

Thank you for requesting comment from An Taisce on the above application for substitute consent.

It is submitted that the definition of exceptional circumstances per Section 177D(2) of the Planning and Development Act 2000 (as amended), and hence the definition used to establish exceptional circumstances in the subject case, is inconsistent with the views of European Court on the thresholds for exceptional circumstances. We therefore submit that An Bord Pleanála should seek a referral to the High Court in this regard.

Please acknowledge our submission and advise us of any decision made.

Yours sincerely,

Phoebe Duvall
Planning and Environmental Policy Officer
An Taisce – The National Trust for Ireland

