

**An Bord Achomharc Um Cheadúnais Dobharshaothraithe
Aquaculture Licences Appeals Board**



Cork County Council,
Cork County Council Headquarters,
County Hall,
Carrigrohane Road,
Cork
T12 R2NC
bantryroadsoperations@corkcoco.ie
Attn: Catherine O'Sullivan

19 November 2021

Our Ref: AP32,49/2019
Site Ref: T05/430A

Re: Appeals against the decision by the Minister for Agriculture, Food and Marine to grant Aquaculture Licences to West Cork Seafoods Ltd. for the cultivation of mussels using longlines.

Dear Sir/Madam,

I refer to the above Appeal.

Pursuant to **Section 47(1)(a)** of the Fisheries (Amendment) Act, 1997, as amended, ("the Act"), where the Board is of the opinion that any document, particulars or other information is or are necessary for the purposes of enabling the Board determine the Appeal, it may serve a notice on a party requiring that party to submit to the Board such documents, particulars or other information as are specified in the Notice.

Having considered the appeal and the information provided to it, the Board has determined that further documents, particulars or information are necessary for the purposes of enabling the Board determine these Appeals.

The Board requires Cork County Council to clarify whether it is the current owner of Gerahies Pier located at Gerahies, Bantry, Co. Cork (latitude and longitude: 51°38'42.6"N, 9°35'10.5"W) and whether the Pier is in charge of Cork County Council.

If you require further clarification of the Board's requirements, please contact the Board's Technical Advisor, Dr Ciar O'Toole on 087-4097160 or ciar.otoole@alab.ie.

In accordance with section 47 (1) (a) of the Act, the Board requires this information within **30 days** of receipt of this letter. Please note that if the documents, particulars or other information specified above are not received before the expiration of the period specified above, or such later period as may be agreed by the Board, the Board will, without further reference to you, determine the appeal.

Please also note that a person who refuses or fails to comply with a requirement under section 47 (1)(a) shall be guilty of an offence.

Yours sincerely



Antoinette Conroy
Secretary to the Board

RE: ALAB AP32/2019 & AP49/2019 - Section 47 Request for Information

Catherine O'Sullivan Catherine.OSullivan@CorkCoCo.ie 21/01/222

Hi Ciara,

I have been in contact with the relevant people and been informed as follows:

A significant portion of the pier at Gearhies is in charge of Cork County Council. The Council does not have a registered title to the property. Current searches have not revealed an unregistered title to the property either. That is not in itself unusual, as there are many piers within the county for which the Council does not have a documentary title. As the pier is in charge of the Council, it maintains it and carries out capital works to it from time to time. In the circumstances, and having particular regard to expenditure on the pier, the Council is of the view is that it has a beneficial interest in the Gearhies pier.

Regards,

Caitríona Ní Shúilleabháin | Oifigeach Cúnta Foirne | Oifig an Innealtora Ceantair
Comhairle Contae Chorcaí | Áras Bheanntaí | Banntraí | Co. Chorcaí | P75 TD82 | Éire
T +353- (02)27 - 50058 |
catherine.osullivan@corkcoco.ie | www.corkcoco.ie
Tairseach na gcustaiméirí: www.yourcouncil.ie

Catherine O'Sullivan | Assistant Staff Officer | Area Engineer's Office
Cork County Council | Áras Bheanntaí | Bantry | Co. Cork | P75 TD82 | Ireland
T +353-(0)27 – 50058 |
catherine.osullivan@corkcoco.ie | www.corkcoco.ie
Customer Portal: www.yourcouncil.ie



From: Murphy, CiaraM (ALab)
Sent: Wednesday 19 January 2022 09:22
To: Richard Keating
Cc: Catherine O'Sullivan ; Ruth O'Brien ; MacDara O'Hici
Subject: RE: ALAB AP32/2019 & AP49/2019 - Section 47 Request for Information

CAUTION FROM CORK COUNTY COUNCIL IT SECURITY: 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.

Hi Richard,

Is it yourselves that can provide this information or would we need to contact someone else?

Thanks,
Ciara

From: Richard Keating <Richard.Keating@CorkCoCo.ie>
Sent: 18 January 2022 14:22
To: Catherine O'Sullivan <Catherine.OSullivan@CorkCoCo.ie>; Ruth O'Brien <Ruth.O'Brien@CorkCoCo.ie>; MacDara O'Hici <MacDara.OhIci@CorkCoCo.ie>
Cc: Murphy, CiaraM (ALab) <CiaraM.Murphy@alab.ie>
Subject: RE: ALAB AP32/2019 & AP49/2019 - Section 47 Request for Information

Catherine,

I have no knowledge of this matter.

Regards,

Richie.

From: Catherine O'Sullivan <Catherine.OSullivan@CorkCoCo.ie>
Sent: Tuesday 18 January 2022 10:54
To: Ruth O'Brien <Ruth.O'Brien@CorkCoCo.ie>; MacDara O'Hici <MacDara.OhIci@CorkCoCo.ie>; Richard Keating <Richard.Keating@CorkCoCo.ie>
Cc: ciaram.murphy@alab.ie
Subject: FW: ALAB AP32/2019 & AP49/2019 - Section 47 Request for Information
Importance: High

Hi all

Ciara Murphy phoned this morning again in relation to the below email. Could one of you assist her please?

Regards,

Caitríona Ní Shúilleabháin | Oifigeach Cúnta Foirne | Oifig an Innealtora Ceantair
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catherine.osullivan@corkcoco.ie | www.corkcoco.ie
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