



Alab ref; AP5/2020

Site ref: T12/409B

Please find enclosed response to appeal referenced above.

1. **The consultation process,** *the appellant's state that the DAFM took control of the process and acted as agents for the applicants. All the DAFM did was tell us to publish what was a standard notice informing of the application.*
2. **Newspaper which notice was placed.** *Appellants complain about newspaper choice in which notice was placed in. The Donegal Democrat is widely read in the area, lot of people seen the applications as that stated it to me. The dept. also received submissions of some of the applications so it was read. Also the local community regularly uses this paper, an example would be last year they placed the planning notice to rebuild the community hall in this paper. They quote circulation figures without giving any indication of source.*
3. **Content of notifications.** *The application could be inspected in both garda stations, (falcarragh is open 10-1 every day and leterkenny all day).claiming only 72hours to inspect documents is false. The documents were also available on the dept. website.*
8. **Language.** As a native Irish speaker myself, I would reject this and be of the opinion that most Irish speakers would be more confident in reading English not Irish

Other points.

Most of the points stated by the appellants are not relevant to my site as they have produced one document covering all aspects of all sites and submitted the same one to all appeals.

Seal haul out sites

Maps produced by appellants in support of the seal haul out sites are fake. They have been produced to try to show numerous sites by changing camera angles. Please find enclosed the sites relevant to me marked 6 and 7 , they are made to appear as if they are on the west side of the bay when in fact they are the same site as 1 and 3 on the east side, separated by a deep channel. There are no seal sites near my application and this has been addressed by the department's assessment.

Reproduction issues.

Tripliod oysters are to be used in the bay- these do not reproduce. The supporting documents supplied by the appellants are not tripliod oysters and no conclusion was reached that even the standard oyster would reproduce, it even states that a way of reducing the risk would be to use tripliod oysters.

Access routes

My access route is from my own family land and connected directly to the foreshore. It does not encroach on any dunes or habitat. It also does not in any way hinder any other public access or activities in the bay.

Previous shellfish operations

There have been aquaculture productions in the bay for the last circa 30 years by various persons. The last license for oyster cultivation held by Owen coll expired in 1999.

Aquaculture production was in existence in the bay up until 2017 and the general population was not even aware of it, now they claim the exact same operations will affect birds, seals, otters, tourism, fisheries, etc.

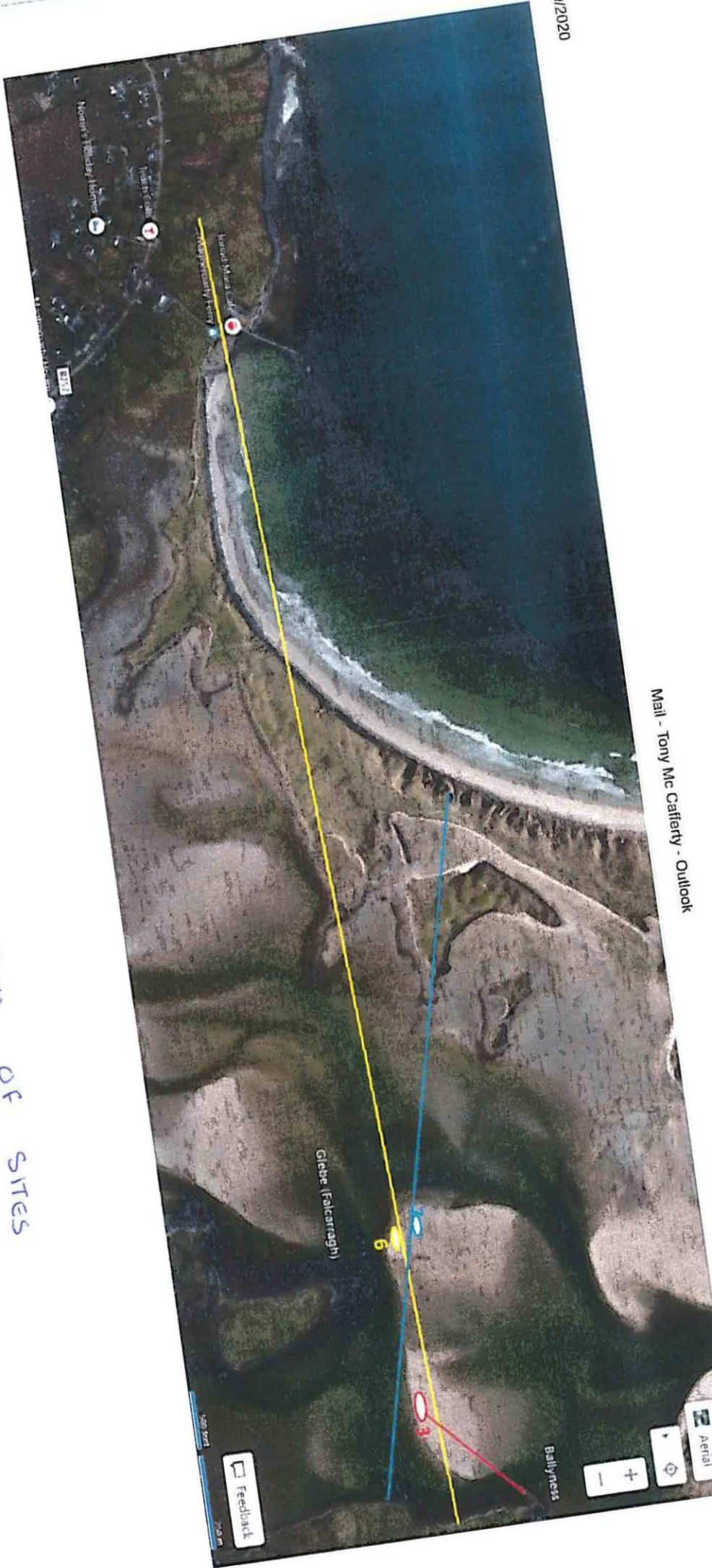
Fisheries in the bay

There are no fisheries in operation in the bay. The appellants have supplied an unpaid invoice is going back 10 years to suggest that fisheries exist.

Conclusion;

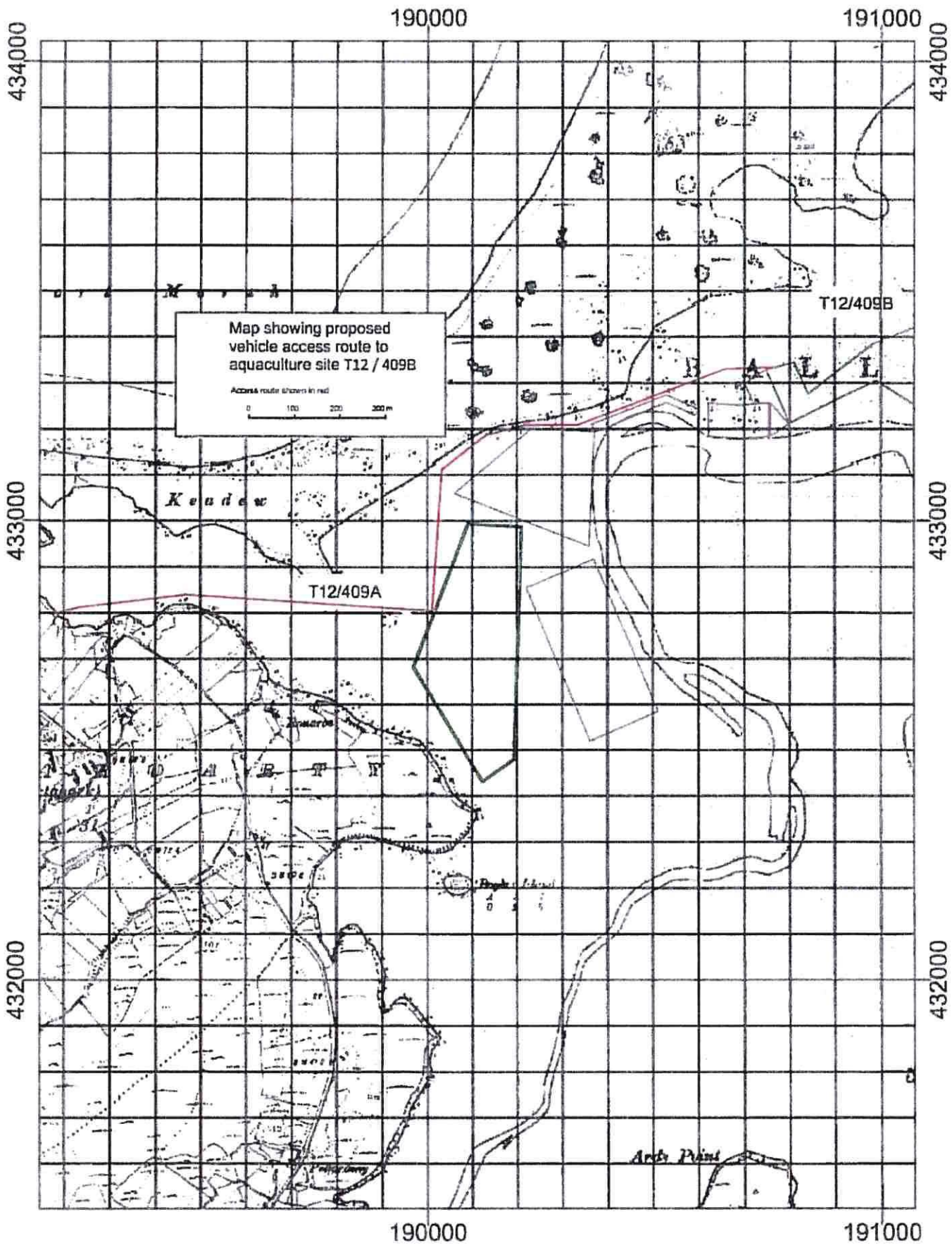
I have lived here all my life and my land adjoins the foreshore. I believe my proposed licence application will have no adverse effect on the integrity of the bay. I am of the opinion that the objections by the appellants have no merit and that all concerns have already been addressed by the assessment carried out by the department. I would also question the integrity of the appellants submission as they have supplied you with forged maps to strengthen their case. They launched a campaign locally and produced exaggerated maps and documents to create scaremongering and were informing people that should this go ahead no one would be able to walk the beach any more.

Yours sincerely
Paul O'Brien



MAP SHOWING TRUE LOCATION OF SITES
 6, 7 AS STATED BY APPELLANTS.

ATEXAGIDNY00YzJmLWNINjcmDACLTAwCgBGAAADFLAQYJhS06GjjsDlaooZQcA9ID%2Fdn15TUSy5aZCnox3eQAAAGEMAAAA9ID%2Fdn15TUSy5aZCnox3...



Access Route shown in RED

Access Route Map

Applicant: Paul O'Brien (T12/409B)