

Mr. Charlie McConalogue TD
Minister for Agriculture, Food and the Marine
Agriculture House
Kildare Street
Dublin 2

14 March 2024

Our Ref: AP1/2024
Site Ref: T09/084

Re: Appeal by Frank Burke of Raford, Kiltulla, Athenry, Co Galway against the decision of the Minister for Agriculture, Food and the Marine to revoke an Aquaculture Licence to Frank Burke to cultivate rainbow trout on site ref. T09/084 in Raford, Athenry, Co Galway.

Dear Minister

I refer to the above Appeal received by Aquaculture Licences Appeals Board against the decisions of the Minister for Agriculture, Food and the Marine being Appeal Reference AP1/2024. Further details relating to this appeal can be found on the website at:

<https://alab.ie/activeappeals/appealsyearsreceived/appealsreceivedin2024/ap12024/#d.en.202640>

Section 47(1)(a) of the Fisheries (Amendment) Act, 1997, as amended, ("the Act") provides that, 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 to determine an 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 within the period specified in the Notice.

Having considered the Appeal and information received to date, the Board has determined that further documents, particulars or information are necessary for the purposes of enabling the Board to determine the Appeal.

Therefore, pursuant to Section 47(1)(a), the Board hereby requires you to submit to the Board:

- Any evidence of correspondence (letter, telephone calls, emails and so on) between the Department of Agriculture, Food and the Marine and the Appellant, Frank Burke of Raford, Kiltullagh, Athenry, Co Galway relating to site ref T09/084 within 28 days of the 9 August 2023, that being 9 August 2023 to the 6 September 2023; and/or
- Any other communication in relation to this Appeal that you deem is relevant.



ALAB

An Bord Achomhairc Um
Cheadúnais Dobharshaothraithe
Aquaculture Licences Appeals Board

In accordance with section 47 (1) (a) of the Act, the Board requires this information within 30 days of receipt of this letter, being not later than **15 April 2024**. 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

Margaret Carton

Secretary to the Board

c.c. Ultan Waldron, Aquaculture Foreshore Management Division