

Johnny Neville & Jeanette Brugman



16 October 2024

Our Ref: AP5/2023

Site Ref: T03/095A

Re: Appeal by An Taisce against the decision of the Minister for Agriculture, Food and the Marine to grant an Aquaculture Licence to Johnny Neville & Jeanette Brugman to cultivate pacific oysters using bags and trestles on the intertidal foreshore on site T03/095A at Ballyteigue Burrow in Ballyteigue Bay, Co Wexford.

Dear Mr Neville & Ms Brugman

I refer to the Notice of Appeal regarding the above decision of the Minister for Agriculture, Food and the Marine.

The Aquaculture Licences Appeals Board (“the Board”) has concluded its determination of the above appeal and has determined, pursuant to Section 40 (4) (b) of the Fisheries (Amendment) Act 1997 (as amended), to **Annul** the decision of the Minister and to **Refuse** an Aquaculture Licence to Johnny Neville & Jeanette Brugman to cultivate pacific oysters using bags and trestles on the intertidal foreshore on site T03/095A at Ballyteigue Burrow in Ballyteigue Bay, Co Wexford.

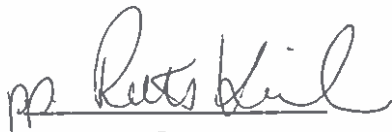
The reasons for the Board’s determination are set out in detail in the Determination dated 26 September 2024, a copy of which is enclosed with this letter.

A copy of the Board’s Technical Advisor’s report referred to in the Determination is available on the Aquaculture Licences Appeals Board (ALAB) website at:

<https://alab.ie/activeappeals/appealsyearsreceived/appealsreceivedin2023/ap52023/#d.en.186637>

A person wishing to challenge the validity of a decision or determination of the Board may do so by way of judicial review only. An application for leave to apply for judicial review must be made within the period of three months commencing on the date on which the decision or determination was made. Section 73 of the Fisheries (Amendment) Act 1997, as amended, contains the relevant provision in relation to challenges to the validity of a decision or determination of the Board.

Yours sincerely



Margaret Carton
Secretary to the Board

Dr Elaine McGoff
An Taisce
5 Foster Place
Temple Bar
Dublin 2
D02 VOP9

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Yours sincerely



Margaret Carton
Secretary to the Board

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

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Yours sincerely



Margaret Carton
Secretary to the Board

cc. Brian Batt, Aquaculture and Foreshore Management Division