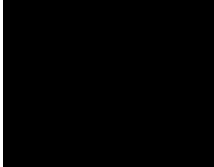


Woodstown Bay Shellfish Limited



Email: 

23 December 2025

Our Ref: AP1/1-147/2025

Site Ref: T05-472A

Re: Appeals against the decision of the Minister for Agriculture, Food and the Marine to grant an Aquaculture Licence to Woodstown Bay Shellfish Limited for bottom-culture mussel farming on site T05/472A at Kinsale Harbour, Kinsale, County Cork. (the "Appeal")

Dear Sirs,

Pursuant to Section 42(3) of S.I. No. 477/2011: European Communities (Birds and Natural Habitats) Regulations 2011, as amended, ("the Regulations"), at any time following an application for consent or a plan or project, the Aquaculture Licences Appeals Board (the "Board") may give notice to the Applicant, directing him or her to:

- a. furnish a Natura Impact Statement (NIS) and the applicant shall furnish the statement within the period specified in the notice, and
- b. furnish any additional information that the public authority considers necessary for the purposes of this Regulation.

In accordance with the provisions of section 42(3) of the Regulations, you are hereby directed to furnish the Board with the following information on or before the **08 May 2026**.

1. Supporting Information for Screening for Appropriate Assessment Report (SISAAR)

SISAAR to contain all information necessary for ALAB to carry out stage 1 Screening for Appropriate Assessment (AA). Without prejudice to the generality of the foregoing the following is to be addressed in the SISAAR:

- a. The SISAAR is to be laid out in the format of a formal AA Screening Report, identifying all relevant European sites on which the proposed project is likely to have a significant effect using the Source-Pathway-Receptor Model and having regard to the most up to date Qualifying Interests (QIs) and Conservation Objectives for these sites,
- b. distances between European sites and the proposed project are to be measured as the shortest straight-line distance in open water, or along-shore coastal distances, depending on the site and QIs being considered,
- c. ex situ impacts, including but not limited to any impact associated with the potential loss of *Zostera*-dominated communities within the boundary of the proposed project, on European sites including on the Sovereign Islands SPA Qualifying Interest Cormorant must be fully addressed and
- d. potential in-combination projects are to be identified, having regard to the European Commission's Assessment of plans and projects in relation to Natura 2000 sites Guidance Document¹, and the shortest straight-line distance from each in-combination project to the proposed project are to be provided. The in-combination assessment shall include projects and plans that are existing, consented or proposed.

2. Natura Impact Statement (NIS)

NIS to contain all information necessary for ALAB to carry out a Stage 2 AA. Without prejudice to the generality of the foregoing the following should be addressed in the NIS:

- a. The NIS should comply with Article 6(3) of the habitats Directive and the European Commission's Assessment of plans and projects in relation to Natura 2000 sites Guidance Document¹ and

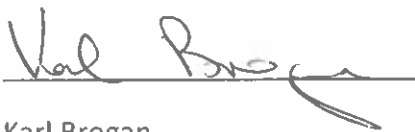
¹ Assessment of plans and projects in relation to Natura 2000 sites – Methodological guidance on the provisions of Article 6(3) and (4) of the Habitats Directive 92/43/EEC 2021/C 437/01(Commission notice C/2021/6913. Dated 28.10.2021).

- b. ex situ impacts, including but not limited to any impact associated with the potential loss of *Zostera*-dominated communities within the boundary of the proposed project, on European sites including on the Sovereign Islands SPA Qualifying Interest Cormorant must be fully addressed.

The NIS can be submitted at this stage however please note that ALAB may require revisions to be made to the NIS following the determination of the ALAB stage 1 Screening for AA.

You are hereby given notice that, pursuant to Regulation 42(4) of the 2011 Regulations, unless the Aquaculture Licences Appeals Board otherwise directs, where you fail to furnish the above information within the period specified above, or any additional period that may be agreed by the Aquaculture Licences Appeals Board, your application shall be deemed to be withdrawn.

Yours faithfully



Karl Brogan
Secretary to the Board

