

**ALAB**An Bord Achomhairc Um  
Choadúnais Dobharshaothraithe  
Aquaculture Licences Appeals Board25 JUN 2025  
Notice of Appeal Under Section 40(1) of Fisheries (Amendment) Act 1997 (No.23)**APPEAL FORM**

Please note that in accordance with Section 40(2) of the 1997 Act this form will only be accepted if delivered by **REGISTERED POST** or by hand to the ALAB offices at the following address: Aquaculture Licences Appeals Board, Kilminchy Court, Dublin Road, Portlaoise, Co. Laois, R32 DTW5

Name of Appellant (Block Letters)

PAUL Ryan

Address of Appellant

Eircode

Phone No.

Email address (enter below)

Mobile No.

Please note if there is any change to the details given above, the onus is on the appellant to ensure that ALAB is notified accordingly.

**FEES**

Fees must be received by the closing date for receipt of appeals

Amount

Tick

An appeal by an applicant for a licence against a decision by the Minister in respect of that application

€380

An appeal by the holder of a licence against the revocation or amendment of that licence by the Minister

€380

An appeal by any other individual or organisation

€150



Request for an Oral Hearing\* (fee payable in addition to appeal fee)

\*In the event that the Board decides not to hold an Oral Hearing the fee will not be refunded

€75

Fees can be paid by way of Cheque or Electronic Funds Transfer

Cheques are payable to the Aquaculture Licences Appeals Board in accordance with the Aquaculture Licensing Appeals (Fees) Regulations, 2021 (S.I. No. 771 of 2021)

Electronic Funds Transfer Details

IBAN:

IE89AIBK93104704051067

BIC: AIBKIE2D

Please note the following:

1. Failure to submit the appropriate fee with your appeal will result in your appeal being deemed invalid.
2. Payment of the correct fees must be received on or before the closing date for receipt of appeals, otherwise the appeal will not be accepted.
3. The appropriate fee (or a request for an oral hearing) must be submitted against each determination being appealed.



RL 0331 0122 81E

An Bord Achomhairc Um Choadúnais Dobharshaothraithe | Aquaculture Licences Appeals Board

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The Legislation governing the appeals is set out at Appendix 1 below.

SUBJECT MATTER OF THE APPEAL	
Application for mussel farm in Kinsale Harbour Submitted by Woodstown Bay Shellfish Ltd (Dec 2018) - Site Reference Number TOS-472A	
Site Reference Number: - (as allocated by the Department of Agriculture, Food, and the Marine)	TOS-472A
APPELLANT'S PARTICULAR INTEREST Briefly outline your particular interest in the outcome of the appeal:	
<ul style="list-style-type: none"><li>- Originally from Kinsale and from a long-resident family. Frequent (monthly) visitor to town and regularly use the Black beach for walking and swimming. occasional user of harbour for kayaking, fishing and swimming.</li><li>- Strong interest in ongoing tourism development of Kinsale based on tourism, fishing and use of natural amenities for sailing, kayaking, swimming, harbour tours, walking, etc.</li></ul>	
GROUNDS OF APPEAL <b>T</b> State in full the grounds of appeal and the reasons, considerations, and arguments on which they are based) (if necessary, on additional page(s)):	
<ul style="list-style-type: none"><li>(1) <u>Serious risk to tourism and local economy by the presence of a large invasive mussel farm</u></li><li>(2) <u>use by the mussel farm of a large 23HA sub tidal foreshore heavily impacts on use of this area for beach purposes, swimming, kayaking, sailing, fishing.</u></li><li>(3) <u>Bottom-culture and associated dredging will damage and disrupt the ecology of the area - causing siltation, disruption to substrate, degrade water quality and damage biodiversity of the entire harbour &amp; River.</u></li></ul>	

## Grounds of Appeal II

- (4) Risk of damage to local sailing boats and fishing boats from mussel seed to boat/ship engines
- (5) exclusion of 23 HA beside a busy navigation-channel provides a serious and ongoing hazard to other long-term users: sailing, kayaking, swimmers, fishing vessels, lobster cruises and visiting craft to the harbor.
- (6) Procedural deficiencies in public consultation and environmental assessment:
  - (a) insufficient public consultation to key stakeholders impacted by the development - tourist interests and users of the Duck Beach and Kinsale Harbor
  - (b) failure to undertake an independent marine safety assessment and comprehensive environmental impact survey
- (7) Industrial-scale mussel farm will destroy the Duck Beach, the closest beach to Kinsale and used by generations of townspeople and tourists for relaxation swimming, kayaking, etc. Privatisation of public space for profit.



CONFIRMATION NOTICE ON EIA PORTAL (if required)			
In accordance with Section 41(1) of the Fisheries (Amendment) Act 1997, where an Environmental Impact Assessment (EIA) is required for the project in question, please provide a copy of the confirmation notice, or other evidence (such as the Portal ID Number) that the proposed aquaculture the subject of this appeal is included on the portal established under Section 172A of the Planning and Development Act 2000. (See Explanatory Note at Appendix 2 below for further information).			
Please tick the relevant box below:			
EIA Portal Confirmation Notice is enclosed with this Notice of Appeal			
Other evidence of Project's inclusion on EIA Portal is enclosed or set out below (such as the Portal ID Number)			
An EIA was not completed in the Application stage/the Project does not appear on the EIA Portal			
Details of other evidence			
Signed by the Appellant		Date	24/08/2021
Please note that this form will only be accepted by REGISTERED POST or handed in to the ALAB offices			
Payment of fees must be received on or before the closing date for receipt of appeals, otherwise the appeal will be deemed invalid.			

This Notice of Appeal should be completed under each heading, including all the documents, particulars, or information as specified in the notice and duly signed by the appellant, and may include such additional documents, particulars, or information relating to the appeal as the appellant considers necessary or appropriate."

**DATA PROTECTION** – the data collected for this purpose will be held by ALAB only as long as they are a business need to do so and may include publication on the ALAB website