AP2-4-26

ALAB
An Bord Achomhairc Um Cheadunais Dobharshaothraithe
Aquaculture Licences Appeals Board

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)*	CLLR. NORMA MOKIA
Address of Appellant	[redacted]
Eircode	[redacted]
Phone No.	—
Email address (enter below)	
Mobile No.	[redacted]

AQUACULTURE LICENCES APPEALS BOARD
23 SEP 2026
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* For administrative reasons, please provide one prima[redacted] relation to the appeal will be sent. 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) Bank Draft.

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.
4. The joinder of Appeals 42 (1) does not give rise to an entitlement to a refund of any fee paid to ALAB.(Appendix 1)

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Aquaculture Licences Appeals Board

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

SUBJECT MATTER OF THE APPEAL	
Deenish Irish Farm Kerry	
Site Reference Number: - (as allocated by the Department of Agriculture, Food, and the Marine)	T06/202

APPELLANT'S PARTICULAR INTEREST

Briefly outline your particular interest in the outcome of the appeal:

I am a county councillor representing the ND in which the site operates. This submission reflects the opinions of the local people all of whom that I have raised the issue with. We are deeply concerned about the negative impact the Deenish farming has on our fish stocks - and the angling industry that is their livelihood.

GROUNDS OF APPEAL

State **in full** the grounds of appeal and the reasons, considerations, and arguments on which they are based) (if necessary, on additional page(s)):

> Scale and Capacity Expansion. (of Enclosed documents.

> Wild Salmon Protection

> Legal Sub Judice

> Adverse Economic Impact on existing Sustainable angling industry.

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CONFIRMATION NOTICE ON EIA PORTAL (if required)

In accordance with Section 41(1) f 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)	ID 2021027
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	[signature]	Date	22/9/26.

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 there is a business need to do so. Legal requirements in respect of transparency may necessitate the publication of appeal and appellant details may be included in an online list of appeals.

Appendix 1.

Extract from the Fisheries (Amendment) Act 1997 (No.23)

40. (1) A person aggrieved by a decision of the Minister on an application for an aquaculture licence or by the revocation or amendment of an aquaculture licence may, before the expiration of a period of one month beginning on the date of publication in accordance with this Act of that decision, or the notification to the person of the revocation or amendment, appeal to the Board against the decision, revocation or amendment, by serving on the Board a notice of appeal.

(2) A notice of appeal shall be served—

(a) by sending it by **registered post** to the Board,

(b) by **leaving it at the office of the Board**, during normal office hours, with a person who is apparently an employee of the Board, or

(c) by such other means as may be prescribed.

(3) The Board shall not consider an appeal notice of which is received by it later than the expiration of the period referred to in subsection (1)

41. (1) For an appeal under section 40 to be valid, the notice of appeal shall—

(a) be in writing,

(b) state the name and address of the appellant,

(c) state the subject matter of the appeal,

(d) state the appellant's particular interest in the outcome of the appeal,

(e) state in full the grounds of the appeal and the reasons, considerations and arguments on which they are based, and

(f) where an environmental impact assessment is required under Regulation 3 of the Aquaculture Appeals (Environmental Impact Assessment) Regulations 2012 (SI No 468 of 2012), include evidence of compliance with paragraph (3A) of the said Regulation 3, and

(g) **be accompanied by such fee**, if any, as may be payable in respect of such an appeal in accordance with regulations under *section 63*, and shall be accompanied by such documents, particulars or other information relating to the appeal as the appellant considers necessary or appropriate.

42. (1) The Board may, in its discretion, treat two or more appeals as, and the appellants as parties to, a single appeal and may at any time separate such appeals.

**Please contact the ALAB offices in advance to confirm office opening hours.

Appendix 2.

Explanatory Note: EIA Portal Confirmation Notice/Portal ID number

The EIA Portal is provided by the Department of Housing, Local Government and Heritage as an electronic notification to the public of requests for development consent that are accompanied by an Environmental Impact Assessment Report (EIA Applications). The purpose of the portal is to provide information necessary for facilitating early and effective opportunities to participate in environmental decision-making procedures.

The portal contains information on EIA applications made since 16 May 2017, including the competent authority(ies) to which they are submitted, the name of the applicant, a description of the project, as well as the location on a GIS map, as well as the Portal ID number. The portal is searchable by these metrics and can be accessed at:
https://housinggovie.maps.arcgis.com/apps/webappviewer/index.html?id=d7d5a3d48f104ecbb206e7e5f84b71f1

Section 41(1)(f) of the Fisheries (Amendment) Act 1997 requires that "*where an environmental impact assessment is required*" the notice of appeal shall show compliance with Regulation 3A of the Aquaculture Appeals (Environmental Impact Assessment) Regulations 2012 (S.I. 468/2012), as amended by the Aquaculture Appeals (Environmental Impact Assessment) (Amendment) Regulations 2019 (S.I. 279/2019) (The EIA Regulations)

Regulation 3A of the EIA Regulations requires that, in cases where an EIA is required because (i) the proposed aquaculture is of a class specified in Regulation 5(1)(a)(b)(c) or (d) of the Aquaculture (Licence Application) Regulations 1998 as amended – listed below, or (ii) the Minister has determined that an EIA was required as part of their consideration of an application for intensive fish farming, an appellant (that is, the party submitting the appeal to ALAB, including a third party appellant as the case may be) must provide evidence that the proposed aquaculture project that is the subject of the appeal is included on the EIA portal.

If you are a third-party appellant (that is, not the original applicant) and you are unsure if an EIA was carried out, or if you cannot find the relevant Portal ID number on the EIA portal at the link provided, please contact the Department of Housing, Local Government and Heritage for assistance before submitting your appeal form.

The Classes of aquaculture that are required to undergo an EIA specified in Regulation 5(1)(a)(b)(c) and (d) of the Aquaculture (Licence Application) Regulations 1998 S.I. 236 of 1998 as amended are:

a) Marine based intensive fish farm (other than for trial or research purposes where the output would not exceed 50 tonnes);
b) All fish breeding installations consisting of cage rearing in lakes;
c) All fish breeding installations upstream of drinking water intakes;
d) Other fresh-water fish breeding installations which would exceed 1 million smolts and with less than 1 cubic metre per second per 1 million smolts low flow diluting waters.

In addition, under Regulation 5(1) (e) of the 1998 Regulations, the Minister may, as part of his or her consideration of an application for intensive fish farming, make a determination under Regulation 4A that an EIA is required.

From: Housing Eiaportal <EIAportal@housing.gov.ie>
Sent: Thursday 4 February 2021 13:14
To: [redacted]
Subject: EIA Portal Confirmation Notice Portal ID 2021027

CAUTION: This email is from outside the Mowi network. You should only click links or open attachments if you recognize the sender and know the content is safe! If you have a doubt, Click 'Report Phishing – Mowi IT' in Outlook.

A Chara,

An EIA Portal notification was received on 04/02/2021 in respect of this proposed application. The information provided has been uploaded to the EIA Portal on 04/02/2021 under EIA Portal ID number **2021027** and is available to view at http://housinggovie.maps.arcgis.com/apps/webappviewer/index.html?id=d7d5a3d48f104ecbb206e7e5f84b71f1.

Portal ID: 2021027

Competent Authority: Minister for Agriculture, Food and the Marine

Applicant Name: Comhlucht Iascaireachta Fanad Teoranta

Location: Ballinskelligs Bay, Co. Kerry.

Description: Application for renewal of salmon aquaculture licence T06/202 AQ199 in Ballinskelligs Bay, Co. Kerry. Total site area, to include moorings, is 33.5 hectares.

Linear Development: No

Date Uploaded to Portal: 04/02/2021

Regards

[redacted]
EIA Portal team

An Roinn Tithíochta, Rialtais Áitiúil agus Oidhreachta
Department of Housing, Local Government and Heritage

Teach an Chustaim, Baile Átha Cliath 1. D01 W6X0
Custom House, Dublin D01 W6X0

T (+353) 1 888 2504
www.housing.gov.ie

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Core Grounds of Appeal

- **Unwarranted Scale Expansion vs. Historical Compliance Breaches:**

The newly issued licence increases the production capacity limit to 2,200 tonnes. Given the operator's well-documented history of over-harvesting at this exact site—which led to the 2019 license revocation—allowing a massive fourfold increase in production capacity at this location poses an unacceptable and reckless ecological threat to Ballinskelligs Bay.

- **Sub Judice and Prematurity of the Decision:** The licensing history of this site is currently the subject of active Judicial Review proceedings in the High Court. Granting a brand-new, vastly expanded licence while the legality of the site's past operations and enforcement loopholes are under judicial review undermines the rule of law. The Minister should at the very least have deferred any determination until the High Court delivers its final verdict.

Empirical Collapse of the Lough Currane and Waterville Sea Trout Fishery:

- **Proximity to Migration Corridors:** The Deenish Island open-net pen layout sits less than 9 kilometres from the mouth of the Waterville River and Lough Currane. This short, 500-yard migratory corridor is the direct marine access route for ocean-fresh wild salmonids.

- **Near Obliteration of Local Stocks:** Recent data published in 2026 highlights a near obliteration and severe extinction risk facing South Kerry's sea trout and wild salmon populations. Fish counter data and historic catch logs monitored by Inland Fisheries Ireland (IFI) confirm a structural collapse of wild sea trout stocks in the Waterville system.

- **Emergency Protection Bye-Laws:** This ecological disaster is so acute that the state had to enact strict emergency measures, including *Conservation of Sea Trout Bye-Law No. 971*, prohibiting anglers from keeping any sea trout caught in Ballinskelligs Bay or the Waterville system. It is a massive contradiction for the Department to legally enforce strict "catch-and-release" laws on local anglers to save a collapsing species, while simultaneously licensing a commercial open-net farm expansion that serves as a major breeding ground for lethal sea lice infestations.

- **Proven Sea Lice and Particle Overlap:** Hydrographic particle distribution tracking studies conducted by the Marine Institute explicitly link the Deenish Island farm site to heavy larvae dispersion across Ballinskelligs Bay. Published peer-reviewed research by IFI over a 25-

year dataset confirms that wild sea trout traveling within 10km of marine salmon farms carry significantly higher, debilitating sea lice loads and suffer reduced weight and increased mortality compared to wild fish further out.

- **Severe Local Economic Damage:** The Lough Currane fishery was historically a world-famous angling asset capable of generating up to €3 million annually for the South Kerry tourism economy. Due to the degradation caused by open-net farming plume dynamics, local angling tourism has been brought to a virtual standstill. Notably, when aquaculture operations in Kenmare Bay were previously paused, local rivers recorded an immediate, substantial rebound in wild sea trout numbers and a healthy rebalancing of age-groups. This confirms that removing or restricting the farm is the primary catalyst required for local ecological recovery.

Conclusion

For the severe ecological, legal, and local socio-economic reasons outlined above, I respectfully request that the Aquaculture Licences Appeals Board uphold this appeal, set aside the Minister's decision, and refuse the aquaculture and foreshore licences for Site T06/202.

Yours sincerely,

Cllr Norma Moriarty

Gmail

Norma Moriarty [redacted]

Fish farm submission

1 message

[redacted] Wed, Sep 23, 2026 at 1:29 AM

Hi Norma

I agree with your submission regarding Fish farm, I received a scan in a WhatsApp group at 11pm last night. Please add below names to agreement re your submission.

[redacted]

May I suggest you share your submission via a google form so people can sign automatically on there and you have your names streamlined and all in one place it also means we can share it widely via SM and gather more names. Or start an online petition..

Have you seen the footage from Blue Hare films on SM from Bantry bay salmon farm? Let us know if can support in other ways. Also John Murphy salmon watch ireland good contact.

Thanks

[redacted]

SEASYNERGY WATERVILLE, CO. KERRY

ACCREDITED SCHOOL ASI STAND UP PADDLE

OceanHero

Travellers' Choice 2023

leave no trace

KERRY RANKED #19

GLOBAL DESTINATION SUSTAINABILITY INDEX

#1 IRELAND'S LEADING SUSTAINABLE TOURISM DESTINATION

#19 TOP 20 GLOBAL DESTINATIONS

Check out TEAM SOUTH to see pictures of our epic trip to Antarctica leading expeditions for 3 months on a sailboat!

For amazing fun resources to learn and teach about our ocean connection and how to help protect the blue heart of our planet
Check out learning.theoceanrace.com

Sea Synergy has had an outreach of over 100,000 people raising awareness of the ocean and the importance of marine conservation!

Gmail

Norma Moriarty [redacted]

Supporting the Appeal

1 message

[redacted] Wed, Sep 23, 2026 at 6:18 AM

I would to support your appeal regarding the licensing of site T06/202
Kind regards

[redacted]

Sent from my iPhone

Gmail Norma Moriarty [redacted]

Salmon farm license appeal

2 messages

[redacted] Tue, Sep 22, 2026 at 10:23 PM

Hi Norma,
Please add our names to your appeal.
[redacted]
[redacted]

Norma Moriarty [redacted] Tue, Sep 22, 2026 at 10:24 PM
To: [redacted]

Thank you [redacted]

Kindest regards,
Norma

[Quoted text hidden]

Gmail Norma Moriarty [redacted]

Submission from Cllr Norma Moriarty

2 messages

Norma Moriarty [redacted] Mon, Sep 21, 2026 at 9:37 PM
To: [redacted]

Hi [redacted]

This is the main text of my submission.
I'm happy to add any emails from any interested parties who wish to add their own objection to the granting of an expanded licence to site reference T06/202.

I'll be handing in the submission to the office in person on Wednesday 23rd.

Kindest regards,
Norma

Scan 21 Sep 2026 at 12.43.pdf
229K

[redacted] Tue, Sep 22, 2026 at 9:49 PM
To: Norma Moriarty [redacted]

Thank you Norma.

Please add my name to your submission as it perfectly reflects my own views on the matter and I believe this license should not be given.

[redacted]

[Quoted text hidden]

Name	Townland	Comment
James Robertson	[redacted]	
GLENDA Svanoni		
Kathryn Harbison		No to fish farm its polluting the beautiful waters around the area
Carl & Jennifer O'Connel		he Deenish Island fish farm is objectively in contravention with the promotion of healthy wild fish species.There are a significant number of reasons why this licence should not be granted, all of which have been previously submitted as part of wider local and national objection.
Gemma Final		
Ann O Donoghue		
Martin final		
Catherine Courtney		
Eileen Murray		
Finbar McGillicuddy		
Adrian Mortada		Decimation of Loch Currane salmon and sea trout over the past ten years.
Clodagh Cahill		
Sharon Evans		
Michael O'Rourke		
Carol o Donohoe		
Deirdre O'Brien		
Emily Fitzell		
James Rogers		
Lia Guis		I object to fishfarming because it destroys natural habitat and species of the coastal waters.
Paul O'Toole		All available objective scientific studies show conclusively that salmon farms lead to destruction of local wild salmon and seatrout. The decision to grant the Deenish farm a licence amounts to government-approved environmental vandalism. The ALAP mechanism is a dereliction of duty by government, and the composition of the ALAP does not fulfil public sector transparency standards. The decision to grant the Deenish farm a licence also makes no commercial or political sense, and will be remembered at the next election.
Teresa Mortada		I strongly object to the licence being granted to the Deenish fish farm because they have already caused a massive decline in the wild salmon and sea trout numbers in our lake and the rivers. The pollution they bring with the waste that comes from their operations also flows into our sea. again causing a dramatic drop in the wildlife on our shoreline. All that then has a damaging effect on the numbers of tourists who come on holiday and enjoy angling and exploring the seashore. The local economy has suffered as hardly any boats are hired on the lake and hotels and restaurants have fewer visitors as a result. The only gains from granting this licence is to the company that own it and it's our community that pays the price.
Michael murphy		
Leslie Payne		I object to Deenish licence. I have watched with horrified amazement that such a superb natural feature and of such importance to community finances would be treated so recklessly by people who obviously seem unaware of what their actions are doing.
Darragh Courtney		
Don Ryan		
Doris Knoebel		
Lucy Taylor		I am not categorically opposed to fish farming and I'm aware that aquaculture in a wider sense could have a very positive socio-economic impact on the area but MOWI has shown repeatedly that they have no interest in protecting the local environment, in abiding by Irish environmental law, and it is not clear to me that there will be a significant increase in employment locally by allowing this multinational organisation to expand its operations here.
Niall Hogan		
Tim Booth		
Fiona Gleeson		We need our waters back!!
Éanna de Buis		
Juliette Bidet Bourgain		
Anna McQuinn		How can anyone argue that a company that was so non-compliant that the previous Agriculture Minister decided to suspend the farm's licence is no threat to the environment? How can the minister of Agriculture ignore significant research showing that the damage caused to wild salmon by sea lice from salmon farms is substantial and significantly damaging to wild salmon? And why is he prioritising a multinational aquaculture company over the local community and environment where fish stocks are collapsing?
Sarah Durkin		
Breda Kane		
Caroline Fogarty		
John MO'Donoghue		
Claire Rudd		I've seen the decline in the fish population over the years.
David O'Connell		
Louise Weinzweig		
Anita Wharton		
Brian Pembroke		