



**ALAB**

An Bord Achomhairc Um  
Cheadúnais Dobharshaothraithe  
Aquaculture Licences Appeals Board

# Screening for Appropriate Assessment of Wexford Harbour Aquaculture Licence Site T03/048A

**ALAB Appeal Ref No. AP36/2019**

## **Appeal description:**

Appeal against the decision by the Minister for Agriculture, Food and the Marine to grant (with variations) Aquaculture Licenses to Noel and Sheila Scallan, for the bottom cultivation of mussels at T03/048A, on the foreshore at Wexford Harbour, Co. Wexford.

## **Step 1 - Description of project/proposal and local site characteristics**

### Brief description of the project

Noel and Sheila Scallan were granted an Aquaculture Licence for a 106-hectare site in Wexford Harbour for the bottom cultivation of mussels on the 19<sup>th</sup> of April 2002 (Aquaculture Licence reference number T3/48A).

The Minister decided to grant a variation licence for a 35.6176-hectare site to Noel and Sheila Scallan in September 2019 (Aquaculture Licence reference number T03/048A).

The licence application is for the bottom cultivation of mussels only; mussel seed is collected and relayed from coastal sites in the Irish Sea, then mussel seed is left in situ, for a period of between 12 to 24 months, until it reaches market size. During this period sampling occurs to track stock quality (sampling increases in frequency nearing and during the harvesting period). Harvesting takes place using a mussel dredger and whilst harvesting can occur at any time of the year it most commonly occurs during the period from September through to April.

### Brief description of the site characteristic

Wexford Harbour is located at the mouth of the River Slaney in County Wexford, on the southeast coast of Ireland. It is a large shallow bay, with areas of reclaimed land to the north and south created by dykes and drainage systems first built in the 19<sup>th</sup> century. These areas of land, known as the Slobs, are used for agriculture and are important for several bird species. The Slaney is the main freshwater input to the Harbour and its catchment area is notable for the high level of agricultural activity, including mainly dairy and tillage farming.

The underlying geology of the upper and central Slaney catchment consists of granite. The bedrock geology of the middle and lower reaches of the River Slaney comprises slate, schist and greywacke. The soils of the Slaney catchment are mainly Grey Brown Podzolics and Brown Podzols which are regarded as very fertile soil types.

### Purpose of this document

Noel and Sheila Scallan appealed the minister's decision on the 15<sup>th</sup> of October 2019 (ALAB reference number AP36/2019).

This document is to assist the Screening for Appropriate Assessment for the Aquaculture Licence Site T03/048A only and is based on the 2002 granted 106-hectare site (Appendix 1 Aquaculture Licence map).

This Screening for Appropriate Assessment report considers all potential cumulative impact existing, proposed and or permitted plans and projects, i.e. those plans and projects which could cause T03/048A in-combination effects.

Aquaculture licenced activities in Wexford Harbour were screened for Appropriate Assessment in 2016; the Marine Institute (MI), on behalf of the Department of Agriculture, Food and the Marine produced a bay wide Appropriate Assessment Summary Report of Aquaculture in the Slaney River Valley SAC, the Raven Point Nature Reserve SAC, the Wexford Harbour and Slobs SPA and the Raven SPA, in August 2016.

A literature review of published papers relating to the effects of mussel culture on water column nutrient levels was carried out as part of the Technical Advisors Final Report (Section 8.0 of the February 2025 Technical Advisors Final Report).

Following on from the findings of the literature review and noting the judgment of the Court of Justice of the European Union (CJEU) in the case of *Eco Advocacy v An Bord Pleanála* (Case C-721/21), it is my opinion that any potential reduction in water column nutrient levels in Wexford Harbour associated with the bottom cultivation of mussels cannot be considered grounds to negate the obligations to carry out an Appropriate Assessment as required under Article 6(3) of the Habitats Directive 92/43/EEC.

Even if mussel denitrification could be considered to be a standard feature inherent in the project which can be considered at screening stage within the meaning of the *Eco Advocacy* judgment, Appropriate Assessment is still required because the potential impacts of the project are not primarily related to water quality issues.

**Step 2 - Identification of relevant Natura 2000 sites using Source-Pathway-Receptor Model and compilation of information on qualifying interests and conservation objectives.**

The Qualifying Interests (QI's) highlighted in **bold text** are screened in for Stage 2 Appropriate Assessment. Distances are measured as straight-line distances in open water, or along-shore coastal distances, depending on the site and QI's being considered.

Table 1: List of protect sites and their qualifying interests.

European Site Code	Distance from the Proposed Project (km)	List of Qualifying Interests	Connections (Source-pathway-receptor link)	Qualifying Interests considered further in Screening Y/N	European Site Screening in for stage 2 Appropriate Assessment
<b>Slaney River Valley SAC (site code 000781)</b>	0	<p>Atlantic salt meadows (<i>Glauco-Puccinellietalia maritima</i>) [1330]  Mediterranean salt meadows (<i>Juncetalia maritimi</i>) [1410]  Water courses of plain to montane levels with the <i>Ranunculion fluitantis</i> and <i>Callitricho-Batrachion</i> vegetation [3260]  Old sessile oak woods with <i>Ilex</i> and <i>Blechnum</i> in the British Isles [91A0]  Alluvial forests with <i>Alnus glutinosa</i> and <i>Fraxinus excelsior</i> (<i>Alno-Padion</i>, <i>Alnion incanae</i>, <i>Salicion albae</i>) [91E0]  <i>Margaritifera margaritifera</i> (Freshwater Pearl Mussel) [1029]  <i>Lampetra planeri</i> (Brook Lamprey) [1096]  <i>Lutra lutra</i> (Otter) [1355]  <i>Phoca vitulina</i> (Harbour Seal) [1365]</p> <p><b>Estuaries [1130]</b>  <b>Mudflats and sandflats not covered by seawater at low tide [1140]</b>  <b><i>Petromyzon marinus</i> (Sea Lamprey) [1095]</b>  <b><i>Lampetra fluviatilis</i> (River Lamprey) [1099]</b>  <b><i>Alosa fallax fallax</i> (Twaité Shad) [1103]</b>  <b><i>Salmo salar</i> (Salmon) [1106]</b></p>	<p>No</p> <p>Yes – mussel seed relay and dredging of mussels to take place within 1130 Estuaries and 1140 Mudflats and sandflats not covered by seawater at low tide</p>	<p>No</p> <p>Yes – possible physical disturbance and habitat loss</p> <p>Yes – possible</p>	

			Yes - Mussel seed relay and dredging of mussels to take place within SAC boundary	increased suspended sediment concentrations	Yes
Raven Point Nature Reserve SAC (site code 000710)	2.3	Mudflats and sandflats not covered by seawater at low tide [1140] Annual vegetation of drift lines [1210] Atlantic salt meadows ( <i>Glauco-Puccinellietalia maritimae</i> ) [1330] Embryonic shifting dunes [2110] Shifting dunes along the shoreline with <i>Ammophila arenaria</i> (white dunes) [2120] Fixed coastal dunes with herbaceous vegetation (grey dunes) [2130] Dunes with <i>Salix repens</i> ssp. <i>argentea</i> ( <i>Salicion arenariae</i> ) [2170] Humid dune slacks [2190]	No	No	No
Long Bank SAC (site code 002161)	8.6	Sandbanks which are slightly covered by sea water all the time [1110]	No	No	No
Blackwater Bank SAC (site code 002953)	10.8	Sandbanks which are slightly covered by sea water all the time [1110] <i>Phocoena phocoena</i> (Harbour Porpoise) [1351]	No	No	No
Carnsore Point SAC (site code 002269)	12	Mudflats and sandflats not covered by seawater at low tide [1140] Reefs [1170] <i>Phocoena phocoena</i> (Harbour Porpoise) [1351]	No	No	No
Wexford Harbour and Slob SPA (site code 004076)	0	<b>Little Grebe (<i>Tachybaptus ruficollis</i>) [A004]</b> <b>Great Crested Grebe (<i>Podiceps cristatus</i>) [A005]</b> <b>Cormorant (<i>Phalacrocorax carbo</i>) [A017]</b> <b>Grey Heron (<i>Ardea cinerea</i>) [A028]</b> <b>Bewick's Swan (<i>Cygnus columbianus bewickii</i>) [A037]</b> <b>Whooper Swan (<i>Cygnus cygnus</i>) [A038]</b> <b>Light-bellied Brent Goose (<i>Branta bernicla hrota</i>) [A046]</b>			

		<p>Shelduck (<i>Tadorna tadorna</i>) [A048]  Wigeon (<i>Anas penelope</i>) [A050]  Teal (<i>Anas crecca</i>) [A052]  Mallard (<i>Anas platyrhynchos</i>) [A053]  Pintail (<i>Anas acuta</i>) [A054]  Scaup (<i>Aythya marila</i>) [A062]  Goldeneye (<i>Bucephala clangula</i>) [A067]  Red-breasted Merganser (<i>Mergus serrator</i>) [A069]  Hen Harrier (<i>Circus cyaneus</i>) [A082]  Coot (<i>Fulica atra</i>) [A125]  Oystercatcher (<i>Haematopus ostralegus</i>) [A130]  Golden Plover (<i>Pluvialis apricaria</i>) [A140]  Grey Plover (<i>Pluvialis squatarola</i>) [A141]  Lapwing (<i>Vanellus vanellus</i>) [A142]  Knot (<i>Calidris canutus</i>) [A143]  Sanderling (<i>Calidris alba</i>) [A144]  Dunlin (<i>Calidris alpina</i>) [A149]  Black-tailed Godwit (<i>Limosa limosa</i>) [A156]  Bar-tailed Godwit (<i>Limosa lapponica</i>) [A157]  Curlew (<i>Numenius arquata</i>) [A160]  Redshank (<i>Tringa totanus</i>) [A162]  Black-headed Gull (<i>Chroicocephalus ridibundus</i>) [A179]  Lesser Black-backed Gull (<i>Larus fuscus</i>) [A183]  Little Tern (<i>Sterna albifrons</i>) [A195]  Greenland White-fronted Goose (<i>Anser albifrons flavirostris</i>) [A395]  Wetland and Waterbirds [A999]</p>	<p>Yes - vessel activity (mussel seed relaying, surveying and dredging) to take place adjacent to SPA boundary</p>	<p>Yes - possible visual &amp; above water noise disturbance</p>	<p>Yes</p>
<p>Raven SPA (site Code 004019)</p>	<p>2.5</p>	<p>Red-throated Diver (<i>Gavia stellata</i>) [A001]  Cormorant (<i>Phalacrocorax carbo</i>) [A017]  Common Scoter (<i>Melanitta nigra</i>) [A065]  Grey Plover (<i>Pluvialis squatarola</i>) [A141]  Sanderling (<i>Calidris alba</i>) [A144]</p>	<p>Yes - vessel activity (mussel seed relaying, surveying and dredging) to take place well within</p>	<p>Yes - possible visual &amp; above water noise disturbance</p>	<p>Yes</p>

		<b>Greenland White-fronted Goose (<i>Anser albifrons flavirostris</i>) [A395]</b>  Wetland and Waterbirds [A999]	species foraging ranges  No	No	
Seas off Wexford SPA (site code 004237)	4.0	<b>Red-throated Diver (<i>Gavia stellata</i>) [A001]</b> <b>Fulmar (<i>Fulmarus glacialis</i>) [A009]</b> <b>Manx Shearwater (<i>Puffinus puffinus</i>) [A013]</b> <b>Gannet (<i>Morus bassanus</i>) [A016]</b> <b>Cormorant (<i>Phalacrocorax carbo</i>) [A017]</b> <b>Shag (<i>Phalacrocorax aristotelis</i>) [A018]</b> <b>Common Scoter (<i>Melanitta nigra</i>) [A065]</b> <b>Mediterranean Gull (<i>Larus melanocephalus</i>) [A176]</b> <b>Black-headed Gull (<i>Chroicocephalus ridibundus</i>) [A179]</b> <b>Lesser Black-backed Gull (<i>Larus fuscus</i>) [A183]</b> <b>Herring Gull (<i>Larus argentatus</i>) [A184]</b> <b>Kittiwake (<i>Rissa tridactyla</i>) [A188]</b> <b>Sandwich Tern (<i>Sterna sandvicensis</i>) [A191]</b> <b>Roseate Tern (<i>Sterna dougallii</i>) [A192]</b> <b>Common Tern (<i>Sterna hirundo</i>) [A193]</b> <b>Arctic Tern (<i>Sterna paradisaea</i>) [A194]</b> <b>Little Tern (<i>Sterna albifrons</i>) [A195]</b> <b>Guillemot (<i>Uria aalge</i>) [A199]</b> <b>Razorbill (<i>Alca torda</i>) [A200]</b> <b>Puffin (<i>Fratercula arctica</i>) [A204]</b>	Yes - vessel activity (mussel seed relaying, surveying and dredging) to take place well within species foraging ranges	Yes - possible visual & above water noise disturbance	Yes
Lady's Island Lake SPA (site code 004009)	13.6	<b>Black-headed Gull (<i>Chroicocephalus ridibundus</i>) [A179]</b> <b>Sandwich Tern (<i>Sterna sandvicensis</i>) [A191]</b> <b>Common Tern (<i>Sterna hirundo</i>) [A193]</b> <b>Arctic Tern (<i>Sterna paradisaea</i>) [A194]</b> <b>Roseate Tern (<i>Sterna dougallii</i>) [A192]</b>  Gadwall ( <i>Anas strepera</i> ) [A051] Wetland and Waterbirds [A999]	Yes - vessel activity (mussel seed relaying, surveying and dredging) to take place well within species foraging ranges	Yes - possible visual & above water noise disturbance  No	Yes

			No		
Tacumshin Lake SPA (site code 004092)	14.5	<p>Little Grebe (<i>Tachybaptus ruficollis</i>) [A004]          Bewick's Swan (<i>Cygnus columbianus bewickii</i>) [A037]          Whooper Swan (<i>Cygnus cygnus</i>) [A038]          Wigeon (<i>Anas penelope</i>) [A050]          Gadwall (<i>Anas strepera</i>) [A051]          Teal (<i>Anas crecca</i>) [A052]          Pintail (<i>Anas acuta</i>) [A054]          Shoveler (<i>Anas clypeata</i>) [A056]          Tufted Duck (<i>Aythya fuligula</i>) [A061]          Coot (<i>Fulica atra</i>) [A125]          Golden Plover (<i>Pluvialis apricaria</i>) [A140]          Grey Plover (<i>Pluvialis squatarola</i>) [A141]          Lapwing (<i>Vanellus vanellus</i>) [A142]          Black-tailed Godwit (<i>Limosa limosa</i>) [A156]          Wetland and Waterbirds [A999]</p>	No	No	No
Ballyteigue Burrow SPA (site code 004020)	20	<p>Light-bellied Brent Goose (<i>Branta bernicla hrota</i>) [A046]          Shelduck (<i>Tadorna tadorna</i>) [A048]          Golden Plover (<i>Pluvialis apricaria</i>) [A140]          Grey Plover (<i>Pluvialis squatarola</i>) [A141]          Lapwing (<i>Vanellus vanellus</i>) [A142]          Black-tailed Godwit (<i>Limosa limosa</i>) [A156] Bar-tailed Godwit (<i>Limosa lapponica</i>) [A157] Wetland and Waterbirds [A999]</p>	No	No	No
Saltee Islands SPA (site code 004002)	23.4	<p><b>Cormorant (<i>Phalacrocorax carbo</i>) [A017]</b>  <b>Shag (<i>Phalacrocorax aristotelis</i>) [A018]</b>  <b>Fulmar (<i>Fulmarus glacialis</i>) [A009]</b>  <b>Gannet (<i>Morus bassanus</i>) [A016]</b>  <b>Lesser Black-backed Gull (<i>Larus fuscus</i>) [A183]</b>  <b>Herring Gull (<i>Larus argentatus</i>) [A184]</b>  <b>Kittiwake (<i>Rissa tridactyla</i>) [A188]</b>  <b>Guillemot (<i>Uria aalge</i>) [A199]</b></p>	Yes - vessel activity (mussel seed relaying, surveying and dredging) to take place well within species foraging ranges	Yes - possible visual & above water noise disturbance	Yes



		<b>Razorbill (<i>Alca torda</i>) [A200]</b> <b>Puffin (<i>Fratercula arctica</i>) [A204]</b>			
Bannow Bay SPA (site code 004033)	23.9	Light-bellied Brent Goose ( <i>Branta bernicla hrota</i> ) [A046] Shelduck ( <i>Tadorna tadorna</i> ) [A048] Pintail ( <i>Anas acuta</i> ) [A054] Oystercatcher ( <i>Haematopus ostralegus</i> ) [A130] Golden Plover ( <i>Pluvialis apricaria</i> ) [A140] Grey Plover ( <i>Pluvialis squatarola</i> ) [A141] Lapwing ( <i>Vanellus vanellus</i> ) [A142] Knot ( <i>Calidris canutus</i> ) [A143] Dunlin ( <i>Calidris alpina</i> ) [A149] Black-tailed Godwit ( <i>Limosa limosa</i> ) [A156] Bar-tailed Godwit ( <i>Limosa lapponica</i> ) [A157] Curlew ( <i>Numenius arquata</i> ) [A160] Redshank ( <i>Tringa totanus</i> ) [A162] Wetland and Waterbirds [A999]	No	No	No
Keeragh Islands SPA (site code 0041180)	25.8	<b>Cormorant (<i>Phalacrocorax carbo</i>) [A017]</b>	Yes - vessel activity (mussel seed relaying, surveying and dredging) to take place well within species foraging ranges	Yes - possible visual & above water noise disturbance	Yes
Cahore Marshes SPA (site code 004143)	25.6	Wigeon ( <i>Anas penelope</i> ) [A050] Golden Plover ( <i>Pluvialis apricaria</i> ) [A140] Lapwing ( <i>Vanellus vanellus</i> ) [A142] Greenland White-fronted Goose ( <i>Anser albifrons flavirostris</i> ) [A395] Wetland and Waterbirds [A999]	No	No	No
Tramore Back Strand SPA	47.6	Light-bellied Brent Goose ( <i>Branta bernicla hrota</i> ) [A046] Golden Plover ( <i>Pluvialis apricaria</i> ) [A140] Grey Plover ( <i>Pluvialis squatarola</i> ) [A141] Lapwing ( <i>Vanellus vanellus</i> ) [A142]			

(site code 004027)		Dunlin ( <i>Calidris alpina</i> ) [A149] Black-tailed Godwit ( <i>Limosa limosa</i> ) [A156] Bar-tailed Godwit ( <i>Limosa lapponica</i> ) [A157] Curlew ( <i>Numenius arquata</i> ) [A160] Wetland and Waterbirds [A999]	No	No	No
Mid-Waterford Coast SPA (site code 004193)	55	<b>Herring Gull (<i>Larus argentatus</i>) [A184]</b>  Cormorant ( <i>Phalacrocorax carbo</i> ) [A017] Peregrine ( <i>Falco peregrinus</i> ) [A103] Chough ( <i>Pyrrhocorax pyrrhocorax</i> ) [A346]	Yes - vessel activity (mussel seed relaying, surveying and dredging) to take place well within species foraging ranges  No	Yes - possible visual & above water noise disturbance  No	Yes

### Step 3 Assessment of likely significant effects

Table 2: List of all potential direct and indirect impacts that may have an effect on the conservation objectives of a European site, taking into account the size and scale of the project.

Impacts	Possible Significance of Impacts (duration, magnitude etc.)
Physical disturbance and habitat loss	Possible impacts on Estuaries and Mudflats and sandflats not covered by seawater at low tide
Increased suspended sediment concentrations	Possible temporal impacts on migratory fish species from increased suspended sediment concentrations
Visual impacts and above water noise disturbance	Possible impacts on bird species identified in table 1

### In-Combination Effects

Following a search of relevant databases undertaken on the 2<sup>nd</sup> January 2025 and having regard to the European Commission's *Assessment of plans and projects in relation to Natura 2000 sites*<sup>1</sup> Guidance document, the below project(s) have been identified as potential in-combination projects.

Table 3: List of potential in-combination projects

Application reference	Project description	Approximate distance aquaculture licence site T03 - 48A (Km)	Project status
T03-047C AP41/2019	Loch Garman Harbour Mussels Ltd, Licensed Blue Mussel Aquaculture Site	0	Permitted – existing renewal licence currently under ALAB appeal
T03-035A AP35/2019	Wexford Mussels Ltd, Licensed Blue Mussel Aquaculture Site	0.0012	Permitted - ALAB appeal withdrawn, and licence granted

<sup>1</sup>European Commission: Directorate-General for Environment, *Assessment of plans and projects significantly affecting Natura 2000 sites – Methodological guidance on the provisions of Article 6(3) and (4) of the Habitats Directive 92/43/EEC* – Novembre 2001, Publications Office, 2002

T03-046A AP41/2019	Fjord Fresh Mussels Ltd, Licensed Blue Mussel Aquaculture Site	0.0030	Permitted - ALAB appeal withdrawn, and licence granted
T03-035B1 AP35/2019	Wexford Mussels Ltd, Licensed Blue Mussel Aquaculture Site	0.0913	Permitted - ALAB appeal withdrawn, and licence granted
T03-049B AP45/2019	River Bank Mussels Ltd, Licensed Blue Mussel Aquaculture Site	0.111	Permitted - ALAB appeal withdrawn, and licence granted
FS006960	Wexford County Council Trinity Wharf Foreshore Licence	0.227	Foreshore lease determined December 2022
T03-035B2 AP35/2019	Wexford Mussels Ltd, Licensed Blue Mussel Aquaculture Site	0.350	Permitted - ALAB appeal withdrawn, and licence granted
T03/52B AP47/2019	WD Shellfish Ltd, Licensed Blue Mussel Aquaculture Site	0.355	Permitted - ALAB appeal withdrawn, and licence granted
T03-035F&G1 AP35/2019	Wexford Mussels Ltd, Licensed Blue Mussel Aquaculture Site	0.428	Permitted - ALAB appeal withdrawn, and licence granted
T03-030D AP39/2019	T.L. Mussels Ltd, Licensed Blue Mussel Aquaculture Site	0.437	Permitted – existing renewal licence currently under ALAB appeal
T03-030A2 AP38/2019	T.L. Mussels Ltd, Licensed Blue Mussel Aquaculture Site	0.466	Permitted – existing renewal licence currently under ALAB appeal
T03-035F&G3 AP35/2019	Wexford Mussels Ltd, Licensed Blue Mussel Aquaculture Site	0.673	Permitted - ALAB appeal withdrawn, and licence granted
T03-049A AP45/2019	River Bank Mussels Ltd, Licensed Blue Mussel Aquaculture Site	0.691	Permitted - ALAB appeal withdrawn, original licence granted 2002

T03-052A AP47/2019	WD Shellfish Ltd, Licensed Blue Mussel Aquaculture Site	0.770	Permitted - ALAB appeal withdrawn, original licence granted 2002
T03-046C AP41/2019	Fjord Fresh Mussels Ltd, Licensed Blue Mussel Aquaculture Site	0.843	Permitted - ALAB appeal withdrawn, and licence granted
T03-055F&C	Crescent Seafoods Ltd, Licensed Blue Mussel Aquaculture Site	1.038	Permitted - licence granted 2024
T03-035F&G2 AP35/2019	Wexford Mussels Ltd, Licensed Blue Mussel Aquaculture Site	1.138	Permitted - ALAB appeal withdrawn, and licence granted
T03-047A AP42/2019	Loch Garman Harbour Mussels Ltd, Licensed Blue Mussel Aquaculture Site	1.194	Permitted – existing renewal licence currently under ALAB appeal
T03-049C	River Bank Mussels Ltd, Licensed Blue Mussel Aquaculture Site	1.278	Existing – licence granted xx
T03-030F	T.L. Mussels Ltd, Licensed Blue Mussel Aquaculture Site	1.365	Permitted - licence granted
T03-077A AP46/2019	River Bank Mussels Ltd, Licensed Blue Mussel Aquaculture Site	1.465	Permitted - ALAB appeal withdrawn, and licence granted
T03-100	New site not on viewer	1.748	Proposed/permited
FS006085	Wexford County Council, Foreshore lease application for the removal and replacing of existing slipway at Ferrybank	1.748	Proposed – Foreshore lease application submitted 18/09/12
T03-079	Paddy Cullen, Licensed Pacific Oyster Aquaculture Site	1.837	Permitted - licence granted
T03-030C AP38/2019	T.L. Mussels Ltd, Licensed Blue Mussel Aquaculture Site	1.850	Permitted – existing renewal licence currently under ALAB appeal
T03-071A	River Bank Mussels Ltd, Licensed Blue Mussel Aquaculture Site	1.855	Permitted - licence granted 2024
T03-035C AP35/2019	Wexford Mussels Ltd, Licensed Blue Mussel Aquaculture Site	2.121	Permitted - ALAB appeal withdrawn, and licence granted

T03/91A AP37/2019	New site - Noel & Sheila Scallan	2.156	Proposed – new variation licence decision date 04/09/2019, currently under ALAB appeal
T03/085A AP44/2019	New site Loch Garman Harbour Mussels Ltd-	2.168	Proposed – new variation licence decision date 04/09/2019, currently under ALAB appeal
T03/083A AP43/2019	New site Loch Garman Harbour Mussels Ltd	2.224	Proposed – new variation licence decision date 04/09/2019, currently under ALAB appeal
T03-047B AP42/2019,	Loch Garman Harbour Mussels Ltd, Licensed Blue Mussel Aquaculture Site	2.358	Permitted – existing renewal licence currently under ALAB appeal
T03-072B	Wexford Mussels Ltd, Licensed Blue Mussel Aquaculture Site	2.369	Permitted - licence granted 2024
T03-049C1 AP45/2019	River Bank Mussels Ltd, Licensed Blue Mussel Aquaculture Site	2.434	Permitted - ALAB appeal withdrawn, and licence granted
T03-090A	Wexford Mussels Ltd, Licensed Blue Mussel Aquaculture Site	2.535	Permitted - licence granted 2024
T03/74A	New site - Patrick Swords & Florence Sweeney	2.600	Proposed/permitted
T03-055E AP48/2019	Crescent Seafoods Ltd, Licensed Blue Mussel Aquaculture Site	2.806	Permitted - ALAB appeal withdrawn, original licence granted 2002
T03/74b	New site - Patrick Swords & Florence Sweeney	3.013	Proposed/permitted
T03-049D AP45/2019	River Bank Mussels Ltd, Licensed Blue Mussel Aquaculture Site	3.156	Permitted - ALAB appeal withdrawn, original licence granted 2002
T03-092	Patrick Cullen, Licensed Pacific Oyster Aquaculture Site	3.262	Permitted - licence granted 2024

T03-080A	Billy & Daniel Gaynor, Licensed Blue Mussel Aquaculture Site	3.642	Permitted - licence granted 2024
S0016-02	Iarnród Éireann, EPA Dumping at Sea Permit	10.2	Existing – licence granted October 2023
FS007219	Iarnród Éireann, Rosslare Europort Maintenance Dredging, Foreshore Licence	11.48	Existing – licence granted July 2023

The following plans, related to the development of the maritime environment were also identified:

- The Climate Action Plan 2023
- River Basin Management Plans (RBMP)
- South Coast Designated Maritime Area Plan
- Wexford County Development plan 2022 - 2028

Likely significant in-combination effects between this project and the above listed projects and plans, on the conservation objectives of the Slaney River Valley SAC, Wexford Harbour and Slobs SPA, Seas off Wexford SPA, Raven SPA, Lady's Island Lake SPA, Saltee Islands SPA, Keeragh Islands SPA and Mid-Waterford Coast SPA cannot be excluded at this stage; particularly in relation to those projects which could potentially cause increased physical disturbance and habitat loss, increased suspended sediment concentrations and or increased visual impacts and above water noise disturbance. Such projects could include construction works below the high-water mark, mussel seed relaying, surveying & dredging and dumping at sea.

**Were mitigation measures considered during the screening process? No**

#### Step 4 Screening Determination Statement


The assessment of significant effects:

On the basis of the information on file, and having regard to:

- The nature and scale of the proposed development
- The distance to the nearest European sites
- The potential for in-combination effects with other plans and projects
- Physical disturbance and habitat loss
- Increased suspended solids concentrations
- Visual impacts and above water noise disturbance

Having considered the legal framework applicable to Appropriate Assessment, **it was concluded that the proposed Aquaculture Licence to Noel and Sheila Scallan for the bottom cultivation of mussels at T03/48A Wexford Harbour will require Stage 2 Appropriate Assessment as it cannot be excluded on the basis of objective scientific information following screening that the proposed project, individually or in combination with other plans or projects, will have a significant effect on a European Site.**

#### Conclusion

	Tick as appropriate	Recommendation
(i) It is clear that there is no likelihood of significant/possible effects on a European site		
(ii) It is uncertain whether the proposal will have a significant/possible effect on a European site	✓	Proceed to Stage 2 Appropriate Assessment
(iii) Significant effects are likely		
Senior Technical Advisor Signature and Date	 <hr style="width: 20%; margin: auto;"/> Mary Hegarty, 14/02/2025	



Appendix 1:

T03/048A Aquaculture Licence Map

