

**An Bord Achomharc Um Cheadúnais Dobharshaothraithe
Aquaculture Licences Appeals Board**



John Boyle,



9 June 2021

Our Ref: AP4/1/2020

Site Ref: T12/409A

Re: Appeal against the decision by the Minister for Agriculture, Food and the Marine to grant a variation Aquaculture Licence to Edward and Paul O'Brien to cultivate clams on wooden trays under mesh on site ref T12/409A in Ballyness Bay, Co. Donegal

Dear Mr Boyle,

I refer to my letter of 10 November 2020 in which the Board indicated it anticipated this Appeal would be determined by 30 June 2021.

The Aquaculture Licences Appeals Board again reviewed this timescale for the determination of this Appeal at its meeting on 28 May 2021 and has formed the view it will not be in position to determine this Appeal by 30 June 2021, due to the complexity of the matters which require to be determined as part of this appeal and the volume of appeals on hand.

In light of this, the Board hereby gives notice, as provided for in Section 56(3) of the Act, of its intention to determine the Appeal by 31 December 2021.

Yours sincerely

A handwritten signature in black ink that reads 'Mary O'Hara'.

Mary O'Hara
Secretary to the Board

**An Bord Achomharc Um Cheadúnais Dobharshaothraithe
Aquaculture Licences Appeals Board**



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

9 June 2021

Our Ref: AP4/1/2020
Site Ref: T12/409A

Re: Appeal against the decision by the Minister for Agriculture, Food and the Marine to grant a variation Aquaculture Licence to Edward and Paul O'Brien to cultivate clams on wooden trays under mesh on site ref T12/409A in Ballyness Bay, Co. Donegal

Dear Minister,

I refer to my letter of 10 November 2020 in which the Board indicated it anticipated this Appeal would be determined by 30 June 2021.

The Aquaculture Licences Appeals Board again reviewed this timescale for the determination of this Appeal at its meeting on 28 May 2021 and has formed the view it will not be in position to determine this Appeal by 30 June 2021, due to the complexity of the matters which require to be determined as part of this appeal and the volume of appeals on hand.

In light of this, the Board hereby gives notice, as provided for in Section 56(3) of the Act, of its intention to determine the Appeal by 31 December 2021.

Yours sincerely

Mary O'Hara
Secretary to the Board

cc Sinead McSherry, Aquaculture and Foreshore Management Division

**An Bord Achomhairc Um Cheadúnais Dobharshaothraithe
Aquaculture Licences Appeals Board**



Edward & Paul O'Brien,
[REDACTED]
[REDACTED]
[REDACTED]

9 June 2021

Our Ref: AP4/1/2020
Site Ref: T12/409A

Re: Appeal against the decision by the Minister for Agriculture, Food and the Marine to grant a variation Aquaculture Licence to Edward and Paul O'Brien to cultivate clams on wooden trays under mesh on site ref T12/409A in Ballyness Bay, Co. Donegal

Dear Sirs,

I refer to my letter of 10 November 2020 in which the Board indicated it anticipated this Appeal would be determined by 30 June 2021.

The Aquaculture Licences Appeals Board again reviewed this timescale for the determination of this Appeal at its meeting on 28 May 2021 and has formed the view it will not be in position to determine this Appeal by 30 June 2021, due to the complexity of the matters which require to be determined as part of this appeal and the volume of appeals on hand.

In light of this, the Board hereby gives notice, as provided for in Section 56(3) of the Act, of its intention to determine the Appeal by 31 December 2021.

Yours sincerely

Mary O'Hara
Secretary to the Board

**An Bord Achomharc Um Cheadúnais Dobharshaothraithe
Aquaculture Licences Appeals Board**



Save Ballyness Bay S.A.C Action Group,
c/o Mr John Connaghan,

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

10 November 2020

Our Ref: AP4/2/2020
Site Ref: T12/409A

Re: Appeal against the decision by the Minister for Agriculture, Food and the Marine to grant a variation Aquaculture and Foreshore Licence to Edward and Paul O'Brien for authorisation to cultivate clams on wooden trays under mesh (T12/409A) and Pacific Oyster using bags and trestles & Clams on wooden trays under mesh (T12/409B) on the inter-tidal/sub-tidal foreshore on site refs T12/409A and T12/409B in Ballyness Bay, Co. Donegal

Dear Mr Connaghan,

I refer to my letter of 24 March 2020 in which the Board indicated it anticipated this Appeal would be determined by 31 December 2020.

The Aquaculture Licences Appeals Board again reviewed this timescale for the determination of this Appeal at its meeting on 5 November 2020 and has formed the view it will not be in position to determine this Appeal by 31 December 2020, due to the complexity of the matters which require to be determined as part of this appeal and the volume of appeals on hand.

In light of this, the Board hereby gives notice, as provided for in Section 56(3) of the Act, of its intention to determine the Appeal by 30 June 2021.

Yours sincerely

Mary O'Hara
Secretary to the Board

**An Bord Achomharc Um Cheadúnais Dobharshaothraithe
Aquaculture Licences Appeals Board**



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

10 November 2020

Our Ref: AP4/2/2020
Site Ref: T12/409A

Re: Appeal against the decision by the Minister for Agriculture, Food and the Marine to grant a variation Aquaculture and Foreshore Licence to Edward and Paul O'Brien for authorisation to cultivate clams on wooden trays under mesh (T12/409A) and Pacific Oyster using bags and trestles & Clams on wooden trays under mesh (T12/409B) on the inter-tidal/sub-tidal foreshore on site refs T12/409A and T12/409B in Ballyness Bay, Co. Donegal

Dear Minister

I refer to my letter of 24 March 2020 in which the Board indicated it anticipated this Appeal would be determined by 31 December 2020.

The Aquaculture Licences Appeals Board again reviewed this timescale for the determination of this Appeal at its meeting on 5 November 2020 and has formed the view it will not be in position to determine this Appeal by 31 December 2020, due to the complexity of the matters which require to be determined as part of this appeal and the volume of appeals on hand.

In light of this, the Board hereby gives notice, as provided for in Section 56(3) of the Act, of its intention to determine the Appeal by 30 June 2021.

Yours sincerely

Mary O'Hara
Secretary to the Board

cc Mr John Quinlan, Aquaculture and Foreshore Management Division

**An Bord Achomhairc Um Cheadúnais Dobharshaothraithe
Aquaculture Licences Appeals Board**



Edward & Paul O'Brien,
[REDACTED]
[REDACTED]
[REDACTED]

10 November 2020

Our Ref: AP4/2/2020

Site Ref: T12/409A

Re: Appeal against the decision by the Minister for Agriculture, Food and the Marine to grant a variation Aquaculture and Foreshore Licence to Edward and Paul O'Brien to cultivate clams on wooden trays under mesh on site ref T12/409A in Ballyness Bay, Co. Donegal

Dear Sirs,

I refer to my letter of 24 March 2020 in which the Board indicated it anticipated this Appeal would be determined by 31 December 2020.

The Aquaculture Licences Appeals Board again reviewed this timescale for the determination of this Appeal at its meeting on 5 November 2020 and has formed the view it will not be in position to determine this Appeal by 31 December 2020, due to the complexity of the matters which require to be determined as part of this appeal and the volume of appeals on hand.

In light of this, the Board hereby gives notice, as provided for in Section 56(3) of the Act, of its intention to determine the Appeal by 30 June 2021.

Yours sincerely

Mary O'Hara
Secretary to the Board