



## Appeal Form

<b>Please note that this form will only be accepted by REGISTERED POST or handed in to the ALAB offices</b>		
Name of Appellant (block letters)	FRANK O CONNELL	
Address of Appellant	KILLABOGNA THE GLEN BALLINSKELLIGS CO KERRY	
Phone:	6	Email:
Mobile:		Fax:
<b>Fees</b>		
<b>Fees must be received by the closing date for receipt of appeals</b>		
Appeal by licence applicant	Amount	Tick
	€380.92	
Appeal by any other individual or organisation	€152.37	X
Request for an Oral Hearing * (fee payable in addition to appeal fee)	€76.18	
<small>* In the event that the Board decides not to hold an Oral Hearing the fee will not be refunded.</small>		
(Cheques Payable to the Aquaculture Licences Appeals Board in accordance with the Aquaculture Licensing Appeals (Fees) Regulations, 1998 (S.I. No. 449 of 1998))		
Electronic Funds Transfer Details	IBAN: IE89AIBK93104704051067	BIC: AIBKIE2D
<b>Subject Matter of the Appeal</b>		
<p>I FRANK O CONNELL FISHERMAN, KESTREL II (T17) wishes to appeal the decision to grant aquaculture licence referenced below to michael J o' Driscoll and Laura o Davaran, T/A Ballinskelligs Sea Farms, Reen, Ballinskelligs, Killybegney, to cultivate seaweeds using longlines on a 16,698 hectare site (T06/S19A) on an acre of foreshore in Ballinskelligs Bay, Co Kerry.</p>		
Site Reference Number:-	T06/S19A	

Please forward completed form to: Aquaculture Licences Appeals Board, Kilminehy Court, Dublin Road, Portlaoise, Co. Laois. Tel: (057) 8631912 Email: [info@alab.ie](mailto:info@alab.ie)



Siniú Riach / Sig Reag RL 8352 9242 51E

(as allocated by the Department of Agriculture, Food and the Marine)

Appellant's particular interest in the outcome of the appeal:

I AM A Fisherman for the past 30 years, my vessel is the KESTREL II (T17) I Fish the area of the proposed Sea weed Farm in strong tides and strong southerly winds, with Gullnets for Pollack in the winter and spring time. There are also scallop beds in this area, which not being fished at the moment, in the future there could be a viable fishery opportunity there.

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

I as a commercial fisherman in south Kerry was never consulted or notified in relation to the application for a seaweed farm licence in Ballinskelligs Bay and it is my belief none of the other fishermen in south Kerry were notified about it either, therefore we missed the closing date to make a submission during the public consultation.

Signed by appellant:

Frank O'Connell

Date: 1/11/21

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

This notice should be completed under each heading and duly signed by the appellant and be accompanied by such documents, particulars or information relating to the appeal as the appellant considers necessary or appropriate and specifies in the Notice.

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 and may include publication on the ALAB website

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## Extracts from Act

**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.



If you wish to hand in an appeal you need to contact the office in advance at 057 8631912 or [info@alab.ie](mailto:info@alab.ie)

COVID-19 UPDATE  
ALAB'S PUBLIC OFFICE IS CLOSED TO THE PUBLIC AT PRESENT, HOWEVER, YOU CAN CONTINUE TO CONTACT THE OFFICE BY PHONE (0578631912) OR BY EMAIL ([info@alab.ie](mailto:info@alab.ie))



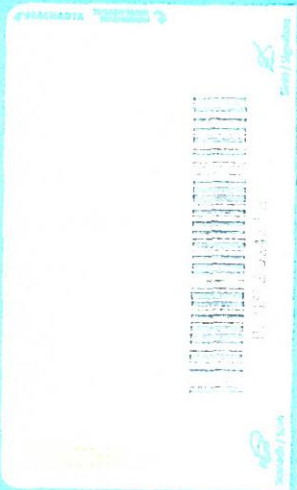
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AQUACULTURE LICENCES  
APPEALS BOARD  
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Greamaigh Ar Thosach | Affix to Front

SIGN / SIGNATURE REQUIRED

an  
post



RegisteredPost



Aquaculture Licences Appeals Board  
Kilminchy Court  
Dublin Road  
Portlaoise  
Co Laois.

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