

Dr Neil Ruane
FEAS Aquaculture Section
Marine Institute
Rinville
Co. Galway

**FURTHER NOTICE REQUIRING THE SUBMISSION OF ADDITIONAL DOCUMENTS PURSUANT
TO SECTION 47 OF THE FISHERIES (AMENDMENT) ACT 1997, AS AMENDED**

28 August 2026

Appeal Ref: AP2/1-2/2023
Site Ref: T09/093A

Re: Appeal against the decision by the Minister for Agriculture, Food and the Marine to grant an Aquaculture Licence to the Marine Institute for the cultivation of various species of finfish, shellfish and seaweeds for research purposes on site T09/093A at Lehanagh Pool, Bertraghboy Bay, Co Galway (the "Appeal").

Dear Dr Ruane,

I refer to the above Appeal.

Pursuant to Section 47(1) of the Fisheries (Amendment) Act 1997, as amended, (the "Act"), where the Board is of the opinion that any document, particular or other information is or are necessary for the purposes of enabling the Board to determine the Appeal, it may serve a notice on a party requiring that party to submit to the Board such documents, particulars or other information as are specified in the Notice.

Accordingly, pursuant to section 47(1)(a), the Board requires the following information:

1. Annex 4 Risk Assessment Status Report (ARASR)

ARASR to ascertain if any Annex IV species are likely to be or have been, since 1 July 1994, impacted by the project and if so an assessment of appropriate measures to address such impacts. To the extent the Applicant concludes that Annex IV species are likely to be impacted the Applicant must apply to the National Parks and Wildlife Service (NPWS) for a derogation licence, having regard to the NPWS July 2025 new guidance and updated derogation application form. The ARASR must conclude that either, the risk of disturbance to Annex IV species has been ruled out or a derogation licence has been obtained.

2. Overarching Statement Documents

Statements of consistency with the National Maritime Planning Framework (NMPF), (the Applicant must provide sufficient information to demonstrate that the proposed project is consistent with the overarching environmental, economic and social objectives and policies and the sector-specific objectives and policies of the NMPF), the National Biodiversity Action Plan, UNCLOS and Climate Action objectives.

In accordance with section 47(1)(a) of the Act the Board requires this information no later than **28 September 2026**. In the event that the Board does not receive the requested information by this date, it shall, after the expiration of that period and without further notice to you, determine the appeal.

Please also note that a person who refuses or fails to comply with a requirement under section 47 (1)(a) shall be guilty of an offence.

Yours faithfully



Karl Brogan
Secretary to the Board