

6th October, 2017

Ref: T12/461A

Mr. Brendan Boyle
Ballymanus
Kincasslagh
Letterkenny
Co. Donegal

**FISHERIES (AMENDMENT) ACT, 1997 (NO.23)
NOTICE OF MINISTERIAL DECISION TO GRANT AN AQUACULTURE LICENCE
AND A FORESHORE LICENCE**

I would like to inform you that the Minister for Agriculture, Food and the Marine has approved the granting to you of a 10-year Aquaculture Licence and accompanying Foreshore Licence, for the cultivation of Pacific Oysters using bags and trestles on Site No.T12/461A (See attached information note). I enclose **an extract** from the copy of the public notice of the decision which the **Department** has arranged to have published in the "Donegal Democrat".

Any person aggrieved by the decision may, in accordance with Section 41 of the Fisheries (Amendment) Act 1997, appeal against it in writing to the Aquaculture Licences Appeals Board. This appeal must be lodged within one month beginning on the date of the publication of the decision.

In addition, a person may question the validity of the Foreshore Licence determination by way of an application for judicial review, under Order 84 of the Rules of the Superior Court (SI No. 15 of 1986). Practical information on the review mechanism can be obtained from the Citizens Information Board at:

<http://www.citizensinformationboard.ie/>

The Licences will be issued to you as soon as possible after the end of the period of one month from the date of publication of the notice in the "Donegal Democrat", if there is no appeal.

Please also find enclosed the conditions that will apply to the relevant Licences that may be issued by the Minister.

Yours sincerely



Brendan Farr
Aquaculture and Foreshore Management Division
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**S.12 (3) OF THE FISHERIES (AMENDMENT) ACT, 1997 (NO.23)
INFORMATION NOTE TO APPLICANT FOR THE PURPOSE OF REGULATION 18
OF THE AQUACULTURE (LICENCE APPLICATION) REGULATIONS 1998**

REFERENCE NO: T12/461A

APPLICANT: Mr. Brendan Boyle

**AQUACULTURE TO WHICH
DECISION RELATES:** Cultivation of Pacific Oysters using bags and
trestles on Site T12/461A on the foreshore in
Braade Strand, Gweedore Bay, Co. Donegal

NATURE OF DECISION: Grant of Aquaculture Licence

DATE OF DECISION: 5th October, 2017

CONDITIONS OF LICENCE: See attached

DURATION OF LICENCE: 10 years

ISSUE OF LICENCE: The licences will be dated and issued
as soon as practicable after the end of the period
of one month from the date of publication of a
notice in a newspaper circulating in the vicinity of
the aquaculture, if no appeal is made to the
Aquaculture Licences Appeals Board within that
period, under Section 40 and 41 of the Fisheries
(Amendment) Act, 1997

Note: It has been decided to grant the applicant a separate Foreshore Licence
under the Foreshore Act, 1933 (No.12), contemporaneous with the Aquaculture
Licence, subject to standard conditions applicable to a Foreshore Licence.

Extract from Public Notice to be inserted in the Donegal Democrat by the Department

FISHERIES (AMENDMENT) ACT, 1997 (NO. 23) AND FORESHORE ACT, 1933 (NO. 12) NOTICE OF DECISION IN RELATION TO AQUACULTURE AND FORESHORE LICENCES

The Minister for Agriculture, Food and the Marine has decided to grant Aquaculture and Foreshore Licences to:

File Reference	Applicants	Minister's Decision	Species and No. of Sites and reference
T12/461	Mr. Brendan Boyle	Grant	Pacific Oysters using bags and trestles in Braade Strand, Gweedore Bay, Co. Donegal - Site T12/461A

The reasons for this decision are elaborated on the Department's website at:

<http://www.agriculture.gov.ie/seafood/aquacultureforeshoremanagement/aquaculturelicensing/aquaculturelicencedecisions/donegal/>

An appeal against the Aquaculture Licence decision may be made in writing, within one month of the date of its publication, to THE AQUACULTURE LICENCES APPEALS BOARD, Kilminchy Court, Portlaoise, Co. Laois, by completing the Notice of Appeal Application Form available from the Board, phone 057 86 31912, e-mail info@alab.ie or website at <http://www.alab.ie/>

A person may question the validity of the Foreshore Licence determination by way of an application for judicial review, under Order 84 of the Rules of the Superior Court (SI No. 15 of 1986). Practical information on the review mechanism can be obtained from the Citizens Information Board at: <http://www.citizensinformationboard.ie/>