

An Bord Achomharc Um Cheadúnais Dobharshaothraithe  
Aquaculture Licences Appeals Board



Noel Foley  
Cromane Lower  
Killorglin  
Co. Kerry

28 January 2019

Our Ref: AP/17/2018  
Site Ref: T6/417A

**Re: Appeal against the decision of the Minister for Agriculture, Food and the Marine to refuse to grant an Aquaculture and Foreshore Licence to Noel Foley, for the cultivation of Pacific Oysters using bags and trestles at Castlemaine Harbour, Co. Kerry on Site T06/417A**

Dear Mr Foley,

I refer to your Appeal which was received on 18 October 2018.

Section 56(2)(a) of the Fisheries (Amendment) Act 1997 requires that the Board endeavour to determine an Appeal within a period of four months beginning on the date of receipt by the Board of the Notice of Appeal. The Aquaculture Licences Appeals Board reviewed this timescale at its meeting on 22 January last and has formed the view it will not be in position to determine this Appeal by that date, due to the complexity of the matters which require to be determined as part of the Appeal.

Accordingly the Board hereby gives notice, as provided for in Section 56(3) of the Fisheries (Amendment) Act 1997, that this Appeal will not be determined by 17 February 2019 for the reason specified above. It is the intention of the Board that the Appeal will be determined by 28 February 2020.

The Board has not yet determined whether to accede to the requests for an oral hearing. I shall be in touch with you further once the Board has determined whether or not an oral hearing is required.

This notice is being copied to all parties to the Appeal.

Yours sincerely

Mary O'Hara

Mary O'Hara  
Secretary to the Board