



Submission re AP24/2019 Donegal Oceandeeep Oysters Ltd.

T12/397A, B, C

John Ward

**AQUACULTURE LICENCES
APPEALS BOARD**

10 DEC 2019

RECEIVED

NOTICE OF APPEAL UNDER SECTION 40(1) OF
FISHERIES (AMENDMENT) ACT 1997 (NO. 23)



Appeal Form

**Please note that this form will only be accepted by REGISTERED POST
or handed in to the ALAB offices**

Name of Appellant (block letters)	JOHN WARD		
Address of Appellant	8 ANNE COURT Killybegs Co Donegal		
Phone:		Email:	
Mobile:		Fax:	

Fees

Fees must be received by the closing date for receipt of appeals		
	Amount	Tick
Appeal by licence applicant	€380.92	
Appeal by any other individual or organisation	€152.37	<input checked="" type="checkbox"/>
Request for an Oral Hearing * (fee payable in addition to appeal fee)	€76.18	
* In the event that the Board decides not to hold an Oral Hearing the fee will not be refunded.		
(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

Subject Matter of the Appeal

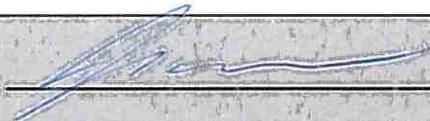
Against Granting licence for
T12 3974, T12 3975, T12 397C
See Attached objection.

Site Reference Number:-
(as allocated by the Department of Agriculture, Food and the Marine)

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

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):

Signed by appellant:



Date:

9/12/12

**Please note that this form will only be accepted by REGISTERED POST
or handed in to the ALAB offices**

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

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

Irish fish producers' organisation



To ALAB
Kilminchy Court
Portlaoise
Co Laois
25/11/2109

RE: Appeal to ALAB to uphold the Ministers decision not to grant Aquaculture Licences to Donegal Oceandeeep Oysters Ltd for sites T12 397A, T12 397B, T12 397C at Loughrosmore Estuary, Ardara Co Donegal.

Dear Chair and Board of ALAB.

We note from your website this morn that Donegal Oceandeeep Oysters Ltd has appealed the Ministers decision not to licence the above sites. We note with interest that Donegal Oceandeeep is of the misguided view that it can in some way declare that draft net fishing has ceased in Loughrosmore estuary and should be replaced by oyster farming.

This is only a temporary closure order for conservation reasons. We have supplied all the relevant material in our previous observations during the public consultation phase to DAFM and in particular the maps showing the established draft net fishery. Inland Fisheries Ireland has also done the same and should be contained in the Ministers file on this issue. Ocean Deep is well aware of this and knows too well that the erection of any trestles would signal the end of Draft net fishery for salmon. This was one of the nine reasons that Oceandeeep Oysters was denied access to this estuary to cultivate oysters by DAFM.

The Owenea and Owentocker salmon fisheries are important recreational and commercial salmon fisheries. The Loughrosmore draft net fishery is issued six special local draft net licences by IFI on a seasonal basis employing 36 people for the summer period. This has been the practice since 1860. The sites now under appeal fall within the main draft net fishery and cannot be licensed for that reason, as the draft net fishery and associated jobs would be lost. The existence of the Draft net fishery is recognised in the Marine Institutes updated Appropriate Assessment.

8 Anvil Court
Main Street
Killybegs
Co Donegal
Ireland

John Ward

Irish fish producers' organisation



The Irish Fish Producers Organisation will not support the licensing of any aquaculture sites that impede in any way the draft net fishery in Loughrosmore Estuary and appeal to the board of ALAB to uphold the minister's decision not to grant these licences. Oyster Cultivation and draftnetting for salmon cannot co-exist in the same area.

It is also worth noting that the Public sewer is flowing raw into Loughrosmore Estuary which makes it totally unsuitable for the cultivation of Oysters. This has been the case for 20 years. A full audit and up to date overview of the system needs to be established by ALAB from the Donegal CoCo.

It is also worth noting that one of the access roads identified at Derryness by Donegal Oceandeeep in its application is not a public road and belongs to Mr Joe Boyle of Tullycleave, Ardara. This road cannot be used by Donegal Oceandeeep. This was made clear during the public consultation process.

Kind regards,

A handwritten signature in blue ink, which appears to read 'John Ward', is written over a horizontal line. Below the line, the name 'John Ward' and the acronym 'IFPO' are printed in a black, sans-serif font.

John Ward
IFPO

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