

**An Bord Achomhairc Um Cheadúnais Dobharshaothraithe  
Aquaculture Licences Appeals Board**



Tomás Hayes,  
Top Oysters Ltd.,  
Tochar,  
Cromane,  
Killorglin,  
Co. Kerry

30 March 2021

Our Ref: AP52/2019  
Site Ref: T06/505A

**Re: Appeal against the decision by the Minister for Agriculture, Food and the Marine to refuse to grant an Aquaculture Licence to Tomás Hayes to cultivate Pacific Oysters using bags and trestles on site ref T06/505A on the intertidal foreshore east of Cromane Lower in Castlemaine Harbour, Co. Kerry**

Dear Mr Hayes,

I refer to the Notice of Appeal regarding the above decision of the Minister for Agriculture, Food and the Marine.

The Aquaculture Licences Appeals Board ("the Board") has concluded its determination of the above appeal and has determined, pursuant to section 40(4)(a) of the Fisheries (Amendment) Act 1997, (as amended) to **confirm** the decision of the Minister for Agriculture, Food and the Marine to refuse to grant an Aquaculture Licence to Tomás Hayes to cultivate Pacific Oysters using bags and trestles on site ref T06/505A on the intertidal foreshore east of Cromane Lower in Castlemaine Harbour, Co. Kerry.

The reasons for the Board's determination are set out in detail in the Determination dated 29 March 2021, a copy of which is enclosed with this letter.

A copy of the Board's Technical Advisor's report referred to in the Determination is available on the ALAB website.

Yours sincerely,

A handwritten signature in black ink that reads 'Mary O'Hara'.

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Mary O'Hara  
Secretary to the Board