

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



Mr. Jim Hurley



07 December 2023

Our Ref: AP4/1-2/2023

Site Ref: T03/038A

Re: Appeals against the decision of the Minister for Agriculture, Food and the Marine to grant an Aquaculture Licence to Ballyteigue Oysters Ltd to cultivate pacific oysters using bags and trestles on the intertidal foreshore on site T03/038A at Ballyteigue Burrow in Ballyteigue Bay, Co Wexford.

Dear Mr Hurley

We refer to the above Appeals received by the Aquaculture Licences Appeals Board ("the Board") on dates between 2 and 8 February 2023. Further details relating to these appeals can be found on the website at:

<https://alab.ie/activeappeals/appealsyearsreceived/appealsreceivedin2023/ap41-22023/#d.en.186658>

The Board recently received an external consultant's report from KRC Ecological Ltd entitled "Technical Advisor Report, AP4/1-2/2023". Subsequent to receiving this report, the Board requested a copy of a report entitled "Colhoun, K (2020) Dungarvan Waterbird Monitoring 2019/20. Unpublished Report to The Marine Institute."

The Board is of the opinion that, in the particular circumstances of this Appeal, it is appropriate in the interests of justice to request you to make submissions or observations in relation to the two reports referred to in this letter and available here:

https://alab.ie/media/alab/Dungarvan%20Monitoring_2019-20.pdf

<https://alab.ie/media/alab/2023%2009%2027%20AP4-1-2-2023%20Ballyteigue%20TAR%20FINAL.pdf>

Therefore, in accordance with the provisions of section 46(1) of the Fisheries (Amendment) Act 1997 and Regulation 4 of the Aquaculture Appeals (EIA) Regulations 2012 (as amended), **ALAB HEREBY REQUESTS** you to make any submissions or observations you have in relation to the matters referred to in this letter.

Such submissions or observations must be received by ALAB not later than 22 January 2024.

If the submissions or observations are not received before the expiration of the period specified above ALAB will, without further reference to you, determine the appeal.

Finally, please note that hard copies of files referred to in this letter are available on request by contacting the undersigned by letter, email or phone - The Secretary, Aquaculture Licences Appeals Board, Kilminchy Court, Dublin Road, Portlaoise, Co Laois. R32 DTW5, Email: info@alab.ie telephone number: 0578631912

Yours sincerely



Margaret Carton
Secretary to the Board

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



Ballyteigue Oysters Ltd
Lacken
Duncormick
Co Wexford

07 December 2023

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Mr Charlie McConalogue T.D.
Minister for Agriculture, Food and the Marine
Agriculture House
Kildare Street
Dublin 2

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



Elaine McGoff
An Taisce
5 Foster Place
Temple Bar
Dublin 2
D02 VOP9

Email: [REDACTED]

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Dear Ms McGoff

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