

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



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

07 December 2023

Our Ref: AP5/2023
Site Ref: T03/095A

Re: Appeal by An Taisce against the decision of the Minister for Agriculture, Food and the Marine to grant an Aquaculture Licence to Johnny Neville & Jeanette Brugman to cultivate pacific oysters using bags and trestles on the intertidal foreshore on site T03/095A at Ballyteigue Burrow in Ballyteigue Bay, Co Wexford.

Dear Minister

We refer to the above Appeal received by the Aquaculture Licences Appeals Board ("the Board") on 02 February 2023. Further details relating to this appeal can be found on the website at:

<https://alab.ie/activeappeals/appealsyearsreceived/appealsreceivedin2023/ap52023/#d.en.186637>

The Board recently received an external consultant's report from KRC Ecological Ltd entitled "Technical Advisor Report, AP5/2023". 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 Unpublished Report to The Marine Institute."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%20AP5-2023%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

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Johnny Neville & Jeanette Brugman



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Dear Mr Neville & Ms Brugman,

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Margaret Carton
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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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