

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

26 September 2024

Our Ref: AP1/2024

Site Ref: T09/084

Re: Appeal by Frank Burke of Raford, Kiltula, Athenry, Co. Galway against the decision of the Minister for Agriculture, Food and the Marine to revoke an Aquaculture Licence to Frank Burke to cultivate rainbow trout on Site Ref. T09/084 in Raford, Athenry, Co. Galway.

Dear Minister,

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)(c) and Section 69(2)(b) of the Fisheries (Amendment) Act 1997, to **Annul** the decision of the Minister to **Refuse the Revocation** of the Aquaculture Licence granted to Frank Burke to cultivate rainbow trout on Site T09/084 in Raford, Athenry, Co Galway.

The reasons for the Board’s determination are set out in detail in the Determination dated 26 September 2024, a copy of which is enclosed with this letter.

A copy of the Board’s Conclusion Statement referred to in the Determination is available on the Aquaculture Licences Appeals Board (ALAB) website at

<https://alab.ie/activeappeals/appealsyearsreceived/appealsreceivedin2024/ap12024/#d.en.202640>

A person wishing to challenge the validity of a decision or determination of the Board may do so by way of judicial review only. An application for leave to apply for judicial review must be made within the period of three months commencing on the date on which the decision or determination was made. Section 73 of the Fisheries (Amendment) Act 1997, as amended, contain the relevant provision in relation to challenges to the validity of a decision or determination of the Board.

Yours sincerely



Margaret Carton
Secretary to the Board

c.c. Mr. Ultan Waldron, Aquaculture Foreshore Management Division

Mr. Frank Burke
Raford Trout Farm
Kiltulla
Athenry

26 September 2024

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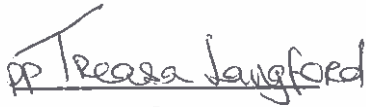
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