



Department of  
**Agriculture,  
Food and the Marine**

An Roinn  
**Talmhaíochta,  
Bia agus Mara**

**T12/438A**

**FORESHORE LICENCE**

**MR GARY BOYLE  
BALLYMANUS  
KINCASSLAGH  
Co. DONEGAL**

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**IN RESPECT OF A SITE (NUMBERED T12/438A) AT**  
**GWEEDORE BAY, CO DONEGAL**

AGREEMENT made on the XX XXXXXX 20XX, between the Minister for Agriculture, Food and the Marine (hereinafter referred to as the "Minister" which expression shall include his Successors or Assigns where the contract so requires or admits), of the one part, and

Mr Gary Boyle

Ballymanus

Kincasslagh

Co. Donegal

(hereinafter referred to as the "Licensee") of the other part, whereby the Minister, in exercise of the powers conferred on him by Section 3 of the Foreshore Act, 1933 (No.12 of 1933) hereby grants to the Licensee licence to use and occupy that part of the foreshore at Gweedore Bay, Co. Donegal (numbered T12/438A) detailed in the attached schedule and more particularly delineated on the map annexed hereto and thereon coloured red for the purpose of the cultivation set out in Aquaculture Licence Number XXX on the terms and conditions set out in the attached pages.

This Foreshore Licence shall remain in force for a maximum period of TEN (10) years commencing on XX XXXXXX 20XX, provided for so long as the Aquaculture Licence Number XXX granted on XX XXXXXX 20XX under the Fisheries (Amendment) Act 1997 (No. 23 of 1997) in respect of the same site for the purpose referred to is in force.

## **TERMS AND CONDITIONS APPLICABLE TO FORESHORE LICENCE**

1. The Licensee shall pay to the Minister the annual sum of €63.49 (Sixty three euro 49 cent), such payment to be made on the XX XXXXXXX 20XX in every year during the continuance of this Licence, the first of such payments to be made on the signing hereof.
2. The Licensee shall use that part of the foreshore, the subject matter of this Licence, for the cultivation set out in Aquaculture Licence Number XXX only and for no other purpose whatsoever.
3. The Licensee shall comply fully with all terms and conditions of Aquaculture Licence Number XXX.
4. The Licensee shall indemnify and keep indemnified the State, the Minister, his officers, servants or agents against all actions, loss, damage, costs, expenses and any demands or claims however arising in connection with the construction, maintenance or use of any structures, apparatus, equipment or any other thing used in connection with the licensed operation in the licensed area or in the exercise of the rights granted under the licence and the Licensee shall take such steps as the Minister may specify in order to ensure compliance with this condition.
5. The duty of maintenance and responsibility for the upkeep and safety of the site rests with the Licensee.
6. The Minister shall be at liberty at any time to terminate this Licence by giving to the Licensee three months notice in writing ending on any day, and upon determination of such notice, the Licence and permission granted shall be deemed to be revoked and withdrawn without the liability for the payment of any compensation by the Minister to the Licensee.
7. Any notice to be given by the Minister may be transmitted through the Post Office addressed to the Licensee at the last known address of the Licensee.
8. The Licensee shall not carry out any operations authorised by the Licence in the licensed area in such a manner as to interfere unreasonably with fishing or navigation in the vicinity of the licensed area and shall comply with any direction given to the Licensee in that regard by the Minister.
9. In the event of the breach, non-performance or non-observance by the Licensee of any of the conditions herein contained, the Minister may forthwith terminate this Licence without prior notice to the Licensee.

**AND IT IS HEREBY CERTIFIED THAT:**

1. For the purpose of the stamping of this Instrument that this is an Instrument to which the provisions of Section 53 of the Stamp Duties Consolidation Act 1999 (No. 31 of 1999), do not apply for the reason that the entire of the property involved comprises Foreshore and contains no Buildings.
2. The Family Law Acts of 1976, 1981, 1989, 1995 and the Family Law (Divorce) Act 1996 do not affect the Property.

**SEAL OF OFFICE AND SIGNATURES**

**PRESENT when the Seal of Office  
of the MINISTER FOR AGRICULTURE, FOOD  
AND THE MARINE  
was affixed and was authenticated  
by the Signature of:**

**WITNESS:** \_\_\_\_\_

**ADDRESS:** \_\_\_\_\_

\_\_\_\_\_

**OCCUPATION: CIVIL SERVANT**

\_\_\_\_\_  
**A person so authorised under Section  
15(1) of the Ministers and Secretaries  
Act, 1924 to authenticate the seal of  
the Minister.**

**SIGNED on behalf of Licensee**

**in the presence of:**

**WITNESS:** \_\_\_\_\_

**ADDRESS:** \_\_\_\_\_

\_\_\_\_\_

**OCCUPATION:** \_\_\_\_\_

## **SCHEDULE 1**

**Schedule 1 contains:**

- **the co-ordinates of the site based on the Irish National Grid Co-ordinate System and the area of the site**
- **site map(s) which also shows the access/egress route to and from the site**
- **a chart showing the location of the site in relation to the surrounding area.**

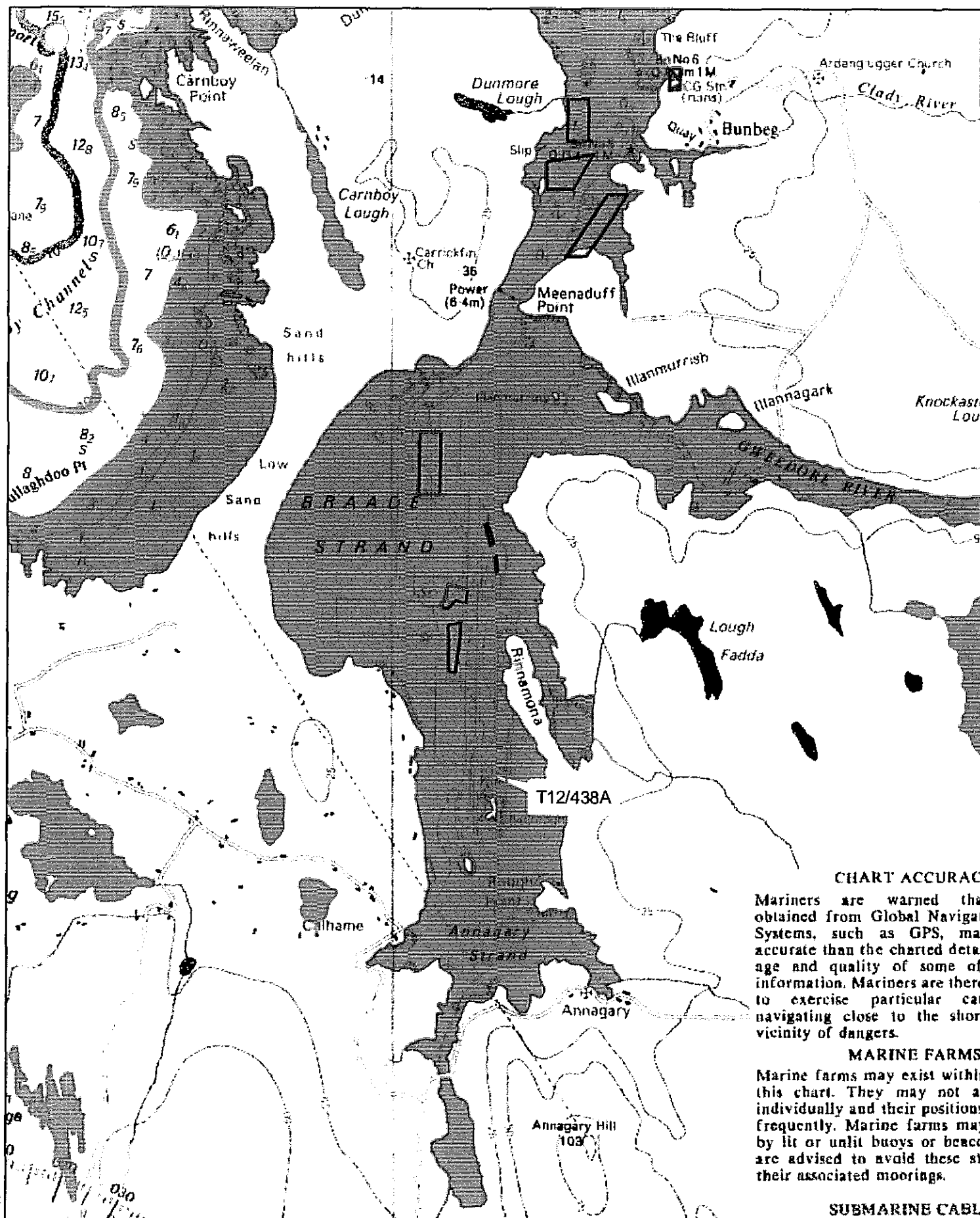
# **1 NO. SITE AT GWEEDORE BAY CO.DONEGAL**

## **Co-ordinates & Area**

### **Site T12/438A (3.4596 Ha)**

The area seaward of the high water mark and enclosed by a line drawn from Irish National Grid Reference point

179071, 420600 to Irish National Grid Reference point  
179252, 420600 to Irish National Grid Reference point  
179252, 420496 to Irish National Grid Reference point  
179170, 420496 to Irish National Grid Reference point  
179195, 420440 to Irish National Grid Reference point  
179251, 420459 to Irish National Grid Reference point  
179248, 420200 to Irish National Grid Reference point  
179110, 420200 to Irish National Grid Reference point  
179110, 420218 to Irish National Grid Reference point  
179210, 420218 to Irish National Grid Reference point  
179210, 420323 to Irish National Grid Reference point  
179138, 420451 to Irish National Grid Reference point  
179138, 420496 to Irish National Grid Reference point  
179066, 420573 to the first mentioned point.



#### CHART ACCURACY

Mariners are warned that information obtained from Global Navigation Systems, such as GPS, may not be as accurate as the charted detail and quality of some of the information. Mariners are therefore advised to exercise particular caution when navigating close to the shore in the vicinity of dangers.

#### MARINE FARMS

Marine farms may exist within the area shown on this chart. They may not all be individually marked and their positions may change frequently. Marine farms may be marked by lit or unlit buoys or beacons. Mariners are advised to avoid these structures and their associated moorings.

#### SUBMARINE CABLES

#### Aquaculture Sites

Ref. Status	Application
<span style="border: 1px solid black; padding: 2px;"> </span>	Lapsed
<span style="border: 1px solid black; padding: 2px;"> </span>	Licensed
<span style="border: 1px solid black; padding: 2px;"> </span>	Refused
<span style="border: 1px solid black; padding: 2px;"> </span>	Renewed
<span style="border: 1px solid black; padding: 2px;"> </span>	Revoked
<span style="border: 1px solid black; padding: 2px;"> </span>	Surrendered
<span style="border: 1px solid black; padding: 2px;"> </span>	Withdrawn

1:24,000

Site Highlighted in red denotes Application

Part of Admiralty Chart No 1883-0

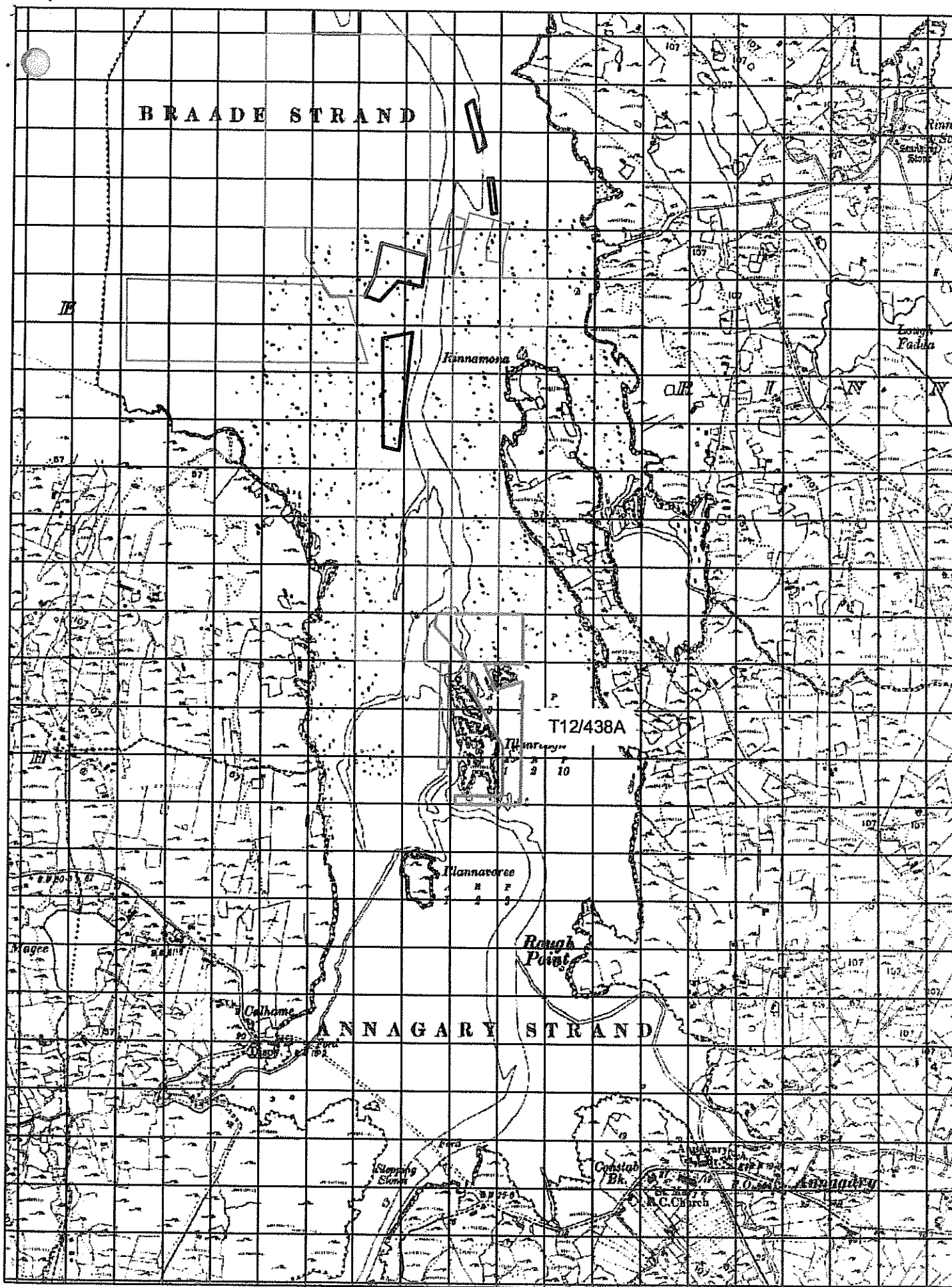
Not to be used for Navigation



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*Agóidín*  
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aqua Culture Sites

<all other values>

Its Status

Application  
Lapsed  
Licensed  
Refused  
Renewal  
Revoked  
Surrendered  
Withdrawn  
oyster fishery order

1:10,560

Site Highlighted in red denotes Application

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# ACCESS . 438A and 438B

