



Realt Na Mara Shellfish Ltd

Site T6/437A

Appeal

NOTICE OF APPEAL UNDER SECTION 40(1) OF  
FISHERIES (AMENDMENT) ACT 1997 (NO. 23)



## Appeal Form

**Please note that this form will only be accepted by REGISTERED POST  
or handed in to the ALAB offices**

Name of Appellant (block letters)	REALT NA MARA SHELLFISH LTD.
Address of Appellant	CROMANE LOWER KILLDRGLIN CO. KERRY

Phone:		Email:	
Mobile:		Fax:	

### Fees

Fees must be received by the closing date for receipt of appeals	Amount	Tick
Appeal by licence applicant	€380.92	<input checked="" type="checkbox"/>
Appeal by any other individual or organisation	€152.37	<input type="checkbox"/>
Request for an Oral Hearing * (fee payable in addition to appeal fee)	€76.18	<input type="checkbox"/>
* In the event that the Board decides not to hold an Oral Hearing the fee will not be refunded.		
(Cheques Payable to the Aquaculture Licences Appeals Board in accordance with the Aquaculture Licensing Appeals (Fees) Regulations, 1998 (S.I. No. 449 of 1998))		
Electronic Funds Transfer Details	IBAN: IE89AIBK93104704051067	BIC: AIBKIE2D

### Subject Matter of the Appeal

Decision to refuse a licence for the  
cultivation of oysters using bag + troshes  
on site T06/437A on the foreshore  
in Castlemaine Harbour.

AQUACULTURE LICENCES  
APPEALS BOARD  
23 OCT 2018

Please forward completed form to: Aquaculture Licences Appeals Board, Kilminchy Court, Dublin Road, Portlaoise, Co. Laois. Tel: (057) 8631912 Email: [info@alab.ie](mailto:info@alab.ie)

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RL 7164 9634 31E



Site Reference Number:- (as allocated by the Department of Agriculture, Food and the Marine)	T06/437A
Appellant's particular interest in the outcome of the appeal:	
<p>Realt Na Mara Shellfish Ltd are the Applicants of this licence, we have been farming shellfish in Castlemaine Harbour for twelve years and hope to develop our business further which would be beneficial to our rural Area in terms of Production, exports and employment.</p>	
Outline the grounds of appeal (and, if necessary, on additional page(s) give full grounds of the appeal and the reasons, considerations and arguments on which they are based):	
<p><u>Attached.</u></p>	
Signed by appellant: <u>Donal Casey</u> Director	Date: <u>20.10.18.</u>
<p><b>Please note that this form will only be accepted by REGISTERED POST or handed in to the ALAB offices</b></p>	
<p><b>Fees must be received by the closing date for receipt of appeals</b></p>	

This notice should be completed under each heading and duly signed by the appellant and be accompanied by such documents, particulars or information relating to the appeal as the appellant considers necessary or appropriate and specifies in the Notice.

DATA PROTECTION – the data collected for this purpose will be held by ALAB only as long as there is a business need to do so and may include publication on the ALAB website

Please forward completed form to: Aquaculture Licences Appeals Board, Kilminchy Court, Dublin Road, Portlaoise, Co. Laois. Tel: (057) 8631912 Email: [info@alab.ie](mailto:info@alab.ie)

Cromane,  
Lower ,  
Killorglin,  
Co Kerry.

20 /10/ 18

Aquaculture Licences Appeals Board

Kilminchy Court  
Dublin Road  
Portlaoise  
Co. Laois R32 DTW5

**Object : Outline the ground of Appeal against the refusal to grant the Aquaculture licence :**

**T06 / 437A –**

**The reason for my appeal is given in the comments and suggestions below:**

This site is not going to significantly or adversely affect the integrity of SAC and SPA because the site is avoiding areas important to special conservation interest.

Scientific advice is to the effect that the waters are suitable for the cultivation of Pacific oysters. The site is located within the Cromane shellfish growing water Area which currently has a B classification.

There is no significant impact anticipated on existing beneficial usages of the local shore line.

If the site was granted a licence it would have a positive effect on the economy of the local area.

There will be no use of tractor on site, hence lower noise or soil trampling disturbances. Access to site will be by boat only.

In relation to the site mentioned above, we are willing to minimise the density of the application and therefore decrease the spatial area arising from the new licence applications which would then avoid any further risk being posed to the Seston depletion and in turn would not interfere with the capacity of the harbour.

The Application we have applied for is situated in the East of Castlemaine Harbour, where numerous licences have already been granted. We are willing to engage with the Department in order to create a solution for this matter.

We do not have any licence applications in the Recreational areas of Rossbeigh, Glenbeigh and Dooks .

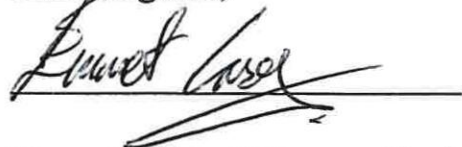
Micheal and I were unemployed for many years and we alleviated this by working in the Aquaculture Business. We are qualified Aquaculture workers and our livelihood depends on a licence being granted as oyster farming is our only source of income. We are now both full time employed with our own Company which was set up in the shellfish industry and have two part time staff and all tax compliant. It is critical that we obtain a licence in order to progress or else we are left in total jeopardy.

I hope you are able to comprehend how urgent this matter is as our livelihood depends on it.

If you have any queries in relation to this matter please don't hesitate to contact us.

Thank you in advance.

Kind Regards,

A handwritten signature in black ink, appearing to read 'Emmet Casey', is written over a horizontal line.

Emmet Casey (Director Realt na Mara Shellfish Ltd)



# ***Realt Na Mara Shellfish Ltd.***

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Cromane Lower, Killorglin, Co. Kerry

Phone-

Email- [realtnamarashellfish@hotmail.com](mailto:realtnamarashellfish@hotmail.com)

20-10-18

## **Aquaculture Licences Appeals Board**

**Kilminchy Court  
Dublin Road  
Portlaoise  
Co. Laois R32 DTW5**

As a rural business based in Cromane, Killorglin Co. Kerry, We have a direct interest in Aquaculture, mainly producing mussels and oysters. In Castlemaine Harbour the delay in licensing is a major issue. It is impediment to the development of jobs and exports in the shellfish sector in our locality.

It is a fact that 66% of oyster production occurs in counties with higher than the national average level of unemployment (source: IFA documentation) and this is important source of rural employment.

Many of the fishermen have returned to the fishing with a strong cohort of younger individuals as a result of the downturn in the construction and this trend has continued with the development of aquaculture activities.

The area has built a small but growing economic base. Further economic activity is generated through equipment purchases, fuels and the multiplier effect of the local spend. The multiplier effect to the local economy is estimated at 1.4 (source: IFA documentation) which indicates that every 1 Euro generated through direct sales, a further 0.40 cents is spent in the local economy.

Our business is the Fourth generation of aquaculture in the production of shellfish in Castlemaine harbour. At the moment we have two full time and two part time employees. Oyster production has a significant economic value to our business. In order to expand and meet market demand we need licences granted.

The licensing system is perceived not only the greatest challenge facing the sector at the current time, but also a major barrier to growth. The licensing problem has direct and indirect implications for oyster producers due to the uncertainty regarding the future.

Please do not hesitate to contact us for further input.

Regards,

A handwritten signature in black ink, appearing to read "Emmet Casey", is written over a horizontal line. The signature is fluid and cursive, with a long horizontal stroke extending to the right.

Emmet Casey

Director