

**SECTION 131 FORM**

Appeal NO: PL 16.207212

Defer Re O/H ☐

TO:SEO

Having considered the contents of the submission ~~09/07/04~~ received 09/07/04 from

John McGarry I recommend that section 131 of the Planning and Development Act, 2000

~~to~~/not be invoked at this stage for the following reason(s): No new issues.

E.O.: Kieron Somers

Date: 09/07/04

To EO: \_\_\_\_\_

Section 131 not to be invoked at this stage. ☒

Section 131 to be invoked – allow 2/4 weeks for reply ☐

S.E.O.: M. Dula

Date: 21/7/04

S.A.O.: \_\_\_\_\_

Date: \_\_\_\_\_

M \_\_\_\_\_

Please prepare BP \_\_\_\_\_ - Section 131 notice enclosing a copy of the attached submission  
to: \_\_\_\_\_

Allow 2/4weeks – BP \_\_\_\_\_

EO: \_\_\_\_\_

Date: \_\_\_\_\_

AA: \_\_\_\_\_

Date: \_\_\_\_\_

File with Section

**OBSERVER FORM**

Appeal No: PL 16.207212

S.37

Received: <u>09/07/04.</u>	Date Appeal Lodged: <u>19/05/04.</u>
	Date Last Appeal Lodged: <u>27/05/04</u>
	Date of E.I.S. Publication: <u>14/06/04.</u>

Name: <u>John McGarry.</u>
Address/Agent: <u>Gastacropher,</u> <u>Rossport, Ballina, Co. Mayo.</u>
Status: Invalid – (insert reason):

VALID	INVALID
M: <u>r Heffernon</u>	
1. Acknowledge with BP <u>LO</u>	1. RETURN TO SENDER with BP _____
2. Keep copy of Board's letter <input type="checkbox"/>	2. Keep envelope <input type="checkbox"/>
3. Prepare refund form <input type="checkbox"/>	3. Keep copy of Board's letter <input type="checkbox"/>
	4. Prepare refund form <input type="checkbox"/>

Attach to file	
(a) R/S <input type="checkbox"/>	(d) Screening <input type="checkbox"/>
(b) Mapping <input type="checkbox"/>	(e) Inspectorate <input type="checkbox"/>
(c) Processing <input type="checkbox"/>	
	RETURN TO EO <input checked="" type="checkbox"/>

EO: <u>Kieron Somers.</u>	AA: <u>James Fagan</u>
Date: <u>09/07/04.</u>	Date: <u>12/1/04</u>
Comments:	

**AN BORD PLEANÁLA**  
 Received: 09/07/04  
 Fee: €50 - cheque  
 Receipt No. B53216

**AN BORD PLEANÁLA**  
 TIME \_\_\_\_\_  
 09 JUL 2004  
 LTR-DATED \_\_\_\_\_  
 PL \_\_\_\_\_

Gortacrager,  
 Rossport  
 Ballina,  
 Co. Mayo

8<sup>th</sup> July 2004

The Secretary,  
 An Bord Pleanála,  
 64 Marlborough St,  
 Dublin 1.

**Observation re Planning appeal Reference No: PL 16. 207212 in relation to Mayo County Council's decision to grant permission re P03/3343 to Shell Exploration & Production Limited.**

**Appeal re :** Planning Application Ref No P03/3343 for the proposal to construct a natural gas terminal ( refinery ) at Ballinaboy, Bellagelley South, Co. Mayo and to remove >450,000m<sup>3</sup> contaminated peat slurry to an area of cutaway peatland at Srahmore, near Bangor Erris, Co. Mayo by Bord na Mona Energy Group Ltd. on behalf of Shell E & P Ltd.

This is an observation in relation to a public notice advertised in the Irish Times newspaper dated the 14/06/04 which states:

" Notice is hereby given by An Bord Pleanála ( the Board ) under article 112 of the Planning and Development Regulations, 2001 that an environmental impact statement ( EIS ) has been received by the Board in accordance with section 128 of the Planning and Development Act, 2000 in respect of the appeal in the Schedule below. " .....

I enclose cheque in the sum of €50.00 in respect of my observation

I refer to Ballinaboy Bridge Terminal EIS ( November 2000 ) under 4.9.2. Umbilical: " Low pressure hydraulic fluid to sea wells 210 Bar g, High pressure hydraulic fluid to sea wells 610 Bar g ". This is unprecedented, the upstream pipeline is proposed to travel inland through deep peat for 9 km when it should not be allowed to do so and it should terminate at the shoreline, if an onshore refinery is involved. It is highly hazardous that this unprecedented upstream series of pipelines is allowed to pass in very close proximity to people, residential houses , under public roads, and through designated SACs and SPAs. After the Dooncarton multitude of landslides occurred in September 2003 the landfall and pipeline route should not be considered as the area has the potential to be unstable and some areas are still deemed as " high risk ." The effects of " Blasting " will have an effect on the stability of Dooncarton Hill.

I refer to the N.A.O.S.H. report entitled the " Quantified risk assessment for the proposed gas terminal " dated the 25/10/02 by Mr Gareth Doran, on page 2 it states as follows:

' a full-bore or partial rupture of a pipe or storage vessel involving natural gas, if not immediately ignited will lead to the formation of a flammable gas cloud which will drift downwind being diluted as it goes. If this cloud meets a source of ignition in an

uncongested area a flash fire may result. It is assumed that anyone inside the cloud will suffer fatality '.....

' If the gas cloud encounters an ignition source in an area of congestion a vapour cloud explosion may occur '....

There is no mention of the villages of Bunowna and Glenamoy and Gortacrager which are encountered downwind and if an explosion occurred within or around the refinery plant peoples lives would be at extreme risk.

In the Offshore EIS re 2001 , 19.3.2.1.3.7 it states that "moving peat alters its physical and chemical properties and excessive handling can turn peat into a "mushy soup" with poor restoration potential". How can this same mushy peat be transferred on our substandard roads and deposited in Srahmore in area frequented by local rivers and in close proximity to Carrowmore Lake which is the source of drinking water for Erris.???

I refer to the terminal EIS re P03/3343 and page 5-15 and 5.4.5. " Health and Safety ", which states that " Under the Seveso II Directive, the Operator has a general duty to take all measures necessary to prevent major accidents and limit their consequences to persons and the environment". This has not been carried out as the project has been split into fragments . An overall health and safety assessment has not carried out thus the true reality with respect to potential consequences has not been properly assessed. Bog bursts and peat instability plus potential for landslides in this sensitive area has not been assessed either.

The beauty of this unique landscape surrounded by SACs has not been taken into account by Mayo County Council in their assessment re the visual effects which this proposed gas terminal/refinery will have on the landscape.

As an owner of property within 0.5 km of this proposed hazardous concept I am concerned about the proposed development and its adverse effects as outlined at the various stages of the planning process to date. It creates a health and safety hazard which will result in my private property being totally devalued and deemed worthless. Who will take out insurance on my property against this unprecedented concept???

I request that An Bord Pleanala refuse planning permission for this totally inappropriate development.

Yours sincerely,

John Mc Garry  
John Mc Garry ( property owner in Bellagelly South, Glenamoy, Ballina, Co. Mayo

Enc. Copy of letter from Mayo County Council.

**Mayo County Council  
Aras An Chontae  
Castlebar**

**Ref No.: P03/3343**

02/04/2004

**Mr John McGarry  
Gortacragher  
Rossport  
Ballina  
Co. Mayo**

A Chara

I wish to acknowledge receipt of submission received from you on 01/04/2004 in connection with planning application by **SHIELL E & P IRELAND LIMITED** for **CONSTRUCT GAS TERMINAL FOR THE RECEPTION AND SERAPATION OF GAS FROM THE CORRIB GAS FIELD, AND FOR A PEAT DEPOSITION SITE, RESPECTIVELY. THE DEVELOPMENT WILL CONSIST OF THE CONCURRENT DEVELOPMENT OF TWO SITES LOCATED 11 KILOMETRES APART, APPROXIMATELY, AND IDENTIFIED AS THE SITE OF THE GAS TERMINAL FOR THE RECEPTION AND SEPARATION OF GAS FROM THE CORRIB GAS FIELD IN THE TOWNLAND OF BELLAGELLY SOUTH AND THE SITE OF THE PEAT DEPOSITION SITE IN THE TOWNLANDS OF SRAHMORE AND ATTAVALLY, BANGOR ERRIS. THE DEVELOPMENT AT THE BELLAGELLY SOUTH SITE WILL CONSIST OF: A GAS TERMINAL FOR THE RECEPTION AND SEPARATION OF GAS INCLUDING PLANT AND EQUIPMENT; PROVISION OF 4,935 SQ M (GROSS FLOOR AREA), APPROXIMATELY, OF BUILDINGS; ACCESS ROADS; 40 NO. CAR PARKING SPACES; AND ANCILLARY DEVELOPMENTS, OF WHICH 13 HA, APPROX, WILL BE DEVELOPED INRESPECT OF THE GAS TERMINAL'S FOOTPRINT. THE PROPOSED DEV. WILL OF THE BELLAGELLY SOUTH SITE WILL ALSO CONSIST OF; THE EXCAVATION AND REMOVAL OF 450,000 CUBIC M at BELLAGELLY SOUTH SRAHMORE ATTAVALLY.**

The matters referred to by you will be taken into consideration by the Council before a decision is made on the application. Notice of the Council's decision on the

application will be given in accordance with the requirements of the Planning and Development Regulations, 2001. This may be in the form of:

- (a) posting the notice directly to you; or
- (b) publishing the notice in a newspaper circulating in the area where the proposed development is situated.

**Please note that in the event of an appeal being lodged by you, An Bord Pleanála will require a copy of this letter of acknowledgement.**

Mise, le meas

  
RUNAI CHONDAE

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