

Grainne Oglesby**Subject:** FW: SUBMISSIONS ATTACHED

From: Wexford Receptionist
Sent: 10 October 2017 11:45
To: Licensing Staff <licensing@epa.ie>
Cc: Mary Turner <M.Turner@epa.ie>
Subject: FW: SUBMISSIONS ATTACHED

Hi,

Please see correspondence below that was received through info@epa.ie Thanks.

Kind regards

*Maria Harney
Duty Receptionist/Programme Officer
Environmental Protection Agency
P.O. Box 3000
Johnstown Castle Estate
Wexford
Y35 W821*

Bosca Poist 3000, Eastát Chaisleán Bhaile Sheáin, Contae Loch Garman.

*Tel: 00353 53 91 60600: Fax: 00353 53 91 60699 Email: info@epa.ie web: www.epa.ie
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*Environmental Protection Agency on Twitter:
<http://twitter.com/EPAIreland>*

*EPA Climate Change on Twitter:
<http://twitter.com/EPAClimateNews>*

*EPA Research on Twitter:
<http://twitter.com/EPAResearchNews>*

*YouTube:
<http://www.youtube.com/user/epaireland>*

From: peter.sweetman [<mailto:sweetmanplanning@gmail.com>]
Sent: 10 October 2017 10:52
To: Wexford Receptionist <REC_WEX@epa.ie>
Subject: SUBMISSIONS ATTACHED

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Peter Sweetman
113 Lower Rathmines Road
Dublin 6
sweetmanplanning@gmail.com

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PETER SWEETMAN & ASSOCIATES

sweetmanplanning@gmail.com

Environmental Protection Agency
 Johnstown Castle
 Wexford
 2017-10-10

RE:

<u>P1055-01</u>	Bohar Ash Pig Breeders Limited	Kilconlea Upper, Abbeyfeale, County Limerick.
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Dear Sir/Madam

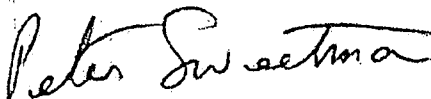
Adequate information has not been provided to enable the EPA to complete an environmental impact assessment of this likely significant indirect effect on the environment in relation to the proposal to spread the manure generated by the proposed development on lands that are remote from the site.

No information has been provided on the potential for significant effects on European sites arising from such spreading, and in the absence of an appropriate assessment that deals with this matter, being an indirect effect of the proposed development.

The Judgement of CJEU **Peter Sweetman and Others v An Bord Pleanála**.
Case C-258/11 states at:

40 Authorisation for a plan or project, as referred to in Article 6(3) of the Habitats Directive, may therefore be given only on condition that the competent authorities – once all aspects of the plan or project have been identified which can, by themselves or in combination with other plans or projects, affect the conservation objectives of the site concerned, and in the light of the best scientific knowledge in the field – are certain that the plan or project will not have lasting adverse effects on the integrity of that site. That is so where no reasonable scientific doubt remains as to the absence of such effects (see, to this effect, Case C-404/09 Commission v Spain, paragraph 99, and Solvay and Others, paragraph 67).

Yours faithfully



Peter Sweetman

And on behalf of
Wild Ireland

Please respond by email to sweetmanplanning@gmail.com

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