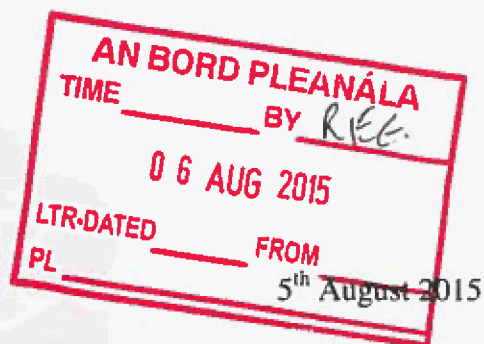




Glenn O'Connell
Administrative Assistant,
An Bord Pleanála
64 Marlborough Street
Dublin 1



Your Ref: PL.19.245044

Our Ref: PL2/15/2

RE: Permission for (A) demolition of 10 no. existing pig houses, and, (B) construction of 2 no. pig houses, and, extensions to 2 no. existing structures to form pig house no. 3, together with all ancillary structures (to include meal storage bins, storage tanks, stormwater attenuation tank) and all associated site works on the site of an existing pig farming enterprise. This application relates to a development, which is for the purposes of an activity requiring An Integrated Pollution Prevention and Control (I.P.P.C.) Licence under part IV of the Environmental Protection Agency (Licensing) Regulations 1994 to 2013. An Environmental Impact Statement (E.I.S.) has been submitted with this planning application at Ardra, Bracknagh, Co. Offaly - Rosderra Farms

Dear Sir,

I refer to the above references and to your letter dated 29th July 2015 and I now attach the following:

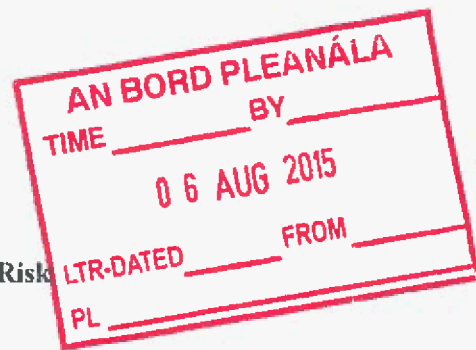
- Copy of pre-application notes.
- Copy of EIS & NIS in CD format.
- Copy of objection made by Michael Hoey.
- Copy of letter from Department of Arts, Heritage and the Gaeltacht.

Trusting the enclosed is to your satisfaction.

Yours faithfully,


Administrative Officer,
Planning Section

Re plan notes



To: Ed Kelly

Subject: Site at Bracknagh – Site Specific Flood Risk

Comment on Site Specific Flood Risk Assessment

Clause 5.28 of the Planning System and Flood Risk Management Guidelines, DOEHLG 2009, while removing the requirement for the justification test requires a commensurate assessment of risks of flooding. This assessment should show that the development would not have adverse impacts in terms of flooding or impede access to a water course or floodplain.

In this context paragraph 13 of the site specific FRA should be expanded to demonstrate that the redevelopment will not increase the flood risk elsewhere or have adverse impacts in terms of flooding. Maintenance of access and egress to and from the site during a flood event should also be demonstrated.

This could be demonstrated by modeling the floodplain based on the hydrology study carried out or by other means. (Note the applicant may wish to consult with OPW who may have this river modelled for the S.E. CFRAM project).


John Connelly,
A/Senior Engineer,
Environment and Water Services

23.12.2014

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WHICH WILL BE ACCEPTED BY AN BORD PLEANÁLA THAT A SUBMISSION OR
OBSERVATION HAS BEEN MADE TO THE PLANNING AUTHORITY ON THE
PLANNING APPLICATION.

PLANNING AUTHORITY NAME OFFALY COUNTY COUNCIL

PLANNING APPLICATION REFERENCE No. PL2/15/2

A submission/observation in writing, has been received from DEPARTMENT OF ARTS,
HERITAGE AND THE GAELTACHT.

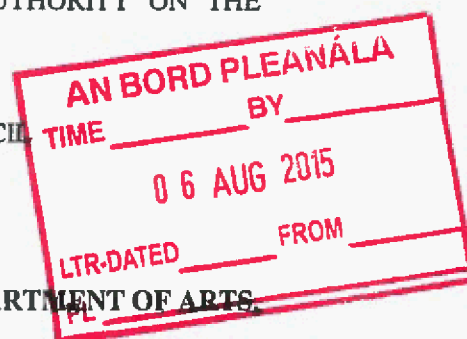
on 24/02/2015 in relation to the above planning application.

(Fee not applicable to prescribed bodies)

The submission/observation is in accordance with the appropriate provisions of the Planning
and Development Regulations 2001- 2013 and will be taken into account by the Planning
Authority in its determination of the planning application.

by
Official's Name

24/02/2015



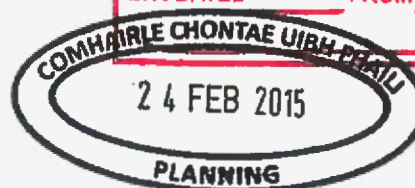


**An Roinn
Ealaíon, Oidhreachta agus Gaeltachta
Department of
Arts, Heritage and the Gaeltacht**

24 February, 2015

Director of Services - Planning,
Offaly County Council,
Áras an Chontae,
Charleville Rd,
Tullamore,
Co. Offaly.

AN BORD PLEANÁLA	
TIME _____	BY _____
06 AUG 2015	
LTR-DATED _____	FROM _____



Re: Planning Application Ref. Reg. No. 15/2 by ROSDERRA FARMS for a development at Ardra, Bracknagh, Co. Offaly

A Chara,

I refer to the above proposed development. This application was not referred to this Department, despite the fact it is a large scale development with potential to have significant impacts on the River Barrow and River Nore SAC Site Code 002162 and has been subject to EIS, AA screening and requires an EPA IPPC licence. Outlined below are the nature conservation recommendations of the Department of Arts, Heritage and the Gaeltacht

This proposed development lies within 100 metres of the Figle River, which in turn joins with the Black River and subsequently the River Barrow at Monasterevin, 9km downstream,, which is part of the River Barrow and River Nore SAC Site Code 002162. The development lies directly within 6km of the SAC.

The development involves the demolition of 10 existing pig rearing buildings and construction of two new houses. In addition an extension is planned between two existing houses to form a third new house. Stock numbers will change from 550 Sow Integrated Unit to a 1250 sow breeding unit. The new plant will involve the production of 11310m³ of slurry per year. However, the application states that this is not an overall increase from the previous development. The application states there is an existing IPPC licence for the farm but that a new licence will have to be obtained to cover the new development. The Appropriate Assessment screening document states that the IPPC No. is P0435-02, however this number relates to another pig farm IPPC licence for Rosderra Farms Clonaslee Pig Unit and not Rosderra Farms, Bracknagh Pig Farm. The correct IPPC licence number for the existing unit is P0614-01.

An Appropriate Assessment screening document has been prepared for this planning application and concludes that there will be no impacts upon the integrity or the conservation objectives of the River Barrow and River Nore SAC.

However, a number of issues have not been satisfactorily assessed.

1. Landspreading of the slurry

The IPPC licence Inspectors report states that slurry is spread from this unit within the catchment of the River Barrow. It is planned to produce 11310m³ of slurry annually. No assessment has been made of the impact of this land spreading, particularly on the River Barrow and River Nore SAC Site Code 002162. A considerable amount of data exists in relation to this in the form of the IPPC licence reports and EPA required annual reports as well as Department of Agriculture, Food and the Marine records of movement of organic fertilizer, which could have been used to conduct this assessment. It is noted that soil monitoring on lands on which slurry from this unit is spread has already been carried out as referenced in the EPA IPPC licence Inspectors Report. It is considered that the land spreading of this quantity of slurry within the catchment of the River Barrow and River Nore SAC may constitute a significant impact on the site and this has not been appropriately assessed.

In addition, the Offaly Council Development Plan 2009 - 2015 states in relation to land spreading of slurry *'the developer shall have all lands available and suitable for spreading in close*

proximity to the pig unit'. However, the application states that slurry will be spread in Offaly, Laois and Kildare from this unit. Without knowing the location of the land spreading areas, this appears to be in contravention of the County Development Plan.

2. Nitrogen deposition

The evidence from across Europe demonstrates that nitrogen deposition is a major threat to European biodiversity, especially in the Natura 2000 network including sensitive habitats and species listed under the Habitats Directive EC 92/43/EEC. Emissions of reactive nitrogen compounds from agricultural installations represent impacts from off-site activities. In some cases, the facilities may be many kilometres away (50-100km) from potentially affected sites (Hicks et al, 2011). It is noted that the IPPC licence inspectors reports states that 'The EPA Water Quality in Ireland report for the period 1998-2000 indicates that the Figile River at Ardara Bridge has an unionised ammonia problem with median values of 0.362 mg/INH₃'. The closest EPA station to the application site is Ardara Bridge immediately downstream of the site. The potential impact of nitrogen deposition arising from this unit on the River Barrow and River Nore SAC Site Code 002162 has not been assessed.

3. Flooding of the site

The proposed development is within approximately 70 metres of the Figile River and within a low-lying area. The storage tanks will have a capacity to store up to 18 months of slurry. However, impacts of a major flood event on the unit have not been assessed. In particular, the possibility of the mobilization of stored slurry during such an event has not been assessed. Also, the potential issues with slurry contaminated storm water run-off have not been assessed. This issue needs to be covered by the Appropriate Assessment screening document.

In summary, it is felt that the AA screening document is deficient as it did not take account of the potential impacts of the proposed development outlined above. It is noted that even though this application relates to improvement works to an existing development, that this development, extant since 1989, has never been subject to Appropriate Assessment and therefore the in combination effects of the existing and proposed development must be assessed.

Further information is required.

Any further assessment should reference the Site Specific Conservation Objectives for the River Barrow and River Nore SAC Site Code 002162 which are attached for information. Also the document referenced above entitled 'Nitrogen Deposition and Natura 2000, Science and Practice in Determining Environmental Impacts' is also attached for information.

Kindly forward any further information received; or in the event of a decision being made a copy of same should be forwarded to the following address as soon as it issues:

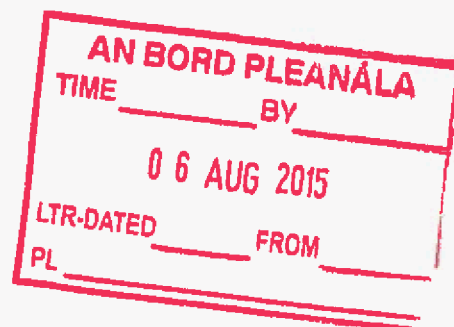
The Manager,
Development Applications Unit,
Department of Arts, Heritage and the Gaeltacht,
Newtown Road,
Wexford.

Preferably, documentation associated with the above can be referred electronically to the DAU at the following address: manager.dau@ahg.gov.ie

Is mise le meas,



Michael Murphy,
Development Applications Unit
Tel: (053) 911 7516



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OFFALY COUNTY COUNCIL

MR MICHAEL HOEY
152 CRANN NUA
PORTARLINGTON
CO. LAOIS.

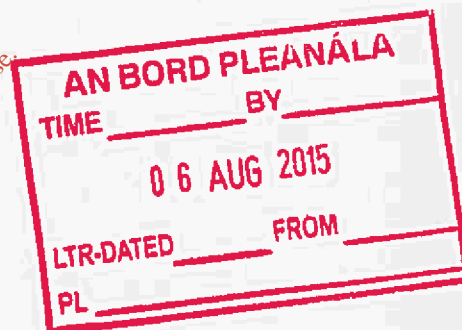
06/05/2015

Planning Reference No. PL2/ 15/2

Re: (A) DEMOLITION OF 10 NO. EXISTING PIG HOUSES, AND, (B) CONSTRUCTION OF 2 NO. PIG HOUSES, AND, EXTENSIONS TO 2 NO. EXISTING STRUCTURES TO FORM PIG HOUSE NO. 3, TOGETHER WITH ALL ANCILLARY STRUCTURES (TO INCLUDE MEAL STORAGE BINS, STORAGE TANKS, STORMWATER ATTENUATION TANK) AND ALL ASSOCIATED SITE WORKS ON THE SITE OF AN EXISTING PIG FARMING ENTERPRISE. THIS APPLICATION RELATES TO A DEVELOPMENT, WHICH IS FOR THE PURPOSES OF AN ACTIVITY REQUIRING AN INTEGRATED POLLUTION PREVENTION AND CONTROL (I.P.P.C.) LICENCE UNDER PART IV OF THE ENVIRONMENTAL PROTECTION AGENCY (LICENSING) REGULATIONS 1994 TO 2013. AN ENVIRONMENTAL IMPACT STATEMENT (E.I.S.) HAS BEEN SUBMITTED WITH THIS PLANNING APPLICATION at ARDRA BRACKNAGH.

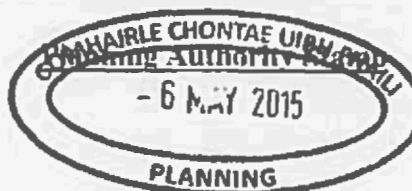
A submission/observation in writing has been received from MR MICHAEL HOEY, 152 CRANN NUA, PORTARLINGTON, CO. LAOIS. on 05/05/2015 in relation to the above planning application.

The appropriate fee of €20 has been paid.



The submission/observation is in accordance with the appropriate provisions of the Planning and Development Regulations, 2001 - 2013 and will be taken into account by the planning authority in its determination of the planning application.

87
Administrative Officer



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AN BORD PLEANÁLA	
TIME _____	BY _____
06 AUG 2015	
LTR-DATED _____	FROM _____
PL _____	

Planning Section
Offaly County Council

Planning Reference 15/2

152 Crann Nua
Ballyhington
Co. Laois

AN BORD PLE

TIME _____ BY _____

06 AUG 2015

LTR-DATED _____ FROM _____

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Proposed Development

(A) DEMOLITION OF 10 NO. EXISTING PIG HOUSES, AND, (B) CONSTRUCTION OF 2 NO. PIG HOUSES, AND, EXTENSIONS TO 2 NO. EXISTING STRUCTURES TO FORM PIG HOUSE NO. 3, TOGETHER WITH ALL ANCILLARY STRUCTURES (TO INCLUDE MEAL STORAGE BINS, STORAGE TANKS, STORMWATER ATTENUATION TANK) AND ALL ASSOCIATED SITE WORKS ON THE SITE OF AN EXISTING PIG FARMING ENTERPRISE. THIS APPLICATION RELATES TO A DEVELOPMENT, WHICH IS FOR THE PURPOSES OF AN ACTIVITY REQUIRING AN INTEGRATED POLLUTION PREVENTION AND CONTROL (I.P.P.C.) LICENCE UNDER PART IV OF THE ENVIRONMENTAL PROTECTION AGENCY (LICENSING) REGULATIONS 1994 TO 2013. AN ENVIRONMENTAL IMPACT STATEMENT (E.I.S.) HAS BEEN SUBMITTED WITH THIS PLANNING APPLICATION

Development Address: ARDRA, BRACKNAGH, CO. OFFALY

Given that the original consents for this development does not include a derogation from having to apply the EIA and Habitats directive. Your continued decisions to grant permission without carrying out an environmental impact assessment and or an appropriate assessment for this and similar developments identifies a systemic failure to carry out an environmental impact assessment and an appropriate assessment for all developments. You, Offaly County Council, have adjudicated on for the last 27 years to date.

I am objecting to this application (at this stage) on the following grounds but not limited to.

1. Breach of Article 5.1 of the EIA Directive

The attached Assessment compliance Sheet for this application identifies the gaps in the mandatory information to be supplied by the developer (or the minimum amount of information to establish a valid application)

2. Invalid application

Article 2.1 of the EIA directive states;

'1. Member States shall adopt all measures necessary to ensure that, before development consent is given, projects likely to have significant effects on the environment by virtue, inter alia, of their nature, size or location are made subject to a requirement for development consent and an assessment with regard to their effects on the environment. Those projects are defined in Article 4.

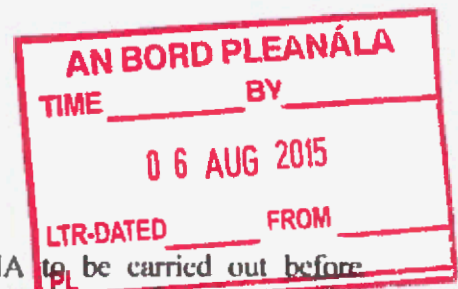
Section 171A (1) of the Planning and Development Act 2010 defines an environmental impact assessment, for the purposes of Part X, as:

An assessment which includes an examination, analysis and evaluation carried out by the planning authority

CONNAIRIE CHONTAE URBH FHAILL

05 MAY 2015

PLANNING



This is a development of a type that required an EIA to be carried out before development commenced but because of your failure to implement the EIA directive previously it is now not possible to give effect to the directive. Case C-215/06 (Derrybrien) where the CJEU declared that; Ireland has failed to fulfil its obligations under Articles 2, 4 and 5 to 10 of the EIA directive by failing to adopt all measures necessary to ensure that:

– projects which are within the scope of Council Directive 85/337/EEC of 27 June 1985 on the assessment of the effects of certain public and private projects on the environment either before or after amendment by Council Directive 97/11/EC of 3 March 1997 are, before they are executed in whole or in part, first, considered with regard to the need for an environmental impact assessment and, secondly, where those projects are likely to have significant effects on the environment by virtue of their nature, size or location, that they are made subject to an assessment with regard to their effects in accordance with Articles 5 to 10 of Directive 85/337, and...

The failure to comply with the obligation to carry out an EIA under Article 3 of the EIA directive was confirmed and clarified by the CJEU in case C-50/09 and the clarification of the obligation to carry out both was confirmed in the ruling of Ms. Justice Finlay Geoghegan in EAMON (TED) KELLY v An Bórd Pleanála 2013 No. 802 J.R. combined with the fact that this is not a stand-alone project which was ruled on by Justice Peart in Frameore Ltd v An Bórd Pleanála 2014 No. 2014 No.19 JR; 2014 No. 10 COM.

ANNEX II - PROJECTS SUBJECT TO ARTICLE 4 (2) of the EIA directive states;

'13. — Any change or extension of projects listed in Annex I or Annex II, already authorized, executed or in the process of being executed, which may have significant adverse effects on the environment ► M2 (change or extension not included in Annex I)'

Summary to point 2

The development is without any legal status and cannot be changed or amended. Subsequently Offaly County Council has exposed themselves to actions for damages by both the developer and by those affected by the development.

3. APPROPRIATE ASSESSMENT

I refer to case C-521/12 , T.C. Briels and Others, v Minister van Infrastructuur en Milieu, From para 26 to 28.

'26 It is to be noted first of all that, since the authority must refuse to authorise the plan or project being considered where uncertainty remains as to the absence of adverse effects on the integrity of the site, the authorisation criterion laid down in the second sentence of Article 6(3) of the Habitats Directive integrates the precautionary principle and makes it possible to prevent in an effective manner adverse effects on the integrity of protected sites as a result of the plans or projects being considered. A less stringent authorisation criterion than that in question could not ensure as effectively the fulfilment of the objective of site protection intended under that provision (Case C-127/02 *Waddenvereniging et Vogelbeschermingsvereniging* EU:C:2004:482, paragraphs 57 and 58, and *Sweetman and Others* EU:C:2013:220, paragraph 41).

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27 The assessment carried out under Article 6(3) of the Habitats Directive cannot have lacunae and must contain complete, precise and definitive findings and conclusions capable of removing all reasonable scientific doubt as to the effects of the works proposed on the protected site concerned (see, to that effect, *Sweetman and Others* EU:C:2013:220, paragraph 44 and the case-law cited).

28 Consequently, the application of the precautionary principle in the context of the implementation of Article 6(3) of the Habitats Directive requires the competent national authority to assess the implications of the project for the Natura 2000 site concerned in view of the site's conservation objectives and taking into account the protective measures forming part of that project aimed at avoiding or reducing any direct adverse effects for the site, in order to ensure that it does not adversely affect the integrity of the site.'

Summary to point 3

The development is without any legal status and cannot be changed or amended. Subsequently Offaly County Council has exposed themselves to actions for damages by both the developer and by those affected by the development.

4. The need for a STRATEGIC ENVIRONMENTAL ASSESSMENT

In case C-177/11 the CJEU ruled on the requirement to carry out an STRATEGIC ENVIRONMENTAL ASSESSMENT every time Article 6 of the Habitats directive applies;

"Article 3(2)(b) of Directive 2001/42/EC of the European Parliament and of the Council of 27 June 2001 on the assessment of the effects of certain plans and programmes on the environment must be interpreted as meaning that the obligation to make a particular plan subject to an environmental assessment depends on the preconditions requiring an assessment under Council Directive 92/43/EEC of 21 May 1992 on the conservation of natural habitats and of wild fauna and flora, as amended by Council Directive 2006/105/EC of 20 November 2006, including the condition that the plan may have a significant effect on the site concerned, being met in respect of that plan. The examination carried out to determine whether that latter condition is fulfilled is necessarily limited to the question as to whether it can be excluded, on the basis of objective information, that that plan or project will have a significant effect on the site concerned." (Ruling)

A STRATEGIC ENVIRONMENTAL ASSESSMENT should include the certified draft of the Navigation being restored and maintained at 1.5 metres (an obligation under the Water Framework Directive)and include all the abstractions by Kildare, Laois and Offaly County Council's from and discharge to the catchment of the river to establish the Waste Assimilation Capacity of the main channel of the river Barrow.

5. Other observations on the 'Proposed Development'

The website shows that no IPC licence is required and no waste licence while the application clearly states that ; "The application relates to a development, which is for the purposes of an activity requiring a licence under part IV of the Environmental Protection Agency (Licensing) Regulations 1994 to 2013." An Integrated Pollution Prevention & Control (IPPC) Licence was granted by the EPA for this activity on this site in December, 1999. I submit that the EPA had no legal basis for issuing a licence

AN BORD PLEANÁLA	
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06 AUG 2015	
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in the absence of an Assessment, an appropriate assessment or an Strategic Environmental Assessment.

6. A Further requirement for compliance with Article 3 of the EIA directive

In the unlikely event that the planning authority ever carry out an assessment and an appropriate assessment, bear in mind that you are also obliged to comply with the ruling in case C- 420/11 which states ; ... pecuniary damage, in so far as it is the direct economic consequence of the effects on the environment of a public or private project, is covered by the objective of protection pursued by Directive 85/337.

7. If an assessment is being carried out it is essential to take into account the loss of water from the catchment from the peat removal, the cumulative water abstractions and discharges by Kildare, Laois and Offaly County Council's.

Summary

The ECJ in judgement of C-91/92 Faccini Dori v Recreb the court said at para 22. 'It need merely be noted here that, as is clear from the judgment in *Marshall*, cited above (paragraphs 48 and 49), the case-law on the possibility of relying on directives against State entities is based on the fact that under Article 189 a directive is binding only in relation to 'each Member State to which it is addressed'. That case law seeks to prevent 'the State from taking advantage of its own failure to comply with Community law'

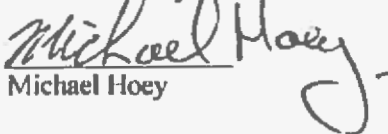
This means that you are not entitled to grant development consent for this project.

In addition to the above and because the site concerned hosts a priority natural habitat type and/or a priority species, the only considerations which may be raised are those relating to human health or public safety, to beneficial consequences of primary importance for the environment or, further to an opinion from the Commission, to other imperative reasons of overriding public interest.

At best if this application could be presented as an 'IROPI' application similar to the application recently submitted for the Galway Harbour Extension Project, only there is no reasons of overriding public interest to allow this development to continue, change or expand.

Therefore because this pig farm and the spread grounds (for which more details are required) are connected to but not for the benefit of the Barrow Nore SAC article 6.4 of the Habitats Directive 92/43/EC (as amended) applies and has to be complied with if the planning authority are considering approving this application. This means that the European Commission have to be consulted and their opinion sought.

Yours Sincerely


Michael Hoey

AN BORD PLEANÁLA
 TIME BY
 05 MAY 2015
 06 AUG 2015
 PLANNING FROM
 LTR-DATED
 PL

Official County Council Planning Reference 15/2 - EIA Assessment sheet 1.
 A part of Michael Hoey's Objection which requires the Planning authority to verify whether each aspect is in compliance with the EIA directive.

Directive 2011/452/EU amending directive 2011/92/EU on the assessment of the effects of certain public and private projects on the environment.

(1) The following Annex is inserted:
 ANNEX II.4 INFORMATION REFERRED TO IN ARTICLE 4(4) (INFORMATION TO BE PROVIDED BY THE DEVELOPER ON THE PROJECTS LISTED IN ANNEX II)

A description of the project,

Please state Yes or no to each aspect

Description 1.
 A) DEMOLITION OF 10 NO. EXISTING PIG HOUSES, AND, (B) CONSTRUCTION OF 2 NO. PIG HOUSES, AND, EXTENSIONS TO 2 NO. EXISTING STRUCTURES TO FORM PIG HOUSE NO. 3, TOGETHER WITH ALL ANCILLARY STRUCTURES (TO INCLUDE MEAL STORAGE BINS, STORAGE TANKS, STORMWATER ATTENUATION TANK) AND ALL ASSOCIATED SITE WORKS ON THE SITE OF AN EXISTING PIG FARMING ENTERPRISE.

including in particular:

(a) a description of the physical characteristics of the whole project and, where relevant, of demolition works;

Description 1(a).

(b) a description of the location of the project, with particular regard to the environmental sensitivity of geographical areas likely to be affected.

Description 1(b).

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2. A description of the aspects of the environment likely to be significantly affected by the project.

Description 2.

3. A description of any likely significant effects, to the extent of the information available on such effects, of the project on the environment resulting from: (a) the expected residues and emissions and the production of waste, where relevant;

Description 3 (a).

(b) the use of natural resources, in particular soil, land, water and biodiversity.

Description 3 (b).

4. The criteria of Annex III shall be taken into account, where relevant, when compiling the information in accordance with points 1 to 3.:

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(4) Annexes III and IV are replaced by the following:

ANNEX III/ SELECTION CRITERIA REFERRED TO IN ARTICLE 4(3) (CRITERIA TO DETERMINE WHETHER THE PROJECTS LISTED IN ANNEX II SHOULD BE SUBJECT TO AN ENVIRONMENTAL IMPACT ASSESSMENT)

I Characteristics of projects

The characteristics of projects must be considered, with particular regard to:

(a) the size and design of the whole project;

Characteristics (a)

(b) cumulation with other existing and/or approved projects;

Characteristics (b)

(c) the use of natural resources, in particular land, soil, water and biodiversity;

Characteristics (c)

(d) the production of waste;

Characteristics (d)

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(e) pollution and nuisances;

Characteristics (e)

--

--

(f) the risk of major accidents and/or disasters which are relevant to the project concerned, including those caused by climate change, in accordance with scientific knowledge;

Characteristics (f)

--

--

(g) the risks to human health (for example due to water contamination or air pollution).

Characteristics (g)

--

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PL _____

Location of projects

The environmental sensitivity of geographical areas likely to be affected by projects must be considered, with particular regard to:

(a) the existing and approved land use;

Location (a)

(b) the relative abundance, availability, quality and regenerative capacity of natural resources (including soil, land, water and biodiversity) in the area and its underground;

Location (b)

(c) the absorption capacity of the natural environment,

Location (c)

paying particular attention to the following areas:

(i) wetlands, riparian areas, river mouths;

Location (c) (i)

(ii) coastal zones and the marine environment;

Location (c) (ii)

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(iii) mountain and forest areas;

Location (c) (iii)

(iv) nature reserves and parks;

Location (c) (iv)

(v) areas classified or protected under national legislation; Natura 2000 areas designated by Member States pursuant to Directive 92/43/EEC and Directive 2009/147/EC;

Location (c) (v)

(vi) areas in which there has already been a failure to meet the environmental quality standards, laid down in Union legislation and relevant to the project, or in which it is considered that there is such a failure;

Location (vi)

(vii) densely populated areas;

Location (vii)

(viii) landscapes and sites of historical, cultural or archaeological significance.

Location (viii)

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06 AUG 2015	
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3. Type and characteristics of the potential impact

The likely significant effects of projects on the environment must be considered in relation to criteria set out in points 1 and 2 of this Annex, with regard to the impact of the project on the factors specified in Article 3(1), taking into account:

(a) the magnitude and spatial extent of the impact (for example geographical area and size of the population likely to be affected);

(b) the nature of the impact;

(c) the transboundary nature of the impact;

(d) the intensity and complexity of the impact;

(e) the probability of the impact;

(f) the expected onset, duration, frequency and reversibility of the impact;

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ANNEX IV INFORMATION REFERRED TO IN ARTICLE 5(1) (INFORMATION FOR THE ENVIRONMENTAL IMPACT ASSESSMENT REPORT)

Description of the project,

Description

including in particular: (a) a description of the location of the project;

Description 1 (a)

(b) a description of the physical characteristics of the whole project, including, where relevant, requisite demolition works, and the land-use requirements during the construction and operational phases;

Description 1 (b)

(c) a description of the main characteristics of the operational phase of the project (in particular any production process), for instance, energy demand and energy used, nature and quantity of the materials and natural resources (including water, land, soil and biodiversity) used;

Description 1 (c)

(d) an estimate, by type and quantity, of expected residues and emissions (such as water, air, soil and subsoil pollution, noise, vibration, light, heat, radiation) and quantities and types of waste produced during the construction and operation phases.

Description 1 (d)

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(c) the emission of pollutants, noise, vibration, light, heat and radiation, the creation of nuisances, and the disposal and recovery of waste;

Description 5 (c)

(d) the risks to human health, cultural heritage or the environment (for example due to accidents or disasters);

Description 5 (d)

(e) the cumulation of effects with other existing and/or approved projects, taking into account any existing environmental problems relating to areas of particular environmental importance likely to be affected or the use of natural resources;

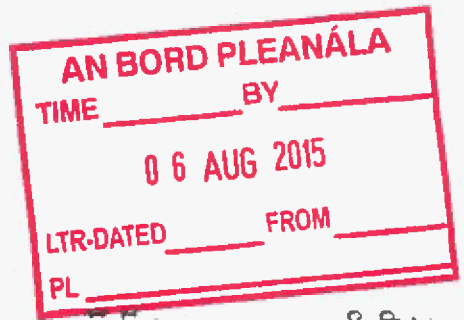
Description 5 (e)

(f) the impact of the project on climate (for example the nature and magnitude of greenhouse gas emissions) and the vulnerability of the project to climate change;

Description 5 (f)

(g) the technologies and the substances used. The description of the likely significant effects on the factors specified in Article 3(1) should cover the direct effects and any indirect, secondary, cumulative, transboundary, short-term, medium-term and long-term, permanent and temporary, positive and negative effects of the project. This description should take into account the environmental protection objectives established at Union or Member State level which are relevant to the project.

Description 5 (g)



2. A description of the reasonable alternatives (for example in terms of project design, technology, location, size and scale) studied by the developer, which are relevant to the proposed project and its specific characteristics, and an indication of the main reasons for selecting the chosen option, including a comparison of the environmental effects.

Description 2

3. A description of the relevant aspects of the current state of the environment (baseline scenario) and an outline of the likely evolution thereof without implementation of the project as far as natural changes from the baseline scenario can be assessed with reasonable effort on the basis of the availability of environmental information and scientific knowledge.

Description 3

4. A description of the factors specified in Article 3(4) likely to be significantly affected by the project: population, human health, biodiversity (for example fauna and flora), land (for example land take), soil (for example organic matter, erosion, compaction, sealing), water (for example hydromorphological changes, quantity and quality), air, climate (for example greenhouse gas emissions, impacts relevant to adaptation), material assets, cultural heritage, including architectural and archaeological aspects, and landscape.

Description 4

5. A description of the likely significant effects of the project on the environment resulting from, inter alia:
(a) the construction and existence of the project, including, where relevant, demolition works;

Description 5 (a)

(b) the use of natural resources, in particular land, soil, water and biodiversity, considering as far as possible the sustainable availability of these resources;

Description 5 (b)

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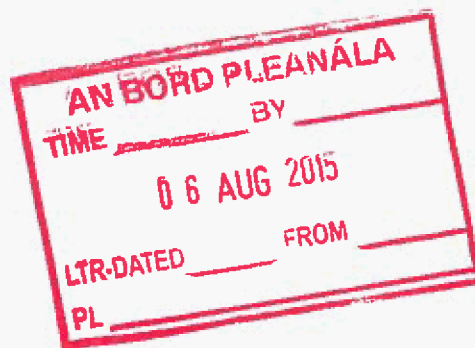
	(H) the possibility of effectively reducing the impact.	
	(I) the cumulation of the impact with the impact of other existing and/or approved projects;	

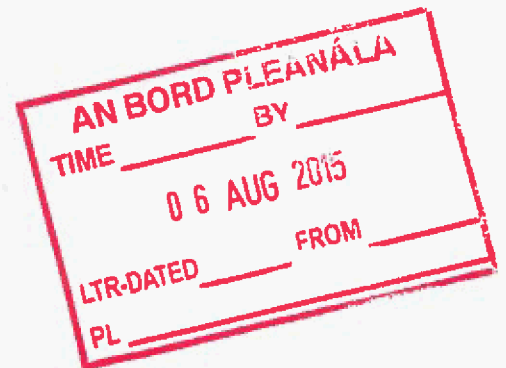
6. A description of the forecasting methods or evidence, used to identify and assess the significant effects on the environment, including details of difficulties (for example technical deficiencies or lack of knowledge) encountered compiling the required information and the main uncertainties involved.

Compliance

Description 6

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