

SECTION 131 FORM

Appeal NO: PL 19. 245044

Defer Re O/H ☐

TO:SEO

Having considered the contents of the submission dated/received 31/8/15
from

FPA I recommend that section 131 of the Planning and Development Act, 2000
be/not be invoked at this stage for the following reason(s): No new money

E.O.: J. Tan

Date: 3/9/15

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.: _____

Date: _____

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: _____

CORRESPONDENCE FORM

Appeal No: PL 19.245044

M _____

Please treat correspondence received on 31/8/15 - EPA as follows:
rep to SIS

1. Update database with new agent for Applicant/Appellant _____

2. Acknowledge with BP 23

3. Keep copy of Board's Letter ☐

1. RETURN TO SENDER with BP _____

2. Keep Envelope: ☐

3. Keep Copy of Board's letter ☐

Amendments/Comments

4. Attach to file

(a) R/S ☐

(b) GIS Processing ☐

(c) Processing ☐

(d) Screening ☐

(e) Inspectorate ☐

RETURN TO EO ☒

Plans Date Stamped ☐

Date Stamped Filled in ☐

EO: A. Tarran

AA: L. O'Neill

Date: 1/9/15

Date: 02/09/15

Brid Tiernan
Executive Officer
An Bord Pleanála
64 Marlborough St
Dublin 1



Regional Inspectorate, Inniscarra
County Cork, Ireland

Cigireacht Réigiúnach, Inis Cara
Contae Chorcaí, Éire

T: +353 21 487 5540

F: +353 21 487 5545

E: info@epa.ie

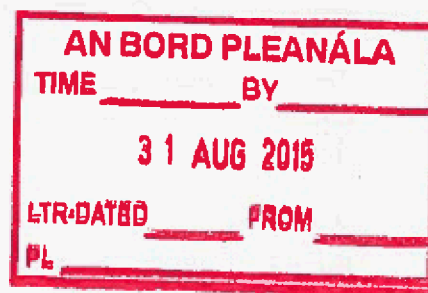
W: www.epa.ie

LoCall 1890 33 55 99

27th August 2015

Your Ref: PL 19.245044

PA Ref: 15/2



Appeal in relation to planning application for Rosderra Farms, Ardra, Bracknagh, Co. Offaly

Dear Ms Tiernan

I refer to your letter received 21st August 2015 requesting comments from the Agency on the Planning Application and EIS for the above referenced development. In accordance with Section 87(1F) of the EPA Acts 1992, as amended, the Agency makes the following observations.

Glanbia Farms Limited was issued an IPPC Licence (Register No: P0614-01) on the 21 November 2003 for the rearing of pigs, at Bracknagh Pig Unit, Ardra, Bracknagh, County Offaly. The licence was transferred to Rosderra Farms Limited on 12 January 2009 and was amended on 29 January 2009, 15 April 2013 and 16 December 2013. Details of this licence and the amendments made to the licence may be viewed on the Agency's website www.epa.ie. Please note that with the 2013 amendment of the EPA Act, the above activity is now an Industrial Emissions Directive (IED) activity under the Act and the licence was amended on the 16 December 2013 to incorporate the requirements of an IE Licence. The licence may need to be reviewed to accommodate the changes proposed in the planning application. The licensee has not yet applied to the Environmental Licensing Programme for a determination in this regard.

It is noted that the planning application was accompanied by an EIS. The EIS appears to address the key points in relation to the environmental aspects of the proposed activity which

relate to the matters that come within the functions of the Agency. It also appears to address the direct and indirect effects of the development on the aspects of the environment listed in Section 83(2A)(a) of the EPA Acts (please refer to the EU (Environmental Impact Assessment) (Integrated Pollution Prevention and Control) Regulations 2012 (S.I. No. 282 of 2012)).

As part of its consideration of any licence review application that may be received, the Agency shall ensure that before the revised licence is granted, the licence application will be made subject to an Environmental Impact Assessment as respects the matters that come within the functions of the Agency and in accordance with Section 83(2A) and Section 87(1G)(a) of the EPA Acts. In addition, consultation on the planning application, licence application and EIS will be carried out in accordance with Section 87 (1B) to (1H) of the EPA Acts.

If and when a licence review application is received by the Agency, all matters to do with emissions to the environment from the activities proposed, the licence application documentation and EIS will be considered and assessed by the Agency. Should the Agency decide to grant a revised licence in respect of the activity, as proposed, it will incorporate conditions that will ensure that appropriate National and EU standards are applied, and that Best Available Techniques (BAT) will be used in the carrying on of the activities.

Where the Agency is of the opinion that the activities, as proposed, cannot be carried on, or cannot be effectively regulated under a licence then the Agency cannot grant a licence for such an installation.

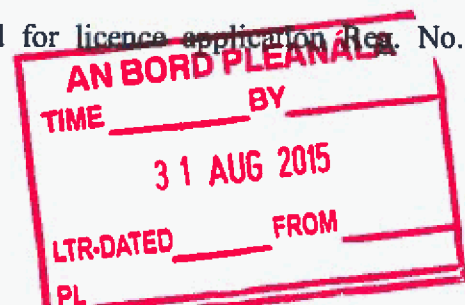
You are advised of the following documents:

- BAT Reference Documents on <http://eippcb.jrc.ec.europa.eu/reference/> including:
 - o BREF on Intensive Rearing of Poultry & Pigs
 - o BREF on Storage
 - o BREF on Energy Efficiency
- National legislation regarding emissions.

Please note that in accordance with section 87(1D)(d) of the EPA Acts, the Agency cannot issue a Proposed Determination on a licence application relating to the development above until a planning decision has been made. Please note that you will be requested to provide the documentation relating to the EIA you have carried out to the Agency under Section 173A(4) of the Planning and Development Acts 2000, as amended (please refer to the EU (Environmental Impact Assessment) (Integrated Pollution Prevention and Control) Regulations 2012 (S.I. No. 282 of 2012)).

With regard to the specific matters you raise in your letter, please note the following:

- In relation to slurry quantities, you are advised to refer to Table 1 and Table 6 of Schedule 2 of the European Union (Good Agricultural Practice for Protection of Waters) Regulations 2014 (SI 31 of 2014) which provides quantities (m³/week and kg/year of total nitrogen and total phosphorus) for a breeding unit and integrated unit (per sow place).
- An Appropriate Assessment was not completed for licence application Reg. No. P0614-01.



Yours sincerely,

Pamela McDonnell

Pamela McDonnell
Office of Climate, Licensing & Resource Use

For inspection purposes only.
Consent of copyright owner required for any other use.

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

For inspection purposes only.
Consent of copyright owner required for any other use.