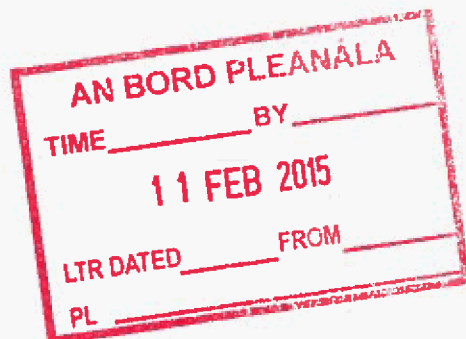


Aisling Matthews
Executive Officer
An Bord Pleanála
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Regional Inspectorate, Inniscarra
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09 February 2015

Your Ref: PI 08.244100 or 14/562

**Request for Observations with regard to EIA Screening for Planning Application for
Brandon Products Ltd, Kilcolman, Asdee, Co. Kerry**

Dear Ms. Matthews,

I refer to your letter received 30 January 2015 requesting comments from the Agency to assist An Bord Pleanála in its deliberations in determining whether an EIA is required for the above referenced development, in accordance with Section 173A(5) of the Planning and Development Act 2000, as amended. In accordance with Section 87(1G)(b) of the EPA Act 1992, as amended, the Agency makes the following observations.

An Industrial Emissions (IPPC) Licence application was made by Brandon Products Limited, Kilcolman, Asdee, Co. Kerry (Register No: P0957-01) on the 24 January 2012. Please note that with the 2013 amendment of the EPA Act, the proposed activity is an Industrial Emissions Directive (IED) activity under the Act and the application will therefore be processed under the IE licensing regime.

With regard to the matters that come within the functions of the Agency, the Agency notes that the activity to which the licence application relates is of the following type listed in Schedule 5 of the Planning and Development Regulations 2001:

Part 1:

6. Integrated chemical installations, i.e. those installations for the manufacture on an industrial scale of substances using chemical conversion processes, in which several units are juxtaposed and are functionally linked to one another and which are-

- (c) for the production of phosphorous, nitrogen or potassium based fertilisers (simple or compound fertilisers),

The Agency determined that an EIA was required for the activity and requested the applicant, under 87(1I)(b) of the EPA Act, to submit an EIS. This EIS was received on the 5th July 2013 and may be viewed at the following link:

http://www.epa.ie/licences/lic_eDMS/090151b28049c7d0.pdf.

As part of its consideration of the licence application, the Agency shall ensure that before the 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) of the EPA Acts. It should be noted that as the licence application addresses the stack proposed in the planning application referred to above, it will be included in the Agency's assessment.

Yours sincerely,

Pamela McDonnell

Pamela McDonnell

Office of Climate, Licensing & Resource Use

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AN BORD PLEANÁLA	
TIME _____	BY _____
11 FEB 2015	
LTR DATED _____	FROM _____
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