

Electronic copy

Mr. Eoin Hurst  
On behalf of Noel Lawler Sand & Gravel Limited



12 January 2022

Reg. No. W0310-01

**Re: Appropriate Assessment in respect of a licence application from Noel Lawler Sand & Gravel Limited in respect of the facility located at Portersize, Ballitore, Kildare, R14 P627**

Dear Sir or Madam,

I refer to your application for a licence application in respect of the facility located at Portersize, Ballitore, Kildare, R14 P627.

I am to advise you in accordance with Regulation 42(8)(a) of the European Communities (Birds and Natural Habitats) Regulations 2011 as amended, that the EPA has made a determination that an Appropriate Assessment is required as the project, individually or in combination with other plans or projects, is likely to have a significant effect on European sites. Notification of this determination is attached for your reference. The EPA acknowledges receipt of a Natura Impact Statement, submitted on 26/10/2021.

In carrying out an Appropriate Assessment the EPA shall take into account each of the matters specified in Regulation 42(12) of the European Communities (Birds and Habitats) Regulations 2011 as amended, where applicable.

The EPA shall publish a Notice for Public Consultation on Appropriate Assessment under Regulation 42 of the European Communities (Birds and Natural Habitats) Regulations 2011 as amended.

Submissions or observations on a licence application can be made to the Agency in relation to Appropriate Assessment as set out in the notice for public consultation.

The application and all associated correspondence including the notice for public consultation are available to view on the EPA website at [www.epa.ie](http://www.epa.ie). You are advised to refer to the website for information on the progress of the application.

If you have any further queries, please contact [licensing@epa.ie](mailto:licensing@epa.ie).

Yours faithfully,

Environmental Licensing Programme  
Office of Environmental Sustainability  
Tel: 053 – 9160600

## Appropriate Assessment Screening Determination

In accordance with Regulation 42(1) of the European Communities (Birds and Natural Habitats) Regulations 2011 as amended, the Agency has undertaken Appropriate Assessment screening to assess, in view of best scientific knowledge and the conservation objectives of the site, if the activities, individually or in combination with other plans or projects is likely to have a significant effect on European Sites. In this context, particular attention was paid to the European Sites listed below.

### Consent Details:

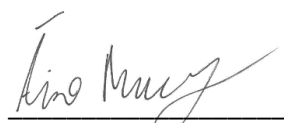
<b>Reg. No.</b>	W0310-01
<b>Applicant Name:</b>	Noel Lawler Sand & Gravel Limited
<b>Type of Consent Sought:</b>	Waste Licence
<b>Location of Facility:</b>	Portersize, Ballitore, Kildare, R14 P627
<b>Licence Application Date:</b>	22 October 2021
<b>European Sites Assessed:</b>	Slaney River Valley SAC (Site Code: 000781)
	River Barrow and River Nore SAC (Site Code: 002162)
	Holdenstown Bog SAC (Site Code: 001757)
	Wicklow Mountains SAC (Site Code: 002122)
<b>Date of AA Screening Determination:</b>	12 January 2022

### AA Screening Determination:

That the activities are not directly connected with or necessary to the management of any European site and that it cannot be excluded, on the basis of objective information, that the activities, individually or in combination with other plans or projects, will have a significant effect on any European site and accordingly determined that an Appropriate Assessment of the activities are required, and for this reason determined to require the applicant to submit a Natura Impact Statement.

The reasons for which the Agency determined that an Appropriate Assessment of the activities is required are as follows:

- The activities have the potential to cause deterioration in water quality downstream.
- The distance from the facility to the European Sites and their qualifying interests.



Áine Murphy

Office of Environmental Sustainability

Date: 12/01/2022