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27 January 2022

Reg No H0035-01

Re: Historic Landfill Certificate of Authorisation Application by Clare County Council in respect of a closed landfill at Whitegate Landfill, Bargarriff, Whitegate, County Clare.

Dear Mr Brodie

We refer to the above referenced application for a certificate of authorisation in relation to the Whitegate Landfill.

We are to advise you in accordance with Regulation 42(8)(a) of the European Communities (Birds and Natural Habitats) Regulations 2011 as amended, that the Agency 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.

In carrying out an Appropriate Assessment the Agency 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 application and associated correspondence, including acknowledgements, notifications and general correspondence are available to view on the Agency 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.

Please direct any further correspondence in relation to this matter to Historic Landfill Applications, Circular Economy Programme, Office of Environmental Sustainability, Environmental Protection Agency, Headquarters, P.O. Box 3000, Johnstown Castle Estate, County Wexford, quoting the Register Number H0035-01.

Yours sincerely  
Circular Economy Programme  
Office of Environmental Sustainability

Encl

## 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 activity, 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>	H0035-01
<b>Applicant Name:</b>	Clare County Council
<b>Type of Consent Sought:</b>	Certificate of Authorisation
<b>Location of Facility:</b>	Whitegate Landfill, Bargarriff, Whitegate County Clare
<b>Certificate of Authorisation Application Date:</b>	27 <sup>th</sup> August 2021
<b>European Sites assessed:</b>	Slieve Aughty Mountains SPA (site code: 004168)
	Lough Derg (Shannon) SPA (site code: 004058)
	Lough Derg, North-east Shore SAC (site code: 002241)
<b>Date of AA Screening Determination:</b>	27 <sup>th</sup> January 2022

### AA Screening Determination:

That the activity is 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 activity, 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 activity is required. The reasons for this determination are as follows:

- The landfill site is located adjacent to the Slieve Aughty Mountains SPA (site code: 004168).
- There is a hydrological connection between the closed landfill and the Lough Derg (Shannon) SPA (site code: 004058), via the land drain along the northern site boundary which discharges into the Whitegate river (waterbody code: IE\_SH\_25D100200, segment code: 25\_710). The Whitegate river forms part of the Lough Derg (Shannon) SPA.
- There is a hydrological connection between the closed landfill and the Lough Derg, North-east Shore SAC (site code: 002241), via the land drain along the northern site boundary which discharges into the Whitegate river (waterbody code: IE\_SH\_25D100200, segment code: 25\_710). The Whitegate river flows into the Alewnaghta Lough (segment code: 25\_189), and onwards into the Derrainy river (waterbody code: IE\_SH\_25D100200, segment code: 25\_450) which flows into Lough Derg (segment code: 25\_191a) where the Lough Derg, North-east Shore SAC is located.



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Ewa Babiarczyk

Office of Environmental Sustainability

Date: 27<sup>th</sup> January 2022