

**From:** [Bryan Ward](#)  
**To:** [Jonathan Gauntlett](#)  
**Cc:** [Mary Conway](#)  
**Subject:** FW: Request for confirmation that an EIAR/EIS was not required - Amazon Data Services Ireland Limited  
**Date:** Wednesday 22 June 2022 19:26:01  
**Attachments:** [image001.png](#)

---

Hi Jonathan,

Further to your query below, it is noted that 'There was no EIAR/EIS report submitted with the application to DCC, and the application was determined without an Applicants EIA'. The planning reports for plan ref. 3534/11, 2688/13 & 2979/13 do not contain specific reference to environmental impact assessment screening, environmental impact statement(s) or environmental impact assessment report(s). The application for a container compound and 4 no. prefabricated metal containers submitted under plan ref. 3400/19 did contain an environmental impact assessment screening report. However, it is noted that section 4.2 of the screening report 'Culmination with Existing and/or Approved Developments' does not refer to the site specific planning permissions listed in Table 2 including plan ref(s). 3534/11, 2688/13 & 2979/13.

Taking the above into account, the planning authority has reservations about issuing a letter confirming in writing that an environmental impact assessment was not required by or under the Act of 2000. It is recommended that the applicant engage independent planning and/or legal consultants to provide advice setting out how the planning authority could issue a letter confirming in writing that an environmental impact assessment was not required by or under the provisions of the Planning and Development Act 2000 (as amended).

In this context, it is noted that S.177C.(2) of the Planning and Development Act 2000 (as amended) indicates that an application for substitute consent may be submitted for development that has been carried out where an environmental impact assessment or a determination as to whether an environmental impact assessment was or is required.

Regards

Bryan

**Bryan Ward | Senior Planner | Development Management**  
**Dublin City Council, Block 4, Floor 3, Civic Offices, Dublin 8, Ireland**  
**T +353 1 2226169 | F +353 1 222 2830 | [E bryan.ward@dublincity.ie](mailto:bryan.ward@dublincity.ie) | [www.dublincity.ie](http://www.dublincity.ie)**

---

**From:** Mary Conway <mary.conway@dublincity.ie>  
**Sent:** Wednesday 15 June 2022 11:35  
**To:** Bryan Ward <bryan.ward@dublincity.ie>  
**Subject:** FW: Request for confirmation that an EIAR/EIS was not required - Amazon Data Services Ireland Limited

As discussed

Mary

---

**From:** Jonathan Gauntlett <[jonathan.gauntlett@awnconsulting.com](mailto:jonathan.gauntlett@awnconsulting.com)>  
**Sent:** Monday 13 June 2022 10:53  
**To:** Mary Conway <[mary.conway@dublincity.ie](mailto:mary.conway@dublincity.ie)>  
**Cc:** Elaine Neary <[elaine.neary@awnconsulting.com](mailto:elaine.neary@awnconsulting.com)>  
**Subject:** RE: Request for confirmation that an EIAR/EIS was not required - Amazon Data Services Ireland Limited

Hi Mary, thanks for taking my call.,

As discussed, AWN Consulting our working on behalf of Amazon Data Services Ireland Limited in respect of a data centre installation located at Clonshaugh Business and Technology Park, Dublin, Dublin, D17 V303. Amazon have submitted an IED Licence Application to the EPA for this facility.

The EPA will not validate the Licence Application until we address the following:

*“We note that the activity in respect of which a licence is sought by you is one that prima facie involves development in respect of which a grant of planning permission is required. You have failed to provide the following information:*

- *A copy of confirmation in writing from the planning authority that an Environmental Impact Assessment (EIAR)/Environmental Impact Assessment (EIS) is not required, as required by Section 87(1B) of the EPA Act 1992, as amended”*

The relevant Section 87(1B) of the EPA Act 1992 states:

- (1B) Where an application for a licence is made to the Agency in respect of an activity that involves development or proposed development for which a grant of permission is required the applicant shall furnish to the Agency—
- (b) a copy of a grant of permission comprising or for the purposes of the activity to which the application for the licence relates that was issued by the planning authority concerned or An Bord Pleanála and in that case shall also furnish to the Agency either—
- (i) where the planning authority or An Bord Pleanála, accepted or required the submission of an environmental impact assessment report in relation to the application for permission, a copy of the environmental impact assessment report, or
- (ii) confirmation in writing from the planning authority or An Bord Pleanála that an environmental impact assessment was not required by or under the Act of 2000.

The Installation received Final Grant of planning permission from Dublin County Council (DCC) under the separate applications listed below:

- DCC Reg. Ref.: 3534/11 final grant of permission on 2 April 2012
- DCC Reg. Ref.: 2688/13 final grant of permission on 19 August 2013
- DCC Reg. Ref.: 2979/13 final grant of permission on 24 October 2013).
- DCC Reg. Ref 3400/19 final grant of permission on 7 October 2019

We have furnished the Agency with the grant of Planning for this site.



**To:** Diarmuid Murphy <[diarmuid.murphy@dublincity.ie](mailto:diarmuid.murphy@dublincity.ie)>

**Cc:** Jonathan Gauntlett <[jonathan.gauntlett@awnconsulting.com](mailto:jonathan.gauntlett@awnconsulting.com)>

**Subject:** RE: Request for confirmation in writing that an EIAR/EIS was not required to support various planning applications

Good morning Mr. Murphy,

I am just following up on my email below. I would be grateful if you could confirm if you able to assist us with this requirement?

Kind regards,

Elaine

---

**From:** Elaine Neary

**Sent:** Friday 27 May 2022 12:58

**To:** [diarmuid.murphy@dublincity.ie](mailto:diarmuid.murphy@dublincity.ie)

**Subject:** Request for confirmation in writing that an EIAR/EIS was not required to support various planning applications

Dear Mr. Murphy,

AWN Consulting our working on behalf of Amazon Data Services Ireland Limited in respect of a data centre installation located at Clonsaugh Business and Technology Park, Dublin, Dublin, D17 V303. Amazon have submitted an IED Licence Application to the EPA for this facility. The EPA will not validate the Licence Application until we address the following:

We note that the activity in respect of which a licence is sought by you is one that *prima facie* involves development in respect of which a grant of planning permission is required. You have failed to provide the following information:

- A copy of confirmation in writing from the **planning authority** that an Environmental Impact Assessment (EIAR)/Environmental Impact Assessment (EIS) is not required, as required by Section 87(1B) of the EPA Act 1992, as amended

The Installation received Final Grant of planning permission from Dublin County Council (DCC) under the separate applications listed below:

- **DCC Reg. Ref.: 3534/11** final grant of permission on 2 April 2012
- **DCC Reg. Ref.: 2688/13** final grant of permission on 19 August 2013
- **DCC Reg. Ref.: 2979/13** final grant of permission on 24 October 2013).
- **DCC Reg. Ref 3400/19** final grant of permission on 7 October 2019

There was no EIAR/EIS required to support any of the planning applications for the site.

To address the EPA's requirement and allow them to validate our clients Licence Application, I would be very grateful if you could provide the necessary written confirmation from Dublin City Council that an Environmental Impact Assessment (EIAR)/Environmental Impact Assessment (EIS) is not required for the site.

I realise you are probably very busy. If you are unavailable to provide this written confirmation, I would appreciate if you could refer me to one your colleagues that might be able to assist.

Also, if you require additional information, please do not hesitate to ask.

Regards,

Elaine

**ELAINE NEARY**

**Associate**

**Chartered Waste Manager**

*We value our people and are actively working to improve Work/Life balance. As such, whilst it suits me to send this email now, I do not anticipate a response or action outside of normal working hours.*



AWN Consulting  
The Tecpro Building  
IDA Business and Technology Park  
Clonshaugh  
Dublin 17

**e:** [elaine.neary@awnconsulting.com](mailto:elaine.neary@awnconsulting.com)  
**m:** +353.87.205.1814  
**t:** +353.1.847.4220  
**f:** +353.1.847.4257  
**w:** [www.awnconsulting.com](http://www.awnconsulting.com)

[View my LinkedIn profile](#)

**Please consider the environment before printing this email.**

"This communication contains information which is confidential, and is for the exclusive use of the addressee(s). If you are not a named addressee please contact the sender immediately, and delete the communication from your system. Any views or opinions presented are solely those of the author and do not necessarily represent AWN Consulting Limited unless specifically stated."

AWN Consulting Limited registered in Ireland No. 319812

**Smaoinigh ar an timpeallacht sula ndéanann tú an ríomhphost seo a phriontáil. Please consider the Environment before printing this mail.**