

From: [EIAPanning](#)
To: [Peter Keegan](#)
Subject: Scoping Opinion under Regulation 17C & 17D of the European Union (Waste Water Discharge) Regulations 2007 to 2020, EPA Ref: 2538
Date: Tuesday 1 November 2022 14:26:45
Attachments: [Bandon EIAR Scoping Report request.pdf](#)

[Scoping Consultation under Regulation 17D of the European Union \(Waste Water Discharge\) Regulations 2007 to 2020 - Reference no. 2358.msg](#)
[RE Scoping Consultation under Regulation 17D of the European Union \(Waste Water Discharge\) Regulations 2007 to 2020 - Reference no. 2358.msg](#)

Scoping Opinion under Regulation 17C & 17D of the European Union (Waste Water Discharge) Regulations 2007 to 2020
EPA Ref: 2538

Dear Mr Keegan,

I refer to the request for a Scoping Opinion on the scope and level of detail to be included in an EIAR for Bandon Waste Water Treatment Plant & Agglomeration, received by the Agency on 12th September 2022.

In accordance with the requirements of Regulation 17C & 17D of the European Union (Waste Water Discharge) Regulations 2007 to 2020 (hereafter referred to as WWD Regulations), the Agency has consulted with the relevant prescribed bodies under Regulation 21(1) of the above referenced Regulations. I attach copies of the responses received from Inland Fisheries Ireland and the Sea Fisheries Protection Authority. The remainder of the prescribed bodies have not provided a response within the timeframe set out.

Please note that under the WWD Regulations, the Agency shall have regard to the matters mentioned in an Environmental Impact Assessment Report (EIAR) in respect of a development only in so far as they relate to the risk of environmental pollution of the receiving waters from the waste water discharge concerned.

In relation to the information in paragraph 2 of Schedule 6 to the Planning and Development Regulations of 2001, as amended, and having regard to the specific characteristics of the project, including location and technical capacity, and likely impact on the environment, the Agency is of the opinion that the scope and level of detail to be included in the EIAR should as a minimum:

- (i) identify, describe and assess in an appropriate manner, in light of each individual case, the direct and indirect significant effects of a project on each of the factors listed in Article 3 of Directive 2011/92/EU as amended by Directive 2014/52/EU *on the assessment of the effects of certain public and private projects on the environment* (EIA Directive). It is important to note that the environmental factors themselves cannot be scoped out and must feature in the EIAR. Only subtopics and headings related to each factor can be scoped in or out. Each environmental factor

should be clearly covered by one or more specific section headings in the EIAR. If scoping determines that no likely significant issues arise under any heading, then an explanatory text should be included;

- (ii) address the matters raised in the responses received from the bodies detailed above;
- (iii) address the requirements of Regulation 17A of the WWD regulations.
- (iv) address compliance with the requirements of the Urban Waste Water Treatment Directive and Water Framework Directive including the programme of measures;
- (v) include an assessment of all discharges from the wastewater works (primary, storm water overflow and emergency overflows) including a cumulative assessment that demonstrates that the project aims to achieve the Water Framework Directive environmental objectives for the receiving waters including objectives and standards for associated protected areas;
- (vi) address monitoring of waste water discharges and the receiving water;
- (vii) have regard to the EPA's *Guidelines on the information to be contained in Environmental Impact Assessment Reports*, which are available at the following link: <https://www.epa.ie/publications/monitoring--assessment/assessment/guidelines-on-the-information-to-be-contained-in-environmental-impact-assessment-reports-eiar.php>.
- (viii) have regard to the relevant topics contained in the EPA's *Advice Notes on Current Practice (in the preparation of Environmental Impact Statements)* September 2003;
- (ix) satisfy the requirements of the EIA Directive.

If you require any further information in relation to this matter, please contact the undersigned.

For all further queries and correspondence relating to planning and EIA matters, please contact eiaplanning@epa.ie

Yours faithfully,
Environmental Licensing Programme

Environmental Licencing Programme
Office of Environmental Sustainability
An Clár um Cheadúnú Comhshaoil
Oifig um Inbhuanaitheacht Chomhshaoil



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From: Peter Keegan <pkeegan@water.ie>
Sent: Monday 12 September 2022 13:06
To: EIAPanning <eiaplanning@epa.ie>
Cc: Licensing Staff <licensing@epa.ie>
Subject: RE: WWDA - EIAR scoping request

Good Afternoon,

In accordance with Regulation 17C of the European Union (Waste Water Discharge) Regulations 2007 to 2020, Please find attached request for the Agency to provide its' opinion in writing on the scope and level of detail of the information required to be included in the EIAR for the Bandon Agglomeration.

Kind regards

Peter Keegan
Environmental Licensing Specialist

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Thank you for your attention.

Tá an fhaisnéis á seachadadh dírithe ar an duine nó ar an eintiteas chuig a bhfuil sí seolta amháin agus féadfar ábhar faoi rún, faoi phribhléid nó ábhar atá íogair ó thaobh tráchtála de a bheith mar chuid de. Tá aon athsheachadadh nó scaipeadh den fhaisnéis, aon athbhreithniú ar nó aon úsáid eile a bhaint as, nó aon ghníomh a dhéantar ag brath ar an bhfaisnéis seo ag daoine nó ag eintitis nach dóibh siúd an fhaisnéis seo, toirimisce the agus féadfar é a bheith neamhdhleathach. Níl Uisce Éireann faoi dhliteanas maidir le seachadadh iomlán agus ceart na faisnéise sa chumarsáid seo nó maidir le haon mhoill a bhaineann léi. Ní ghlacann Uisce Éireann le haon dliteanas faoi ghnímh nó faoi iarmhairtí bunaithe ar úsáid thoirmiscithe na faisnéise seo. Níl Uisce Éireann faoi dhliteanas maidir le seachadadh ceart agus iomlán na faisnéise sa chumarsáid seo nó maidir le haon mhoill a bhaineann léi. Má fuair tú an teachtaireacht seo in earráid, más é do thoil é, déan teagmháil leis an seoltóir agus scríos an t-ábhar ó gach aon ríomhaire. Féadfar ríomhphost a bheith soghabhálach i leith truaillithe, idircheaptha agus i leith leasaithe neamhúdraithe. Ní ghlacann Uisce Éireann le haon fhreagracht as athruithe nó as idircheapadh a rinneadh ar an ríomhphost seo i ndiaidh é a sheoladh nó as aon dochar do chórais na bhfaighteoírí déanta ag an teachtaireacht seo nó ag a ceangaltáin. Más é do thoil é, tabhair faoi deara chomh maith go bhféadfar monatóireacht a dhéanamh ar theachtairachtaí chuig nó ó Uisce Éireann chun comhlíonadh le polasaithe agus le caighdeáin Uisce Éireann a chinntiú agus chun ár ngnó a chosaint. Fochuideachta gníomhaíochta de chuid Ervia is ea Uisce Éireann atá faoi theorainn scaireanna, de bhun fhorálacha an tAcht um Sheirbhísí Uisce 2013, a bhfuil a bpríomh ionad gnó ag 24-26 Teach Colvill, Sráid na Talbóide, BÁC 1.

Go raibh maith agat as d'aird a thabhairt.