

Electronic copy

Mr. Paraic Fay
On behalf of Mr. Kevin Keenan



05 October 2023

Reg. No. P1167-01

Re: Appropriate Assessment in respect of a licence application from Mr. Kevin Keenan in respect of the installation located at Lennaght, Knockatalan, Scotstown, County Monaghan.

Dear Mr. Fay,

I refer to your application for a licence application in respect of the installation located at Lennaght, Knockatalan, Scotstown, County Monaghan.

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 a European site(s). Notification of this determination is attached for your reference. The EPA acknowledges receipt of a Natura Impact Statement, submitted on 22 February 2022. This determination supersedes the previous Appropriate Assessment screening determination issued on 15 February 2022 which did not include reasons why the screening determination was made.

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. 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.

Yours faithfully,
Philip Stack
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 activity, individually or in combination with other plans or projects is likely to have a significant effect on a European Sites. In this context, particular attention was paid to the European Sites listed below.

Consent Details:

Reg. No.	P1167-01
Applicant Name:	Mr. Kevin Keenan
Type of Consent Sought:	IEL
Location of installation:	Lennaght, Knockatalan, Scotstown, County Monaghan
Licence Application Date:	29 November 2021
European Sites assessed:	Slieve Beagh SPA (Site Code: 004167)
	Slieve Beagh-Mullaghfad – Lisnakea SPA (Site Code: UK9020302)
	Slieve Beagh SAC (Site Code: UK0016622)
	Magheraveely Marl Loughs SAC (Site Code: UK0016621)
	Kilrooskey lough Cluster SAC (Site Code: 001786)
	Upper Lough Erne SPA (Site Code: UK9020071)
	Upper Lough Erne SAC (Site Code: UK0016614)
Date of AA Screening Determination:	05 October 2023

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, **and for this reason determined to require the applicant to submit a Natura Impact Statement.**

This determination has been made in light of the following reasons:

- Air emissions of ammonia (and associated nitrogen deposition) from the installation have the potential for effects on qualifying interest habitats and species in the European Sites listed above due to their proximity to the installation.

- Regard has been had to the EPA's Licence Application Guidance (Assessment of the Impact of Ammonia and Nitrogen on Natura 2000 Sites from Intensive Agriculture Installations, Version 2, March 2023) and the online screening tool SCAIL Agriculture (<http://www.scail.ceh.ac.uk>) as part of this Appropriate Assessment Screening Determination.
- There are potential surface water pathways connecting the installation to European sites, therefore, there is potential for adverse impact of emissions to water and their consequential potential impact on sensitive receptors cannot be ruled out at European sites.

Information in relation to European Sites is available on www.npws.ie.

Documents relating to the licence application are available on the Agency's website at www.epa.ie

Philip Stack
Office of Environmental Sustainability

Date: 05 October 2023