



An
Bord
Pleanála

Application Form for Permission / Approval in respect of a Strategic Infrastructure Development

1.

Please specify the statutory provision under which your application is being made:	Section 37E of the Planning and Development Act 2000 (as amended)
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2. **Applicant:**

Name of Applicant:	Laurclavagh Ltd
Address:	Lissarda Business Park, Lissarda, Co. Cork
Telephone No:	+ 353 21 733 6034
Email Address (if any):	info@enercoenergy.ie

3. Where Applicant is a company (registered under the Companies Acts):

Name(s) of company director(s):	Michael Murnane Andrew Clements
Registered Address (of company)	Lissarda Business Park, Lissarda, Co. Cork
Company Registration No.	703145
Telephone No.	+ 353 21 733 6034
Email Address (if any)	info@enercoenergy.ie

4. Person / Agent acting on behalf of the Applicant (if any):

Name:	John Willoughby (MKO)
Address:	MKO, Tuam Road, Galway H91 VW84
Telephone No.	091735611
Mobile No. (if any)	N/A
Email address (if any)	jwilloughby@mkoireland.ie

Should all correspondence be sent to the above address? (Please tick appropriate box)

(Please note that if the answer is “No”, all correspondence will be sent to the Applicant’s address)

Yes: [] No:[]

Contact Name and Contact Details (Phone number) for arranging entry on site if required / appropriate:

John Willoughby

MKO, Tuam Road, Galway

091 735611

5. Person responsible for preparation of Drawings and Plans:

Name:	<ol style="list-style-type: none">1. Joseph O’Brien2. Michael Gill3. Alan Lipscombe
Firm / Company:	<ol style="list-style-type: none">1. MKO2. Hydro Environmental Services Ltd3. Alan Lipscombe Traffic and Transport Consultants Ltd.
Address:	<ol style="list-style-type: none">1. MKO, Tuam Road, Galway H91 VW842. 22 Lower Main Street, Dungarvan, Co. Waterford.3. Claran, Headford, Co. Galway.
Telephone No:	<ol style="list-style-type: none">1. 0917356112. 058441223. 09334777
Mobile No:	N/A
Email Address (if any):	<ol style="list-style-type: none">2. jobrien@mkoireland.ie3. michael@hydroenvironmental.ie3. info@alipscombetraffic.ie
Details all plans / drawings submitted – title of drawings / plans, scale and no. of copies submitted. This can be submitted as a separate schedule with the application form.	

Please refer to the Appendix 1 for full details of all accompanying plans/drawings. 2 no. hard copies and 8 no. electronic copies of drawings have been provided.

6. Site:

<p>Site Address / Location of the Proposed Development (as may best identify the land or structure in question)</p>	<p>The Site of the Proposed Development is in northwest Galway, approximately 8km southwest of Tuam and 10km north of Claregalway.</p> <p>The Site of the Proposed Development is located in the townlands of Laurclavagh, Cahermorris, Cluidrevagh, Kilcurriv Eighter, Bunnahevelly More, Pollacossaun Eighter, Pollacossaun Oughter, Kilcurrivard, Ballynacreg North.</p>
<p>Ordnance Survey Map Ref No. (and the Grid Reference where available)</p>	<p><u>OS Map References:</u> OS1222, OS1224, OS1422, OS1424.</p> <p><u>Grid References:</u> 2878, 2879, 2880, 2881, 2947, 2948, 2949, 2950, 3017, 3018, 3019, 3020, 3085, 3086, 3087, 3088.</p> <p><u>Grid Reference (ITM):</u> ITM: - 536859.247, 743774.4365</p>
<p>Where available, please provide the application site boundary, as shown in the submitted plans / drawings, as an ESRI shapefile in the Irish Transverse Mercator (ITM IRENET95) co-ordinate reference system. Alternatively, a CAD file in .dwg format, with all geometry referenced to ITM, may be provided.</p>	
<p>Area of site to which the application relates in hectares</p>	<p>308 ha</p>
<p>Site zoning in current Development Plan for the area:</p>	<p>The site is zoned 'Generally to be Discouraged' for wind energy development in the Galway Renewable Energy Strategy. (Refer to planning report Section 6.4)</p>
<p>Existing use of the site & proposed use of the site:</p>	<p>Existing –Agriculture</p> <p>Proposed – Commercial Wind Farm, Agriculture.</p>

Name of the Planning Authority(s) in whose functional area the site is situated:	Galway County Council
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7. Legal Interest of Applicant in respect of the site the subject of the application:

Please tick appropriate box to show applicant's legal interest in the land or structure:	Owner	Occupier
	Other ✓	

Where legal interest is "Other", please expand further on your interest in the land or structure.

The Applicant has obtained consent from the relevant landowners - please refer to information below. Signed consents are enclosed with the cover letter provided separately.

If you are not the legal owner, please state the name and address of the owner and supply a letter from the owner of consent to make the application as listed in the accompanying documentation.

Landowner	Address
Mary Forde	Cahermorris, Corrandulla, Co. Galway
Mary & Michael Higgins	Kilcurriff, Tuam, Co. Galway
Patrick, Michael & Laurence Forde	Cahermorris, Corrandulla, Co. Galway
Catherine Fahy	Ballinacregg North, Cummer, Tuam, Co. Galway
Thomas Farrell	Cluide, Corrandulla, Co. Galway
Damien Hoade	Kilcurriv, Tuam, Co. Galway
Michael Daniels	Glenrevagh, Corrandulla, Co. Galway
Ulick Egan	Rusheens, Tuam, Co. Galway
Mary & Sean O'Brien	Carheens, Belclare, Tuam, Co. Galway
Padraig Higgins	Caherlea, Cummer, Tuam, Co. Galway
John Shaughnessy	Cluidrevagh, Corrandulla, Co. Galway
Una Greaney	Glenaneenagh, Cummer, Tuam, Co. Galway
Martin Kirwan	Kilcurriff, Cummer, Tuam, Co. Galway
Michael & Rita Conneely	Manusflynn, Belclare, Tuam, Co. Galway
Catherine Farragher	Glenrevagh, Corrandulla, Co. Galway
Patrick Burke	Cluide, Corrandulla, Co. Galway
Dolly & Patrick Connolly	Clough, Cummer, Tuam, Co. Galway
Brian Cooley	Kilcurriv, Cummer, Tuam, Co. Galway
Mary and Michael Burke	Cluide, Corrandulla, Co. Galway
Gerard Keane	Cluide, Corrandulla, Co. Galway
Jim Mahon	Kilcurriff, Cummer, Tuam, Co. Galway
Martin Costello	Cluide, Corrandulla, Co. Galway

Does the applicant own or have a beneficial interest in adjoining, abutting or adjacent lands? If so, identify the lands and state the interest.

No – please refer to MKO drawing 210627 – 02 with landowner boundaries shown in blue.

8. Site History:

Details regarding site history (if known):

Has the site in question ever, to your knowledge, been flooded?

Yes: [] No: []

If yes, please give details e.g. year, extent:

Are you aware of previous uses of the site e.g. dumping or quarrying?

Yes: [] No: []

If yes, please give details:

Are you aware of any valid planning applications previously made in respect of this land / structure?

Yes: [] No: []

If yes, please state planning register reference number(s) of same if known and details of applications

Reg. Ref. No:	Nature of Proposed Development	Nature of Final Decision of Application Grant of Refusal by Planning Authority / An Bord Pleanála
Pl. Ref. 065837	for the construction of a 5 bay double horse stable, dung stay and concrete apron - Gross floor area 439.94 sqm	Granted Permission by Galway County Council subject to 7 No. conditions
Pl. Ref. 12822	to construct an extension to existing horse stable area 66sqm; also permission for general purpose agricultural shed area 450sqm	Granted Permission by Galway County Council subject to 4 No. conditions

Pl. Ref. 201188	for the construction of a single storey dwelling house and garage with on-site sewerage treatment works and all other site services. Gross floor space of proposed works: 60 sqm	Granted Permission by Galway County Council subject to 14 No. conditions
Pl. Ref. 21693	the development will consist of [1] permission to construct a new sewage treatment system and percolation area to rear of existing dwellinghouse [2] decommissioning of existing septic tank and [3] All associated site work and services.	Granted Permission by Galway County Council subject to 3 No. conditions
<p>If a valid planning application has been made in respect of this land or structure in the 6 months prior to the submission of this application, then any required site notice must be on a yellow background in accordance with Article 19(4) of the Planning and Development regulations 2001 as amended.</p>		
<p>Is the site of the proposal subject to a current appeal to An Bord Pleanála in respect of a similar development?</p>		
<p>Yes: [<input type="checkbox"/>] No:[<input checked="" type="checkbox"/>]</p> <p>If yes please specify</p> <p>An Bord Pleanála Reference No.: <u> N/A </u></p>		

9. Description of the Proposed Development:

Brief description of nature and extent of development	<p><i>The proposed development will consist of the provision of the following:</i></p> <ul style="list-style-type: none"> <i>(i) 8 no. wind turbines with an overall turbine tip height of 185 metres; a rotor blade diameter of 163 metres; and hub height of 103.5 metres, and associated foundations, hard-standing and assembly areas;</i> <i>(ii) A thirty-year operational life of the wind farm from the date of full commissioning of the wind farm and subsequent decommissioning;</i> <i>(iii) Underground electrical cabling (33kV) and communications cabling;</i> <i>(iv) A temporary construction compound;</i> <i>(v) A temporary security cabin;</i> <i>(vi) A meteorological mast with a height of 30 metres and associated foundation and hard-standing area;</i> <i>(vii) A new gated site entrance on the L61461;</i> <i>(viii) Junction accommodation works and a new temporary access road off the N83 to the L61461, to facilitate turbine delivery and construction access to the site;</i> <i>(ix) Upgrade of existing site tracks/ roads and provision of new site access roads, junctions and hardstand areas.</i> <i>(x) Upgrade of the existing L61461;</i> <i>(xi) Spoil Management;</i> <i>(xii) Site Drainage;</i> <i>(xiii) Tree and hedgerow removal;</i> <i>(xiv) Biodiversity Enhancement measures (including the planting of natural woodland, hedgerows and species rich grassland for new habitat);</i> <i>(xv) Operational stage site signage; and</i> <i>(xvi) All ancillary works and apparatus.</i> <p><i>A ten-year planning permission is sought.</i></p>
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10. In the case of mixed development (e.g. residential, commercial, industrial, etc), please provide breakdown of the different classes of development and a breakdown of the gross floor area of each class of development:

Class of Development:	Gross Floor Area in m ²
	N/A
	N/A
	N/A
	N/A

11. Where the application relates to a building or buildings:

Gross floor space of any existing buildings(s) in m ²	N/A								
Gross floor space of proposed works in m ²	<table border="1"> <thead> <tr> <th>Building</th> <th>Gross Floor Space</th> </tr> </thead> <tbody> <tr> <td>Temporary Staff offices/facilities</td> <td>40.5sq. m x 4 = 162 sq. m</td> </tr> <tr> <td>Permanent Security Cabin</td> <td>18 sq. m</td> </tr> <tr> <td>Total</td> <td>180 sq. m</td> </tr> </tbody> </table>	Building	Gross Floor Space	Temporary Staff offices/facilities	40.5sq. m x 4 = 162 sq. m	Permanent Security Cabin	18 sq. m	Total	180 sq. m
Building	Gross Floor Space								
Temporary Staff offices/facilities	40.5sq. m x 4 = 162 sq. m								
Permanent Security Cabin	18 sq. m								
Total	180 sq. m								
Gross floor space of work to be retained in m ² (if appropriate)	N/A								
Gross floor space of any demolition in m ² (if appropriate)	N/A								

12. In the case of residential development please provide breakdown of residential mix:

Number of	Studio	1 Bed	2 Bed	3 Bed	4 Bed	4 + Bed	Total
Houses	N/A	N/A	N/A	N/A	N/A	N/A	N/A
Apartments	N/A	N/A	N/A	N/A	N/A	N/A	N/A
Number of car-parking spaces to be provided		Existing:	Proposed:			Total: N/A	

13. Social Housing:

Please tick appropriate box:	Yes	No
<i>Is the application an application for permission for development to which Part V of the Planning and Development Act 2000 applies?</i>		✓

If the answer to the above question is “yes” and the development is not exempt (see below), you must provide, as part of your application, details as to how you propose to comply with section 96 of Part V of the Act.

If the answer to the above question is “yes” but you consider the development to be exempt by virtue of section 97 of the Planning and Development Act 2000, a copy of the Certificate of Exemption under section 97 must be submitted (or, where an application for a certificate of exemption has been made but has not yet been decided, a copy of the application should be submitted).

If the answer to the above question is “no” by virtue of section 96 (13) of the Planning and Development Act 2000, details indicating the basis on which section 96 (13) is considered to apply to the development should be submitted.

14. Where the application refers to a material change of use of any land or structure or the retention of such a material change of use:

Existing use (or previous use where retention permission is sought)
The existing use within the subject site is agricultural.
Proposed use (or use it is proposed to retain)
Renewable energy development and agriculture.
Nature and extent of any such proposed use (or use it is proposed to retain).
The development of a renewable energy development including associated works, as described in section 9 of this Form.

15. Development Details:

Please tick appropriate box:	If answer is yes please give details	YES	NO
Does the proposed development involve the demolition of a Protected Structure(s), in whole or in part?			✓
Does the proposed development consist of work to a protected structure and / or its curtilage or proposed protected structure and / or its curtilage?			✓

Does the proposed development consist of work to the exterior of a structure which is located within an architectural conservation area (ACA)?		✓
Does the application relate to development which affects or is close to a monument or place recorded under section 12 of the National Monuments (Amendment) Act, 1994.		✓
Does the application relate to work within or close to a European Site or a Natural Heritage Area?		✓
Does the development require the preparation of a Natura Impact Statement?	✓	
Does the proposed development require the preparation of an Environmental Impact Assessment Report?	✓	
Do you consider that the proposed development is likely to have significant effects on the environment in a transboundary state?		✓
Does the application relate to a development which comprises or is for the purpose of an activity requiring an integrated pollution prevention and control license		✓
Does the application relate to a development which comprises or is for the purpose of an activity requiring a waste license?		✓
Do the Major Accident Regulations apply to the proposed development?		✓
Does the application relate to a development in a Strategic Development Zone?		✓
Does the proposed development involve the demolition of any habitable house?		✓

16. Services:

Proposed Source of Water Supply:
Existing connection: <input type="checkbox"/> New Connection: <input type="checkbox"/>
Public Mains: <input type="checkbox"/> Group Water Scheme: <input type="checkbox"/> Private Well: <input type="checkbox"/>
Other (please specify): <input checked="" type="checkbox"/>

Due to the specific nature of the proposed development, there will be a very small water requirement for occasional toilet flushing and hand washing and therefore the water requirement does not necessitate a potable source. Please refer to Chapter 4 of the EIAR for further details.

Name of Group Water Scheme (where applicable): N/A

Proposed Wastewater Management / Treatment:

Existing: New:

Public Sewer: Conventional septic tank system:

Other on site treatment system: Please Specify:

It is not proposed to treat wastewater on site. Wastewater from the staff welfare facilities will be managed by means of a sealed storage tank, with all wastewater being tankered off site by a permitted waste collector to a wastewater treatment plant. Please refer to chapter 4 of the EIAR for further details.

Proposed Surface Water Disposal:

Public Sewer / Drain: Soakpit:

Watercourse: Other: Please specify:

A controlled drainage system will be used. Refer to Chapter 4 of the EIAR for more detail.

17. Notices:

Details of public newspaper notice – paper(s) and date of publication

Copy of page(s) of relevant newspaper enclosed Yes: No:

National Paper: The Irish Independent, Published 15th March 2024

Local Paper: The Connaught Tribune, Published 15th March 2024

Details of site notice, if any, - location and date of erection

Copy of site notice enclosed Yes: No:

Site notices have been erected on site on 15th March 2024

Site notice locations are shown on MKO Drawing ref: 210627 – 02, 210627 – 02A, 210627 – 02B, 210627 – 02C, 210627 – 02D, 210627 – 02E, 210627 – 02F

Details of other forms of public notification, if appropriate e.g. website

Website: www.laurclavaghplanning.com

18. Pre-application Consultation:

Date(s) of statutory pre-application consultations with An Bord Pleanála

Schedule of any other pre application consultations –name of person / body and date of consultation to be provided as appropriate and also details of any general public consultations i.e. methods, dates, venues etc. This can be submitted as a separate schedule with the application form.

Enclosed: [Refer to Appendix 2 of this planning application form](#)

Yes: [] No:[]

Schedule of prescribed bodies to whom notification of the making of the application has been sent and a sample copy of such notification.

Enclosed: [Refer to Appendix 4 of this planning application form](#)

Yes: [] No:[]

19. Confirmation Notice:

Copy of Confirmation Notice


Attach a copy of the confirmation notice in relation to the EIA Portal where an EIAR accompanies the application.

[A copy of the notice is attached, and the EIA Portal \(ID number 2024045\) confirmation is attached in Appendix 3 of this form.](#)

20. Application Fee:

Fee Payable	€100,000.00 (Paid by EFT on 13/03/2024,)
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I hereby declare that, to the best of my knowledge and belief, the information given in this form is correct and accurate and that the application documents being deposited at the planning authority offices, and any other location specified by the Board in pre application consultations, including a website (if any) will be identical to the application documents being deposited with the Board.

Signed: (Applicant or Agent as appropriate)	 John Willoughby, MKO Planning (AGENT), Tuam Road, Galway
Date:	15th March 2024

General Guidance Note:

The range and format of material required to be compiled / submitted with any application in respect of a proposed strategic infrastructure development shall generally accord with the requirements for a planning application as set out in the Planning and Development Regulations, 2001 to 2018 and those Regulations should therefore be consulted prior to submission of any application.

September 2018

Appendix 1:

Schedule of Drawings/Plans and Scales

Drawing No.	Drawing Title	Scale	Page Size
210627 – 01	Location Context Map	1: 50,000	A3
210627 – 02	Site Location Map	1: 10,000	A1
210627 – 02A	Site Location Map Sheet A	1:2,500	A3
210627 – 02B	Site Location Map Sheet B	1:2,500	A3
210627 – 02C	Site Location Map Sheet C	1:2,500	A3
210627 – 02D	Site Location Map Sheet D	1:2,500	A3
210627 – 02E	Site Location Map Sheet E	1:2,500	A3
210627 – 02F	Site Location Map Sheet F	1:2,500	A3
210627 – 03	Site Layout Key Plan (1:5,000)	1: 10,000	A1
210627 – 04	Site Layout 1:5,000 Sheet 1 of 2	1: 5,000	A1
210627 – 05	Site Layout 1:5,000 Sheet 2 of 2	1: 5,000	A1
210627 – 06	Site Layout Key Plan (1:2,500)	1: 10,000	A1
210627 – 07	Site Layout 1:2,500 Sheet 1 of 5	1:2,500	A1
210627 – 08	Site Layout 1:2,500 Sheet 2 of 5	1:2,500	A1
210627 – 09	Site Layout 1:2,500 Sheet 3 of 5	1:2,500	A1
210627 – 10	Site Layout 1:2,500 Sheet 4 of 5	1:2,500	A1
210627 – 11	Site Layout 1:2,500 Sheet 5 of 5	1:2,500	A1
210627 – 12	Turbine 1 Layout	1:500	A3
210627 – 13	Turbine 2 Layout	1:500	A3
210627 – 14	Turbine 3 Layout	1:500	A3
210627 – 15	Turbine 4 Layout	1:500	A3
210627 – 16	Turbine 5 Layout	1:500	A3
210627 – 17	Turbine 6 Layout	1:500	A3
210627 – 18	Turbine 7 Layout	1:500	A3
210627 – 19	Turbine 8 Layout	1:500	A3
210627 – 20	Wind turbine elevation and plan	1:500	A1
210627 – 21	Turbine Foundation	As shown	A3
210627 – 22	Temporary Construction Compound	1:500	A3

210627 – 23	High Pressure Gas Transmission Pipeline - Internal Road Crossing	As shown	A3
210627 – 24	Met Mast	As shown	A3
210627 – 25	Standard Security Cabin & Compound	As shown	A3
210627 – 26	Site Signage	1:20	A3
210627 – 27	Field Gate Detail	1:20	A3
210627 – 28	Site Office & Staff Facilities Detail	1:50	A3
210627 – 29	Upgrade of existing excavated access roads section	1:50	A3
210627 – 30	New excavate and replace access road section	1:50	A3
210627 – 31	Upgrade of Existing Tar & Chip Roads	1:30	A3
210627 – 32	33kV Cable Trench Sections	1:10	A3
210627 – 33	Spoil Management Area	1:200	A3
210627 – 34	Proposed Temporary Access Road	1:40	A3
210627 – 35	Proposed Temporary Link Road - Elevations	1:500	A3
210627 – 36	Service Crossing Detail	As shown	A3
210627 – 37	Standard 33kV Culvert Crossing		A3
210627 – 38	Temporary Access Road N83 / L-61461	1:1,000	A3
210627 – 39	Proposed access junction off the L-61461	1:1,000	A3
Hydro Environmental Services (HES)			
D101	Proposed Drainage Layout D101	1:2,000	A1
D102	Proposed Drainage Layout D102	1:2,000	A1
D103	Proposed Drainage Layout D103	1:2,000	A1
D104	Proposed Drainage Layout D104	1:2,000	A1
D105	Proposed Drainage Layout D105	1:2,000	A1
D501	Proposed Drainage Details D501	varies	A1

Appendix 2: **Pre- Application Consultation and Prescribed Body Details**

All stakeholder engagement is set out in full in Chapter 2 of the submitted Environmental Impact Assessment Report.

Meeting with Galway County Council

Members of the team and the prospective Applicant met with representatives from An Bord Pleanála on the 26th of October 2023. Those in attendance were:

- Colm Ryan – MKO
- Ronan Dunne – MKO
- Orla Murphy- MKO
- William O’Connor – Laurclavagh Ltd
- Niall Galvin – Laurclavagh Ltd
- Liam Hanrahan – Galway County Council
- Patrick O’Sullivan – Galway County Council
- Lawrence Nea – Galway County Council

The team gave an overview of the Proposed Development in a power point presentation. Matters discussed included:

- The prospective applicant
- Site location and context
- Local policy and wind energy zoning
- Site Constraints
- Photomontages
- EIAR structure and work carried out to date
- Public consultation
- Project timeline

Meetings with An Bord Pleanála **First Meeting**

Members of the team and the prospective Applicant met with representatives from An Bord Pleanála on the 30th of January 2023. Those in attendance were:

- John Willoughby - MKO
- Orla Murphy- MKO
- Niamh McHugh – MKO
- William O’Connor – Laurclavagh Ltd
- Niall Galvin, Laurclavagh Ltd
- Ciara Kellett – ABP
- Sarah Lynch – ABP
- Niamh Thornton - ABP

The team gave an overview of the Proposed Development in a power point presentation. Matters discussed included:

- The prospective applicant
- Site location and context
- Site zoning
- Constraints
- Project scoping
- EIAR structure

Following this presentation, there was further discussion held between the project team and the representatives of ABP. Matters discussed included:

- Wind Energy zoning justification
- Birds
- Grid connection application
- Karst landscape sensitivities

Second Meeting

Members of the team and the prospective Applicant met with representatives from An Bord Pleanála for the second and final time on the 22nd of September 2023. Those in attendance were:

- Ronan Dunne – MKO
- Alan Clancy – MKO
- Niamh McHugh - MKO
- Orla Murphy- MKO
- Niall Galvin – Laurclavagh Ltd.
- William O'Connor –Laurclavagh Ltd

The Board's representatives began the meeting by asking the prospective applicant to clarify the purpose of the meeting as the presentation provided in advance of the meeting related to the grid connection element of the development. ABP's representatives informed the prospective applicant that a separate meeting is to be held in relation to the Section 182E element of the development. It was agreed that there had been a misunderstanding in relation to the purpose of the meeting and any discussion regarding the grid connection would not commence.

Both parties agreed to terminate the meeting. Prior to the closure of the meeting, the prospective applicant in response to a query from ABP's representative in relation to the S.37 application, stated that they are yet to engage with Galway County Council. The prospective applicant stated that no further meetings with ABP regarding the Section 37B application would not be required and that it is sought to close out the Section 37B pre-application process shortly.

Prescribed Bodies

The determination issuing from An Bord Pleanála required the following prescribed bodies to be notified of the application with regards the Proposed Development.

- Minister for Housing, Local Government and Heritage
- Minister for Culture, Heritage and the Gaeltacht (Development Applications Unit)
- Minister for Agriculture, Food and the Marine
- Minister for Communications, climate Action and the Environment
- Minister for Transport, Tourism and Sport
- Galway County Council
- Transport Infrastructure Ireland
- An Taisce
- An Chomhairle Ealaíon
- Fáilte Ireland
- The Heritage Council
- Inland Fisheries Ireland
- Irish Water
- Irish Aviation Authority
- Office of Public Works
- Environmental Protection Agency
- Department of Defence

Appendix 3:

EIA Portal Confirmation

Tommy Harlin

From: Housing Eiaportal <EIAportal@housing.gov.ie>
Sent: Wednesday 13 March 2024 15:43
To: Tommy Harlin
Cc: info@enercoenergy.ie
Subject: EIA Portal Confirmation Notice Portal ID 2024045

You don't often get email from eiaportal@housing.gov.ie. [Learn why this is important](#)

Caution: This is an external email and may be malicious. Please take care when clicking links or opening attachments.

Dear Tommy,

An EIA Portal notification was received on 13/03/2024 in respect of this proposed application. The information provided has been uploaded to the EIA Portal on 13/03/2024 under EIA Portal ID number 2024045 and is available to view at <http://housinggovie.maps.arcgis.com/apps/webappviewer/index.html?id=d7d5a3d48f104ecbb206e7e5f84b71f1>.

Portal ID: 2024045

Competent Authority: An Bord Pleanála

Applicant Name: Laurclavagh Ltd.

Location: The site is located in the townlands of Laurclavagh, Cahermorris, Cluidrevagh, Kilcurriv Eighter, Bunnahevelly More, Pollacossaun Eighter, Pollacossaun Oughter, Kilcurrivard, and Ballynacreg North, Co. Galway.

Description: 8 no. wind turbines (185 meters in height), underground electrical cabling (33kv), met mast, upgrades to existing tracks/roads and provision of new roads, drainage, biodiversity enhancement, spoil management, and associated works.

Linear Development: No

Date Uploaded to Portal: 13/03/2024

Regards,

Emmet

EIA Portal team

An Roinn Tithíochta, Rialtais Áitiúil agus Oidhreachta
Department of Housing, Local Government and Heritage

Teach an Chustaim, Baile Átha Cliath 1, D01 W6X0
Custom House, Dublin 1, D01 W6X0

T +353 (0) 1 888 2000

www.gov.ie/housing



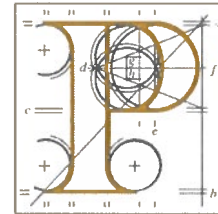
An Roinn Tithíochta,
Rialtais Áitiúil agus Oidhreachta
Department of Housing,
Local Government and Heritage

Appendix 4:

Letter from ABP Confirming SID Status

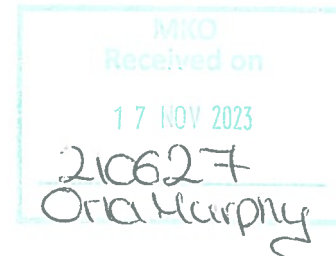
Our Case Number: ABP-315469-23

Your Reference: Laurclavagh Limited



**An
Bord
Pleanála**

MKO Planning & Environmental Consultants
Tuam Road
Galway
H91 VW84



Date: 16 November 2023

Re: Renewable energy development including 8-9 no. wind turbines and associated infrastructure, with the potential to generate more than 50MW of electricity.
Laurclavagh and adjacent townlands, Co. Galway.

Dear Sir / Madam,

Please be advised that following consultations under section 37B of the Planning and Development Act 2000, as amended, the Board hereby serves notice under section 37B(4)(a) that it is of the opinion that the proposed development falls within the scope of paragraphs 37A(2)(a) and (b) of the Act. Accordingly, the Board has decided that the proposed development would be strategic infrastructure within the meaning of section 37A of the Planning and Development Act 2000, as amended. Any application for permission for the proposed development must, therefore, be made directly to An Bord Pleanála under section 37E of the Act.

Please also be informed that the Board considers that the pre-application consultation process in respect of this proposed development is now closed.

Attached is a list of prescribed bodies to be notified of the application for the proposed development.

- Minister for Housing, Local Government and Heritage
- Minister for Culture, Heritage and the Gaeltacht (Development Applications Unit)
- Minister for Agriculture, Food and the Marine
- Minister for Communications, Climate Action and Environment
- Minister for Transport, Tourism and Sport

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Facs	Fax	(01) 872 2684
Láithreán Gréasáin	Website	www.pleanala.ie
Ríomhphost	Email	bord@pleanala.ie

64 Sráid Maoilbhríde	64 Marlborough Street
Baile Átha Cliath 1	Dublin 1
D01 V902	D01 V902

- Galway County Council
 - Irish Water
 - Inland Fisheries Ireland
 - Transport Infrastructure Ireland
 - Environmental Protection Agency
 - The Heritage Council
 - An Taisce
 - An Chomhairle Ealaíon
 - Fáilte Ireland
-
- Irish Aviation Authority
 - Department of Defense
 - Office of Public Works

Further notifications should also be made where deemed appropriate.

In accordance with section 146(5) of the Planning and Development Act 2000, as amended, the Board will make available for inspection and purchase at its offices the documents relating to the decision within 3 working days following its decision. This information is normally made available on the list of decided cases on the website on the Wednesday following the week in which the decision is made.

In accordance with the fees payable to the Board and where not more than one pre-application meeting is held in the determination of a case, a refund of €3,500 is payable to the person who submitted the pre-application consultation fee. As a meeting was not required / only one meeting was required in this case, a refund of 3,500 will be sent to you in due course.

The following information relates to challenges to the validity of a decision of An Bord Pleanála under the provisions of the Planning and Development Act 2000, as amended.

Judicial review of An Bord Pleanála decisions under the provisions of the Planning and Development Acts (as amended).

A person wishing to challenge the validity of a Board decision may do so by way of judicial review only. Sections 50, 50A and 50B of the Planning and Development Act 2000 (as substituted by section 13 of the Planning and Development (Strategic Infrastructure) Act 2006, as amended/substituted by sections 32 and 33 of the Planning and Development (Amendment) Act 2010 and as amended by sections 20 and 21 of the Environment (Miscellaneous

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Provisions) Act 2011) contain provisions in relation to challenges to the validity of a decision of the Board.

The validity of a decision taken by the Board may only be questioned by making an application for judicial review under Order 84 of The Rules of the Superior Courts (S.I. No. 15 of 1986). Sub-section 50(7) of the Planning and Development Act 2000 requires that subject to any extension to the time period which may be allowed by the High Court in accordance with subsection 50(8), any application for judicial review must be made within 8 weeks of the decision of the Board. It should be noted that any challenge taken under section 50 may question only the validity of the decision and the Courts do not adjudicate on the merits of the development from the perspectives of the proper planning and sustainable development of the area and/or effects on the environment. Section 50A states that leave for judicial review shall not be granted unless the Court is satisfied that there are substantial grounds for contending that the decision is invalid or ought to be quashed and that the applicant has a sufficient interest in the matter which is the subject of the application or in cases involving environmental impact assessment is a body complying with specified criteria.

Section 50B contains provisions in relation to the cost of judicial review proceedings in the High Court relating to specified types of development (including proceedings relating to decisions or actions pursuant to a law of the state that gives effect to the public participation and access to justice provisions of Council Directive 85/337/EEC i.e. the EIA Directive and to the provisions of Directive 2001/12/EC i.e. Directive on the assessment of the effects on the environment of certain plans and programmes). The general provision contained in section 50B is that in such cases each party shall bear its own costs. The Court however may award costs against any party in specified circumstances. There is also provision for the Court to award the costs of proceedings or a portion of such costs to an applicant against a respondent or notice party where relief is obtained to the extent that the action or omission of the respondent or notice party contributed to the relief being obtained.

General information on judicial review procedures is contained on the following website, www.citizensinformation.ie.

Disclaimer: The above is intended for information purposes. It does not purport to be a legally binding interpretation of the relevant provisions and it would be advisable for persons contemplating legal action to seek legal advice.

If you have any queries in the meantime, please contact the undersigned officer of the Board or email sids@pleanala.ie quoting the above mentioned An Bord Pleanála reference number in any correspondence with the Board.

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Yours faithfully,

pp LM
Niamh Hickey
Executive Officer
Direct Line: 01-8737145

PC09A

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