

Section 117(5)(a) of the Maritime Area Planning Act 2001

Consideration of schedules 5 and 7 of the Planning and Development Regulations 2001 to determine whether it is necessary to carry out a screening for environmental impact assessment for a proposed maritime usage the subject of a licence application

Maritime Usage Licence Application Number:	LIC230013
Name of Applicant:	Port of Waterford
Description of Proposed Maritime Usage:	Geotechnical Site Investigation at Port of Waterford, Belview, County Kilkenny.
Type of maritime usage activity in accordance with Schedule 7 of the Maritime Area Planning Act, 2021):	3. Marine environmental surveys for the purposes of site investigations or in support of an application under Part Xxi of the Act of 2000.

Part A - Consideration of schedule 5 of the Planning and Development Regulations 2001

Question 1: Is the proposed maritime usage a project of a type listed in schedule 5 part 1, of the Planning and Development Regulations 2001?

If Yes, EIA screening is required.

If No, proceed to question 2.

Answer: No

Question 2: Is the proposed maritime usage a project of a type listed in schedule 5 part 2, of the Planning and Development Regulations 2001?

If Yes, proceed to question 3.

If No, EIA screening is not required.

Answer: No

Question 3: Is the proposed maritime usage a project of a type listed in schedule 5 part 2, of the Planning and Development Regulations 2001 and does it meet/exceed the referenced thresholds?

If Yes, EIA screening is required.

If No, EIA screening is not required.

Answer: -

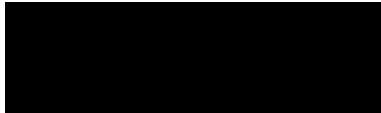
Part B Consideration of Schedule 7 to the Planning & Development Regulations 2001

Characteristics, location and the types & characteristics of the potential impacts of the proposed maritime usage comprising a project:

While boreholes are being undertaken for the proposed maritime usage they are shallow in nature (as per the European Commission Guidance Document *Interpretation of definitions of project categories of annex I and II of the EIA Directive (2015)* these boreholes are under general thresholds beyond

which drilling is considered deep) and are therefore exempt under Annex II, 2.d of the EIA Directive and Part 2 of Schedule 5 of the Planning and Development Regulations 2001.

I conclude that after having regard to schedules 5 and 7 of the Planning and Development Regulations 2001 in the context of the above referenced proposed maritime usage, it is not necessary to carry out a screening for environmental impact assessment in respect of the proposed maritime usage.



Mary Hegarty
Marine Advisor Environment
2nd August 2024

DRAFT