

Final Determination Report	
Application for a Maritime Area Consent (MAC) under 79 of Maritime Area Planning Act 2021 (the Act)	
Application Details	
MAC Applicant:	Keith Archer
MAC Reference No:	MAC240025
Date Application received:	04 July 2024
Proposed Maritime Usage	Keith Archer has applied for a MAC under Section 79 of the Act for the installation of an electricity supply cable between Ringarogy Island and Spanish Island, Co. Cork.
Recommendation	To Part Grant, with conditions, the MAC sought.
Permitted Maritime Usage	The construction, use, operation and maintenance of an underground electricity cable, including all associated decommissioning, demolition, rehabilitation, and any other works required on foot of any development permission relating to the infrastructure.

Document Control		
Prepared by:	Paul Brennan: Manager, MAC Directorate	23/03/2026
Reviewed and approved by:	Jacinta Ponzi, Head of MAC Directorate,	23/03/2026
Final Version:	Paul Brennan: Manager, MAC Directorate	23/03/2026

I refer to the minded to documentation that issued to Keith Archer on 10 March 2026. On 18 March 2026 Keith Archer submitted supplementary material to MARA in response to the minded notice in relation to the reasons attached to conditions in the draft MAC. In accordance with Section 81(7)(b)(ii) MARA must give consideration to the supplementary material before making a determination. Details of the supplementary material provided and consideration thereof is set out below.

Supplementary material:

Keith Archer provided the following comments in their supplementary material:

- 1. On behalf of Keith Archer we ask that charges be reconsidered for the purpose of the MAC on the grounds that an electricity supply is a statutory protected right in Ireland and that an individual should not be due additional charge because their house is in circumstances more difficult than another house. Mr Archer must pay for his MAC application and for installation of the cable at considerable cost which already is a disadvantage that is outside the description of reasonable and comparable costs. The connection is for a dwelling house and not a business or industry. At the very least Mr Archer may be reasonably subjected to a reasonable once off fee for his MAC as an electricity connection to a domestic dwelling house and not more than that and certainly not a recurring charge.*

MARA Response

The Levy Framework was agreed between MARA and Minister for Public Expenditure, National Development Plan Delivery and Reform in 2023. MARA is obliged to keep the levy framework under review and to amend accordingly. If the levy framework is amended or replaced, changes must be applied to both new and existing MACs, unless the framework specifies otherwise. Consideration of any levy moratorium is a post-consent matter for consideration of MARA's Compliance, Enforcement and Revenue Directorate.

A review of the existing Levy Framework is currently underway, and Keith Archer was recently invited to give feedback as part of the consultation process. MARA are currently considering all submissions received, and a "Response to Consultation" document will be published on the MARA website in due course.

In this regard no change is recommended.

It is recommended to finalise the MAC with conditions attached, as per the minded to notice. Reasons for the conditions attached thereto are recommended to issue as per the minded to notice. It is recommended to issue a final determination notice in relation to the above application in accordance with Section 81(3) of the Act.

A final determination notice, the final MAC and reasons for conditions attached thereto are attached for your approval.

MAC240025

Signed: *Paul Brennan*

Date: 23/03/2026