

Final Determination Report	
Application for a Maritime Area Consent (MAC) under Section 79 of Maritime Area Planning Act 2021 (the Act)	
Application Details	
MAC Holder:	Dún Laoghaire Rathdown County Council
MAC Reference No:	MAC250056
Date Application received:	05 December 2025
Existing Maritime Usage	The regularisation and ongoing use and maintenance of existing reclaimed lands situated at the Coal Harbour Pier within Dun Laoghaire Harbour.
Recommendation	To Grant, with conditions, the MAC sought.
Permitted Maritime Usage	The use, operation and maintenance of reclaimed lands, including all associated decommissioning and rehabilitation.

Document Control		
Prepared By:	Paul Brennan, Manager, MAC Directorate	02/04/2026
Reviewed:	Kate Clark, Head of MAC Strategy & ORE	14/04/2026
Approved by:	Paul Brennan, Manager, MAC Directorate	14/04/2026

I refer to the minded to documentation that issued to Dún Laoghaire Rathdown County Council on 27 March 2026. On 27 March 2026 Dún Laoghaire Rathdown County Council submitted supplementary material to MARA in response to the minded notice in relation to the reasons attached to conditions 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:

Dún Laoghaire Rathdown County Council provided the following comments in their supplementary material:

1. Levy

There is no reference to the MAC Levy amount within the draft MAC.

MARA Response

The levy attached to a MAC is calculated by MARA based on the [Levy Framework](#). The levy framework is updated annually in line with the December figure for All-Items Harmonised Index of the Consumer Price (HICP) values in relation to Ireland, with reference to [EuroStat data](#). As such, the exact levy amount is not fixed for the MAC duration and may change in line with annual updates. For this reason, the MAC does not specify a static levy figure.

This approach ensures that any adjustments to the levy are applied consistently and in accordance with the most up-to-date framework provisions.

2. Levy Definition

In the definition of “Levy” the incorrect section is referenced.

MARA Response

The Levy Definition is amended to address the incorrect section reference and the revised definition is as follows (bold text denotes amendments and strikethrough text denotes deletions):

*(n) “Levy” means the annual sum specified by the Grantor pursuant to condition ~~7~~ **6** and payable by the Holder in accordance with the provisions thereof.*

3. Condition 14.1

*Condition 14.1 reads “The provisions of this condition ~~Error! Reference source not found.~~ **4** are subject to” so there seems to be a missing reference.*

MARA Response

Condition 14.1 is amended to address the cross-reference error, and the revised condition is as follows (bold text denotes amendments and strikethrough text denotes deletions):

*14.1 The provisions of this condition ~~Error! Reference source not found.~~ **14** are subject to the requirements of any Development Permission authorising the Permitted Maritime Usage and section 87 of the Act shall apply to any irreconciliation arising.*

4. Condition 14.2 and 14.3

MAC250056

As a local authority, we feel that conditions 14.2 and 14.3 are overly onerous as this is a grant from one state entity to another. We request consideration of their removal.

MARA Response

This is a standard condition in Maritime Area Consents. Therefore, MARA cannot accede to the applicant's request.

It is recommended to finalise the MAC with conditions attached, as per the above amendments. Reasons for the conditions attached thereto are recommended to issue as per the above amendments. 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.

Signed: *Paul Brennan* Date: 14/04/2026