

MAC Report	
Application for a Maritime Area Consent (MAC) under Section 79 of Maritime Area Planning Act 2021, as amended (the Act)	
Application Details	
MAC Applicant:	Uisce Éireann
MAC Reference No:	MAC240064
Location:	Clonshagh (Clonshaugh), Fingal, Co. Dublin.
Date Application received:	08 May 2026
Proposed Maritime Usage:	Uisce Éireann has applied for a MAC for the provision of a wastewater outfall pipe which discharges to the Irish Sea approximately 1 km northeast of Ireland's Eye, Co. Dublin.
Recommendation:	To approve the Part Granting of the MAC sought with conditions attached.

Document Control			
Prepared by:	Robert Roche	Marine Analyst	23/06/2026
	Kelly Dalton	Manager, MAC Directorate	24/06/2026
Reviewed by:	Jacinta Ponzi	Head of Maritime Area Consenting	26/06/2026
Approved by:	Jacinta Ponzi	Head of Maritime Area Consenting	26/06/2026
	Phillip Newell	Senior Marine Advisor	23/06/2026
Final Report Version 1:	Kelly Dalton	Manager, MAC Directorate	26/06/2026

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1. Overview

On 08 May 2026, MARA received a Maritime Area Consent (MAC) application under Section 79 of the Maritime Area Planning Act 2021, as amended (the Act) from Uisce Éireann for a MAC for the provision of a wastewater outfall pipe which discharges to the Irish Sea approximately 1 km northeast of Ireland's Eye, Co. Dublin.

2. Background

The proposed Greater Dublin Drainage (GDD) Project comprises works on terrestrial land and in the maritime area. The Applicant states that the project includes:

- *“Wastewater Treatment Plant (WwTP) and Sludge Hub Centre in Clonshagh (Clonsbaugh), Fingal*
- *13.7km orbital sewer route from Blanchardstown to the WwTP*
- *An odour control unit at the interface between the rising main and gravity sewer elements of the orbital sewer*
- *600m North Fringe Sewer diversion sewer to the WwTP*
- *Abbotstown pumping station which will be located at the National Sports Campus at Abbotstown*
- *5.4km outfall pipeline (land-based section) from the WwTP to the R106 Coast Road in Maynetown*
- *5.9km outfall pipeline (marine section) from the R106 Coast Road to the discharge location in the Irish Sea, approximately 1km north-east of Ireland's Eye (approximately 5.232km in the Maritime Area)”*

The Applicant also states that *“the GDD Project is a once-in-a-generation project that will protect public health, safeguard our environment and facilitate growth to 2050 and beyond. The GDD Project will provide adequate wastewater collection and treatment capacity in the Greater Dublin Area (GDA), where wastewater volumes are projected to increase by at least 20% by 2031, and 50% by 2050”*

The project was originally granted development consent in November 2019 by An Bord Pleanála (ABP) (Planning Reference number: 301908). The development consent application was remitted to ABP following a High Court Order in July 2021 (Remittal Application number: 312131). Development consent for the project was granted by An Coimisiún Pleanála (ACP) on 9th July 2025.

3. Proposed Maritime Usage

The proposed outfall pipe for the project comprises a 5,935m long pressurised gravity pipe, 5,232m of which will be installed in the maritime area, i.e. below the High-Water Mark (HWM) as mapped by the Chief Boundary Surveyor¹. The proposed outfall pipe will have an internal diameter of 2,000mm, with multiport marine diffuser at the outfall location in the Irish Sea, comprising vertical risers and diffuser valves. The Applicant states that *“the multiport marine diffuser will be appropriately marked with warning buoys to alert marine traffic of their presence”*.

¹ [Tailte Éireann - High Water Mark - Ungeneralised 2026 version](#)

The Applicant proposes to install the outfall pipe using a combination of microtunnelling and subsea pipe laying methods. The section which is proposed to be microtunnelled commences on the western bank of the Sluice River (Baldoyle) estuary (adjacent to the R106 Coast Road) and traverses the maritime area in an easterly direction, crossing terrestrial land and entering the Irish Sea, before terminating approximately 300m east (seaward) of the HWM in the Irish Sea. The remainder of the outfall pipe will be laid from this point in an excavated trench in the seabed to the end of the outfall pipe at the diffuser location. The sub-sea element of the project is proposed to be undertaken between May and October over two seasons (May to October 2029 and May to October 2030). The Applicant states that a third season may be required if the works are delayed due to adverse weather conditions or other delay events.

The Applicant proposes to conduct annual dive inspections of the marine diffuser and associated buoy chains. Furthermore, five-yearly dive inspections of all outfall pipeline infrastructure are proposed, in addition to bathymetric scans of the outfall pipeline infrastructure at ten-yearly intervals. The Applicant proposes that maintenance activities will include replacement of navigation buoys chains and batteries at five-yearly intervals, and replacement of diffuser valves at twenty-five-year intervals by dive team.

The Applicant states that there will be temporary navigational safety implications due to the proposed construction of the pipeline and outfall location. The Applicant states that local maritime users include commercial fishing, sailing activities by Howth Yacht Club, swimming and sub-aqua groups on a regular basis. A Preliminary Navigational Risk Assessment has been submitted with the application which proposes a “*safety advisory zone of 250m on either side of the pipeline centreline during the construction of the subsea section of the proposed outfall pipeline route*”, which the Applicant states is required for both the construction and operation/maintenance phases of the project.

The Applicant has included a Rehabilitation Schedule with the MAC application and has included a decommissioning phase in the proposed project timeline. The following project timeline is proposed by the Applicant:

<i>November 2028 to December 2028:</i>	Mobilisation to site
January 2029 to June 2031	Construction
June to September during 2029-2031 period	<i>Marine tunnel construction</i>
<i>June to September during 2029-2031 period</i>	<i>Marine outfall dredging & pipe laying</i>
<i>June 2031 to June 2033</i>	<i>Commissioning & performance testing</i>
<i>June 2033 to December 2072</i>	<i>Operational phase</i>
<i>2065 to 2077.</i>	<i>Rehabilitation</i>

The Applicant states that the design life for the proposed infrastructure is based on European Standard EN 1990:2002+A1 - Euro Code - Basis of Structural Design, and that the following design lifetimes apply:

- Minimum 50 years for the proposed section of dredged pipeline.
- Minimum 100 years for the proposed microtunnelled section of pipeline

The Applicant states that the structures will be designed so that any deterioration during the working

4. Site Visit

Marine Analyst, Robert Roche inspected the site on 15 June 2026. The proposed MAC area was accessed from three locations on terrestrial land which were the R106 Coast Road, Golf Links Road adjacent to Portmarnock Beach South car park and Portmarnock Beach adjacent to the lifeguard station on the South Beach. Travel to these locations was by car, and each location could be accessed on foot.

The MAC area adjacent to the R106 Coast Road (at the western extent of the MAC area) and Golf Links Road is in the estuarine environment, comprising marsh land extending into the tidal estuary of the Sluice River. The MAC area adjacent to Portmarnock Beach on the Irish Sea comprises a sandy beach with existing rock armour at the backshore.

No existing infrastructure or occupation, which would materially conflict with the proposed maritime usage, was noted during the site visit with the proposed MAC area. Photographs 1 to 3 detail the character of the site in the vicinity of the proposed works.



Photograph 1: View looking east across the proposed MAC area, from the R106 Coast Road [RR; 15/06/2026]



Photograph 2: View looking west across the proposed MAC area from Golf Links Road [RR; 15/06/2026]



Photograph 3: View looking south across the proposed MAC area at Portmarnock Beach on the Irish Sea [RR; 15/06/2026]

5. Review of Legislation & Associated Consents

5.1 Applicable Provisions of the Maritime Area Planning Act, 2021 as amended (the Act)

Under the Act, MARA has responsibility for granting MACs.

Schedule 3 and Schedule 4 of the Act specifies maritime usages for which a MAC is not required, including where the proposed maritime usage falls under the remit of another enactment, is navigation or fishing, is a licensable activity under Schedule 7 or where the activity is to be undertaken on private land. The proposed maritime usage is not considered to fall under those listed under Schedule 3 or 4 of the Act.

The Applicant has stated that the proposed maritime usage the subject of this application requires development permission. The Applicant states that initial consultations with An Bord Pleanála (ABP) “*commenced under Section 37B of the Planning and Development Act 2000, before 1 October 2022*”, in relation to the proposed project. The Applicant states that “*pre-application consultations took place with An Bord Pleanála on 24 January 2013, 12 February 2014, 9 July 2015, 26 June 2017, 20 November 2017 and 14 February 2018*”. The initial planning application for the GDD project was submitted to ABP on 20 June 2018 (Planning Reference: 301908), which is before the deadline of 1 October 2024 stated in Section 75(4) of the MAP Act (as amended). The Applicant received development consent from ABP (Ref: ABP 301908-18) in November 2019, however this was remitted for reconsideration to ABP by High Court Order in July 2021 (Remittal Application number: 312131). The Applicant received development consent for the proposed development from ACP (Order ABP-312131-21) on 09 July 2025. Pursuant to Section 75(4)(c) of the Act, the Applicant is making a MAC application before the second anniversary of the date of the grant of the development permission concerned.

Accordingly, the subject of this application is considered to fall under Section 75(4) of the Act.

5.2 Ownership

A search was undertaken of the Land Registry on 05 June 2026 for any document granting or affecting rights to land in order to ensure that there are no conflicts of interest with the MAC area being applied for as outlined in the proposed MAC Map.

No conflicts of interest affecting the proposed MAC area were identified.

5.3 Existing Consents & Authorisations

A search of the MARA's GIS database was undertaken on 04 June 2026 for spatial overlap between the proposed MAC areas and existing foreshore authorisations and MARA licences and consents. The proposed MAC area overlaps with one Maritime Usage Licence (MUL) and one foreshore authorisation as detailed in Table 1 below.

Table 1: Summary of Overlapping maritime authorisations and foreshore authorisations

File Reference Number	Consent Type	Maritime Usage	Status
MUL250013	MUL	Site investigation	Consented; Expiry 07/04/2031
FS005440	Licence	Fibre optic communications cable	Consented; Expiry 30/05/2035

Maritime Usage Licence MUL250013, granted by MARA, authorises Uisce Éireann to conduct site investigation surveys in order to inform the design of the proposed Greater Dublin Drainage Project. As Maritime Usage Licences are issued on a non-exclusive basis and the holder of MUL250013 is the Applicant of the subject MAC application, co-existence with the proposed maritime usage the subject of this application is considered possible, therefore no conflict is considered to exist.

Foreshore authorisation FS005440 is a foreshore licence for the laying, use and maintenance of a submarine fibre optic communications cable in Balydoyle, Co. Dublin. As foreshore licences are issued on a non-exclusive basis, and the Applicant has submitted a letter of support from the operator of this subsea fibre optic communications cable, co-existence with the proposed maritime usage the subject of this application is considered possible and no conflict is considered to exist.

The Marine Institute's Ireland's Marine Atlas database² was searched on 04 June 2026 for spatial overlap between the proposed MAC areas and any Department of Agriculture, Food and Marine (DAFM) foreshore authorisations for aquaculture sites. There are no licenced aquaculture operations overlapping with or in close proximity to the proposed MAC area.

In summary, no existing MACs, MULs, foreshore authorisations (including those for aquaculture) or applications for the same were identified as overlapping the proposed MAC application area which would impede MARA in granting a MAC for the proposed maritime usage.

5.4 Development Permission

The Applicant received development consent for the proposed development from ACP (Order ABP-312131-21) on 09 July 2025. Pursuant to Section 75(4)(c) of the Act, the Applicant is making a MAC application before the second anniversary of the date of the grant of the development permission concerned.

The Applicant is required to include a Rehabilitation Schedule as part of the MAC application detailing how the applicant proposes to rehabilitate the maritime area in accordance with Part 4, Chapter 8 of the Act.

² <https://atlas.marine.ie/>

6. Assessment

6.1 Schedule 5

The MAC application was submitted on 08 May 2026 with the appropriate fee paid on 23 January 2026 and reviewed for completeness on 12 May 2026. The application was deemed complete by MARA on 12 May 2026.

A request for additional information was issued on 05 June 2026 under Section 79(3) of the Act with associated responses received relating to matters for technical assessment on 05 June 2026 and 11 June 2026.

Schedule 5 of the Act sets out the criteria to which MARA must have regard when assessing a MAC application. This report sets out the assessment undertaken pursuant to Section 5 of the Act. The assessment is summarised in Table 2 below.

Table 2: Synopsis of the assessment of the application with regard to the requirements of Schedule 5			
Schedule 5 Requirements		Synopsis	Assessment
1.	The nature, scope and duration of the occupation of the maritime area concerned for the purposes of the proposed maritime usage.	Details of the proposed maritime usage, including the nature scope and duration are described in Section 3 & 4 above. The Applicant states that the proposed infrastructure is designed to comply with European Standard EN 1990:2002+A1 - Euro Code - Basis of Structural Design, which states a minimum design lifetime of 50 years and 100 years respectively for the dredged section and tunnelled section of outfall pipe. It is considered that these design lifetimes should be achievable with proper maintenance and repair. Accordingly, a MAC term of 45 years as requested by the Applicant is recommended. The proposed maritime usage is considered satisfactory, having regard to the nature, scope and duration.	Satisfactory
2.	Whether the proposed maritime usage is in the public interest.	In the application form, the Applicant has stated that <i>"the GDD Project fully aligns with national policies and programmes of the Irish Government on economic and social development, sustainable resource use, the environment and climate action, and supports the delivery of their targets. In particular, the GDD Project is included in both the National Planning Framework (NPF) and the National Development Plan (NDP) as an essential investment project to develop the capacity and quality of the region's wastewater infrastructure. The GDD Project is acknowledged as providing further capacity to cater for a growing population, facilitate economic development in the GDA and protect the environment.</i> <i>Notable examples of Government policies and programmes that the GDD Project aligns with are as follows:</i> - <i>The NPF identifies key growth enablers and national strategic outcomes. In respect of sustainable management</i>	Satisfactory

		of water and other environmental resources, the NPF provides explicit support for the GDD Project. - The Water Services Policy Statement 2024-2030 identifies the need to ensure that water and wastewater services can support anticipated population growth, housing, sustainable economic development and current demands in line with the NPF. The policy specifically identified the GDD Project. - The National Development Plan 2021-2030 identifies a number of strategic programmes and projects to be progressed during its lifetime, including (1) 'Ending the discharge of untreated sewage at the locations identified under the Urban Waste Water Treatment Directive (2) Delivering Significant Infrastructure Development projects to meet future economic, housing and population demands such as ... the Greater Dublin Drainage Project'." Having regard to the above the proposed maritime usage is considered satisfactory, having regard to the public interest.	
3.	The location and spatial extent of the occupation of the maritime area concerned for the purposes of the proposed maritime usage.	Details of the location, relevant consents, ownership and development permissions are provided in Sections 2 to 5 above. Based on the searches and site visit undertaken, nothing was identified that would preclude the granting of a MAC in the proposed area. The total MAC area sought by the Applicant was 109.834208 Ha, comprising Area A (1.407152Ha) and Area B (108.427056Ha). In their response dated 05 June 2026 to a Request for Additional Information (dated 05 June 2026), the Applicant confirmed that the MAC application area should align with the High-Water Mark as defined by the Chief Boundary Surveyor. Following this response and MARA internal GIS validation, the proposed MAC area is 109.8381 Ha, comprising Area A (1.4069 Ha) and Area B (108.4312 Ha). The total length of pipe as calculated by MARA (for the purposes of levy calculation) is 5,320 metres total, comprising 702 metres within Area A and 4,618 metres within Area B. The proposed MAC map is illustrated in Figure 2 (Proposed MAC Map) in Section 7. MAC Area B provides a corridor approximately 250m wide along the length of the outfall pipe. In their response dated 11 June 2026 to a Request for Additional Information (request dated 05 June 2026), the Applicant stated that the "required width for the operation and maintenance required for this MAC application period is 250 metres". Furthermore, the Applicant stated in their application that "<i>there will be temporary navigational safety implications during the construction of the proposed outfall pipeline route</i>". The Applicant proposes to utilise the 250m wide corridor of MAC Area B as a "<i>safety advisory zone</i>" to be implemented during the construction stage. Accordingly, the width of proposed MAC Area B is considered to be acceptable. The Applicant has submitted a Preliminary Navigational Risk	Satisfactory

		Assessment (PNRA) with the application. The Applicant proposes temporary closures of maritime area to vessels on health and safety grounds during periods of construction and operational maintenance in addition to providing Notice to Mariners and providing temporary Aids to Navigation at the site. It is recommended that a condition is included in any MAC that may issue requiring the Holder to adhere to the proposed embedded design measures and mitigation measures set out in the PNRA. It is considered that access restrictions are likely to occur during the construction phase of the proposed works which may affect the public use of the existing beach and area in the immediate vicinity of the proposed works. It is considered appropriate that the Applicant provides sufficient advance notification of any planned temporary restrictions or closures. It is recommended that a condition is included in any MAC that may issue requiring the Holder to undertake public engagement in advance of undertaking the permitted maritime usage. Refer to Section 9 for further details. Accordingly, the proposed maritime usage is considered satisfactory, having regard to the location(s) and spatial extent of the occupation.	
4.	Guidelines issued under Section 7 which are relevant to the proposed maritime usage.	No such guidelines have been published to date.	Not applicable
5.	Whether the applicant is a fit and proper person (within the meaning of Schedule 2) to be granted a MAC, both at the time the application is made and at the time that the MAC application concerned is determined by the MARA.	In accordance with S.I 94/2026 - Maritime Area Planning Act 2021 (Fit and Proper Person) Order 2026, Uisce Éireann has been declared as a fit and proper person to be granted and to hold any MAC in accordance with Section 90(1)(b) of the Act.	Satisfactory
6.	Whether the applicant is tax compliant, both at the time the application is made and at the time that the MAC application concerned is determined by the MARA.	The applicant submitted Tax Registration Number and Tax Clearance Access Number (TCAN) which was used to view the applicant's tax clearance certificate. Based on the review of the tax clearance certificate, the applicant is considered tax compliant.	Satisfactory

7.	In the case of any maritime usage relating to offshore renewable energy (within the meaning of Section 100), the consistency of the MAC application concerned with the development plans of the transmission system operator (within the meaning of Section 100).	Not applicable	Not Applicable
8.	The National Marine Planning Framework (NMPF).	Based on a review of the application, MARA has had regard to the National Marine Planning Framework (NMPF) and it is considered that the proposed project aligns with the overall objectives of the NMPF, including the Wastewater Treatment and Disposal objective, economic and social objectives set out therein. It is considered that the proposed project aligns with the following economic, social and key sectoral policy objectives of the NMPF: - • Social Benefits Policy 1 - <i>Proposals that enhance or promote social benefits should be supported.</i> • Wastewater Treatment and Disposal Policy 1 - <i>Proposals by Irish Water related to the treatment and disposal of wastewater that:</i> i) <i>service the social and economic development of the country under the National Planning Framework;</i> ii) <i>resolve environmental issues at priority areas identified by the EPA;</i> iii) <i>contribute to the realisation of the objectives of:</i> • <i>Ireland's River Basin Management Plan 2018 – 2021</i> • <i>The Water Services Policy Statement 2018 – 2025</i> • <i>Marine Strategy Framework Directive 2012 - 2020</i> <i>should be supported, provided they fully meet the environmental safeguards contained within relevant authorisation processes.</i> • Co-existence Policy 1 - <i>Proposals should demonstrate that they have considered how to optimise the use of space, including through consideration of opportunities for co-existence and co-operation with other activities, enhancing other activities where appropriate.</i> In the application, the applicant states that the proposed project is consistent with the environmental objectives of the NMPF. The Project incorporates extensive mitigation measures as set out in	Satisfactory

		the Environmental Impact Assessment Report (EIAR) completed for the Project in order to ensure that the marine environment is fully protected during both the construction and operation phase of the Project. Based on the above, MARA is satisfied that the proposed works align with the above overall objectives and policy objectives of the NMPF.	
9.	The extent and nature of the preparatory work already undertaken by the applicant towards ensuring the efficacious undertaking of the proposed maritime usage the subject of the MAC application concerned should the applicant be granted a MAC in respect of such usage.	The Applicant has undertaken significant preparatory work in relation to the proposed project. This preparatory work has supported the initial 2018 planning application to ABP, and the 2023 remittal application to ABP (now ACP). The Applicant has identified the following preparatory works which have been undertaken to date: • Environmental Impact Assessment Reports in support of the planning applications including the following assessments: ◦ <i>“Risk of major accidents and / or disasters for the GDD project</i> ◦ <i>Navigational safety</i> ◦ <i>Climate adaptation and resilience”</i> • <i>“Extensive site investigations and surveys have been undertaken as part of the EIA / Appropriate Assessment (AA) processes for the GDD Project”.</i> • Investigative surveys have been conducted in the maritime area covering the MAC area sought. • Biodiversity Surveys including site walkovers, habitat surveys, marine life surveys, ornithological surveys and water quality sampling (non-exhaustive list). • Geophysical, borehole, tidal and benthic surveys. • Other surveys undertaken include: Underwater Noise Assessment and Modelling, Intertidal Archaeological Survey, Marine Archaeological Geophysical Survey, Marine Archaeological Dive Survey. Further site investigation and survey work is proposed under MUL250013 (granted by MARA in April 2026) for the purposes of informing the detailed design of the project and to provide baseline data for any subsequent environmental monitoring. Having regard to the above, the extent of the preparatory works undertaken are considered acceptable for a project of this scale and nature.	Satisfactory
10.	The extent and nature of stakeholder engagement undertaken by the applicant in respect of the proposed maritime usage.	The Applicant has stated that <i>“Stakeholder engagement has been ongoing throughout the development of the GDD Project from 2011 to-date, through the different project phases in various forms, through formal and informal methods, statutory and non-statutory consultees, and other stakeholders / the public. Stakeholders were actively engaged during the constraints identification, alternative site selection, and preferred option stages.”</i>	Satisfactory

		In addition, the Applicant stated that <i>“Engagement with marine users and other stakeholders was a core element of the GDD Project throughout the pre-planning and planning stages. Building on this approach, a robust and inclusive engagement strategy will be implemented during the construction phase to ensure that those who may be affected by the proposed maritime works are kept informed and are regularly consulted through the delivery of the works.”</i> Having regard to the above, the extent and nature of the stakeholder engagement undertaken is therefore considered acceptable for a project of this scale and nature.	
11.	Where a competitive process referred to in Section 93 or 103 is used, the outcome of such process.	Not applicable	Not applicable
12.	Any additional criteria specified, for the purposes of this paragraph, in regulations made under Section 80(2).	No such regulations have been made to date.	Not applicable

6.2 Rehabilitation Schedule

Under Section 96(1) of the Act, it is required that the holder of a MAC shall, before the expiration of the MAC, rehabilitate that part of the maritime area the subject of the MAC.

As this application falls for submission under Section 75.4(c) of the Act, it is required that a rehabilitation schedule be attached to the MAC. Section 96(4) of the Act specifies particulars that should be included in a rehabilitation schedule that set out how the applicant will discharge their rehabilitation obligations.

The Applicant submitted a Rehabilitation Schedule to MARA on 08 May 2026. Upon review of the requirements of Section 96 of the Act, the Rehabilitation Schedule is considered satisfactory.

6.3 Section 83 – Nature of Use

Section 83(1) of the Act requires MARA in the granting of a MAC to specify whether the specific part of the maritime area the subject of that MAC is for exclusive use or not. Section 83(1) provides MARA discretion and flexibility to specify the nature of the use (i.e. exclusive, non-exclusive or may/may not be exclusive).

The Applicant has requested that the MAC be granted on a “Exclusive Use” basis. Having regard to the nature and lifecycle of the proposed maritime usage the subject of this application, it is reasonably foreseeable that Uisce Éireann may be required to exclude access to parts of the MAC area on a temporary basis. For example, during construction, maintenance, decommissioning and rehabilitation phases for health and safety reasons. Such temporary/ short-term exclusions may be mandated by the planning authority or other authorities or legislation for specific purposes and durations. In this instance, it is considered that

granting of exclusive use for the full term of the MAC is not merited, particularly having regard to co-existence and co-operation objectives of the NMPF. It is considered that exclusive use should only be permitted where use on an exclusive basis is required and provided for under another authorisation or enactment. Accordingly, it is recommended that the MAC is part granted on a “may or may not be exclusive” basis contingent on circumstances that may arise after the granting of the MAC” in accordance with Section 83(1)(c) of the Act.

6.4 Levy

An annual MAC levy has been calculated based on the project type and proposed MAC area in accordance with MARA’s [MAC levy framework](#), as set out below.

MAPA Levy Framework Part:	Nearshore
Category/Class:	<i>Outfall Pipe - Band 4 (further consideration for outfall pipes over 750mm diameter)</i>
Tier:	1
Applicable Rate:	Base Annual Charge of €1,926.84 + €4.28 per linear metre for any pipe in excess of 10 linear metres
Length:	<i>5,230 lm (linear metres)</i>
Calculation:	$€1,926.84 + (€4.28 * (5,230.00 - 10.00))$
Levy due:	€24,268.44

The MAC levy has been calculated as €24,268.44 per annum. All levies are indexed to the Harmonised Index of Consumer Prices (HICP), applied on an annual basis.

7. Proposed MAC Map (for Illustration purposes only)

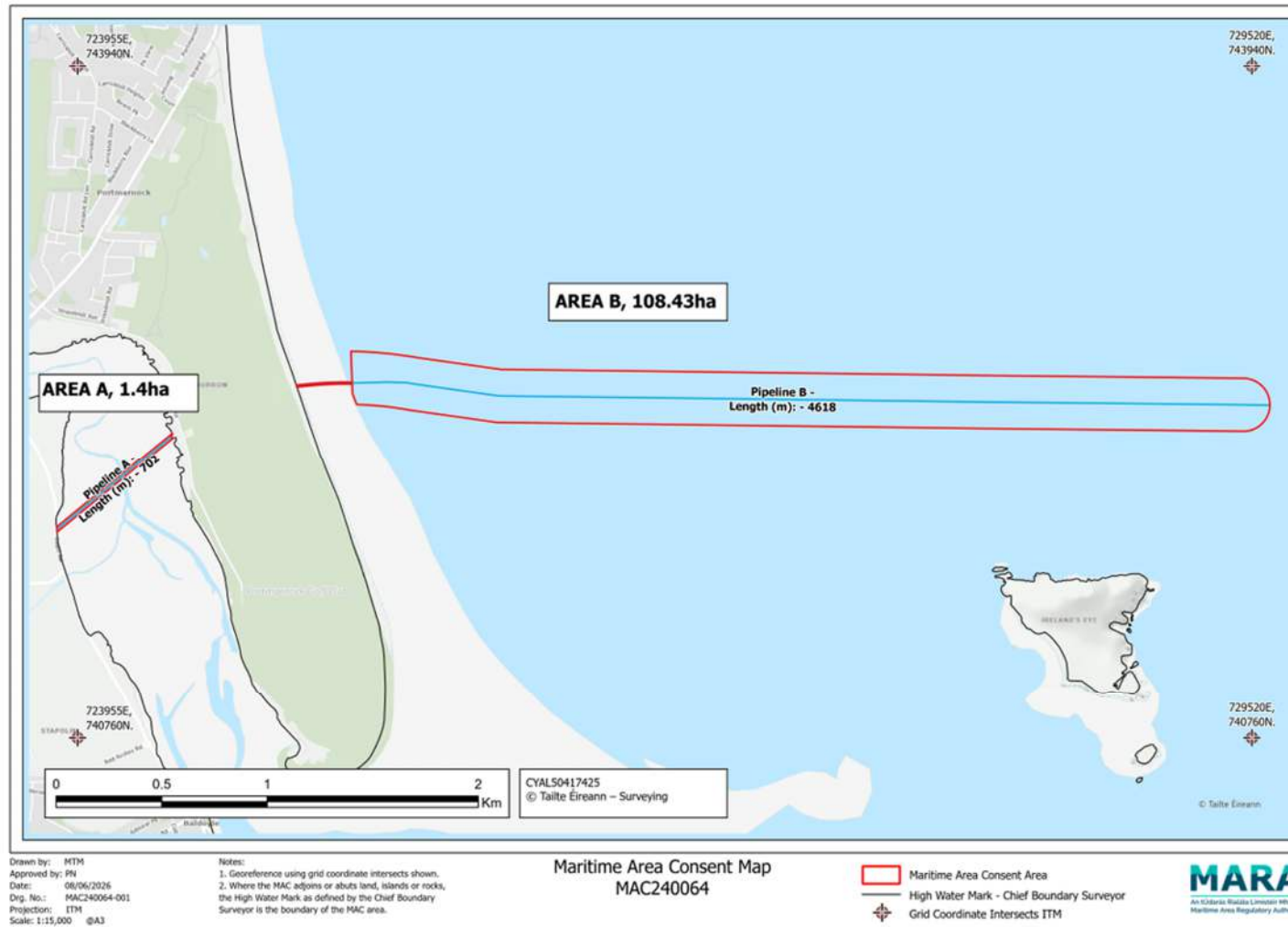


Figure 2: Proposed MAC Map

8. Discussion

Based on the assessments undertaken contained herein, it is considered that the proposed MAC application complies with all the necessary requirements of Schedule 5 of the Act, where relevant and appropriate, subject to the following recommended terms and conditions:

a. Terms

MAC Term:	45 years
Consent Area:	That part of the maritime area marked red on the MAC Map.
MAC Map Title:	Maritime Area Consent Map MAC240064; Drawing Number: MAC240064-001; Date: 08/06/2026
Permitted Maritime Usage:	The construction, use, operation and maintenance of a wastewater outfall pipe including all associated decommissioning, demolition, rehabilitation, and any other works required on foot of any development permission relating to the infrastructure.
Nature of Usage:	May/May Not be Exclusive
Date by which application for Development Permission must be submitted:	Not applicable
The minimum number of days in which the MAC Holder shall provide the Grantor advance notice in writing of the Holder's intention to commence the Permitted Maritime Usage.	14 Days
Date by which Financial Close is to be achieved:	Not applicable

b. Conditions and Reasons for Conditions

Section 82 of the Act specifies that MARA may attach to a MAC one or more conditions which fall within the types of conditions specified in Part 1 of Schedule 6 of the Act. All conditions contained in Schedule 6; Part 2 are deemed to be attached to a MAC.

The standard suite of MARA conditions reflecting the contractual and statutory relationship that will exist with a grant of consent are also recommended. Reasons for these conditions are set out in the enclosed Section 81(7)(b) Minded to Notice.

Following assessment of this MAC application, two additional specific conditions and the reason for these conditions to be attached to the MAC, is recommended below.

Condition 22. Navigation Risk Assessment

The Holder shall implement the Embedded Design Measures/Proposed Control Measures as set out in the preliminary Navigation Risk Assessment (Preliminary Navigational Risk Assessment – May 2026)

Reason: To ensure the orderly undertaking of the proposed maritime usage.

Condition 23. Public Engagement Plan

In relation to the Existing Development Permission for the Permitted Maritime Usage and any Development Permission for the Permitted Maritime Usage sought after the MAC Commencement Date, the Holder shall 6 weeks prior to the commencement of the development, submit to the Grantor, a public and stakeholder engagement plan. This engagement plan shall ensure it complies with all the relevant planning particulars, and any relevant Best Practice Guidance if available, and shall at a minimum address the following topics;

- Stakeholder Identification;
- Engagement principles;
- Scope of engagement;
- Engagement methods and tools;
- Engagement Schedule;
- Communication Plan;
- Monitoring and evaluation and adaption of engagement plan;
- Issue management, and;
- Documentation and record keeping.

The engagement plan shall be published, maintained, updated and adhered to, ensuring there is public and stakeholder engagement at the earliest stage possible, and continuing during all phases of the proposed maritime usage for the duration of the MAC term.

Reason: To enable the Grantor to request the Holder to communicate information that the Grantor deems relevant to the public.

9. Conclusion & Recommendation

Following a detailed assessment of all information on file, it is considered that the proposal complies with all the necessary requirements, subject to the part granting of a MAC on a may or may not be exclusive basis. Accordingly, it is recommended to issue a Section 81(7)(b) Minded to Notice, as enclosed, informing the Applicant that MARA is minded to part grant a Maritime Area Consent subject to the proposed conditions attached to the MAC. It is recommended to allow the Applicant 21 days from the date of issue of the Minded to Notice to submit supplementary material in relation to the reasons for the conditions as per Section 81(7)(b)(ii).

Once a final determination is made by MARA, the Applicant will be notified and MARA will publish a notice on its website as soon as practicable thereafter.

Signed: Kelly Dalton Position: Manager, MAC Directorate

Signed: Robert Roche Position: Marine Analyst, MAC Directorate