

Aquaculture Licences Appeals Board
An Bord Achomharc Um Cheadúnais Dobharshaothraithe
Kilminchy Court
Dublin Road
Portlaoise
Co Laois



Tel: 057 8667857 Email: info@alab.ie Web: www.alab.ie

Our Ref: AP1/5/2012
Site Ref: T05/503

Dunmanus Bay Marine Association
Goleen
West Cork

Email: savedunmanusbay@gmail.com

24th September 2012

NOTIFICATION LETTER

Re: Appeal against the decision of the Minister for Agriculture, Food and the Marine to grant an Aquaculture Licence (and companion Foreshore Licence) to Dunmanus Bay Mussels Ltd, Dromdruff West, Bantry, Co Cork for the cultivation of mussels (using longlines) on site 503A on the foreshore in Dunmanus Bay, Co Cork.

To Whom It May Concern:

I wish to refer to your Notice of Appeal dated 21st January 2012 which was received in this office on 24th January 2012.

The Board determined your appeal on 24th September 2012 without recourse to an oral hearing. The Appeal was allowed and for the following reasons:

- 1 The site is located in deep waters but appears to be in a sheltered location without sufficient flushing rate, an area likely to harbour large amounts of organic and inorganic waste material produced during production compromising the integrity of the marine habitat. The site may not be suitable for the intended purpose. The

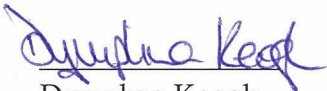
proposed development could have a significant impact on other users including wild fisheries, natural habitat and flora and fauna populations. The marine habitat could potentially be degraded.

It should be noted that the Board, by letter dated the 7th of August, 2012, made a request of the Applicant pursuant to Section 47 of the Fisheries (Amendment) Act 1997, for specific information on the issues relevant to the case. This information was not supplied before the statutory deadline of 28 days or at all. The Board, in accordance with its statutory obligation, proceeded to make a determination in the absence of the information sought.

It follows that neither an Aquaculture Licence nor a companion Foreshore Licence shall be granted to the Applicant, Dunmanus Bay Mussels Ltd.

Please find enclosed a copy of the Board's Determination. A copy of the technical adviser's report is available on request.

Le mór-mheas,



Dymphna Keogh

Secretary to the Board