



LICENCE UNDER SECTION 3(3) OF THE FORESHORE ACT, 1933

The Minister for Housing, Local Government and Heritage, in exercise of the powers conferred on him by Section 3(3) of the Foreshore Act, 1933 (No. 12 of 1933) and in consideration of the sum of the licence fee which has been paid in recognition of the rights and interests of the State in the foreshore concerned, hereby authorises Donegal County Council (hereinafter referred to as “the Licensee”), to use and occupy that part of the State Owned Foreshore for maintenance dredging and beach nourishment, at Magheraroarty Pier and Dooley Strand, Co Donegal

The Licence is granted on the condition that:

- Licence shall have effect from 29 March 2022 to 29 June 2022, except as may be hereinafter provided.
- The Licensee shall use that part of the foreshore at Magheraroarty Pier and Dooley Strand, Co. Donegal, the subject area of this Licence, for the purposes as outlined in the application and for no other purposes whatsoever.
- The activity shall be carried out within the area Foreshore Licence Map, Drawing Foreshore Licence Map 004.
- The activity shall be conducted in accordance with the application submitted to, and approved by, the Minister.
- The Licensee shall at all times during the continuance of this Licence ensure that the activities are conducted in a manner that is to the satisfaction of the Minister and that it will not be injurious to navigation, the adjacent lands or the public interest.
- The Licensee shall ensure that the minimum area of access routers to the activity site is utilized, so as to reduce the impact of the proposed activity.
- The Licensee is to schedule the activity so as to minimize disruption and inconvenience for other users of the foreshore.
- The Licensee shall pay to the Minister the sum of € [REDACTED] on the signing hereof.



- The Licensee shall indemnify and keep indemnified the State and the Minister, their officers, agents and employees against all actions, loss, claims, damages, costs, expenses and demands arising in any manner whatsoever in connection with the said works or in the exercise of the permission hereby granted.
- The Minister shall be at liberty at any time to terminate this Licence by giving to the Licensee notice in writing and upon determination of such notice the Licence and permission hereby granted shall be deemed to be revoked and withdrawn without any liability for the payment of compensation by the Minister to the Licensee.
- The Licensee shall, if so required by the Minister after receipt of such notice, or on the termination of this Licence from any other cause, at its own expense remove any or all equipment in connection with the said activity to the satisfaction of the Minister, and if the Licensee refuses or fails to do so the Minister may cause the said equipment to be removed and shall be entitled to be paid by and to recover from the Licensee as a civil debt due to the State, all costs and expenses incurred by him in connection with such removal.
- In the event of breach, non-performance or non-observance by the Licensee of any of the conditions herein contained the Minister may forthwith terminate this Licence without prior notice to the Licensee.
- Any notice to be given by the Minister may be transmitted through the Post Office addressed to the Licensee at its last known address.

And on specific condition that:

- All mitigation measures as stated in the submitted Appropriate Assessment shall be fully complied with.
- The Department of Housing, Local Government and Heritage shall be notified 2 weeks in advance of commencement of activities.
- Measures shall be taken by the applicant to give notification both on site and in local media of dredging works at Magheraroarty Pier & beach with details of restrictions to access.
- Pier users including fishermen and ferry operators shall be advised of restrictions to access.
- Notice shall be given to the Irish Coast Guard of proposed works and duration of same.
- Notice shall be given to NPWS prior to commencement of works.



- Plant operators shall be fully briefed prior to commencement of works on the health and safety and environmental protection measures in place for the proposed activities including, location of excavation, haul route, dump area, impact on beach, sand dunes, public, pier users, pedestrians, dredging procedure, communication, health & safety, working near water, soft sand, etc.

Dated this: 29 day of March 2022



For the Minister for Housing, Local Government and Heritage

An Officer authorised in this by the said Minister