

**REPORT OF THE MARINE LICENCE VETTING COMMITTEE (MLVC)**

**on**

**FORESHORE LICENCE APPLICATION FOR RETENTION OF AN EXISTING  
STORMWATER OUTFALL DISCHARGING INTO CORK HARBOUR**

**BY**

**DePuy (Ireland) Ltd**

**Dr. Terry McMahon  
Chair, Marine Licence Vetting Committee  
05 May 2016**

## **DePuy (Ireland) Ltd– Foreshore Licence Application for retention of existing licenced stormwater discharge into Cork Harbour (FS006062)**

### **Background**

In January 2016 DePuy (Ireland) Ltd submitted an application for a foreshore licence to facilitate the retention and continued use of an existing outfall pipe at their plant at Loughbeg, Rinagskiddy, Co. Cork. The outfall pipe is used for the discharge of surface water runoff, via a petrol interceptor, from the car park onto the foreshore.

The location of the proposed structures on the foreshore is shown in the following Drawings submitted by the applicant:

- Drawing No. 15702 – 001 “1:10500 Site Location Map”, dated June 2015
- Drawing No. 15702 – 002, “1:2500 Site Location Map”, dated June 2015
- Drawing No. 15702 – 003, “Site Layout Plan”, dated June 2015
- Drawing No. 15702 – 004 “1:200 Enlarged Plan & Longitudinal Section, dated June 2015
- Drawing No. 15702 – 005, “Foreshore Licence Map, dated 23rd December 2015.

The outfall pipe has already been installed and has been in use since 1998 and no new works are intended to take place on the foreshore. A foreshore licence for the installation and use of the outfall pipe was originally granted on 1<sup>st</sup> September 1998 by the then Minister for the Marine and Natural Resources to Pfizer Ireland Pharmaceuticals (MS51/8/1069). Pfizer Ireland Pharmaceuticals subsequently sold their interest in the site to DePuy (Ireland) Ltd. No changes to the original outfall are proposed.

### **Issues Considered**

The following documents were considered:

- Foreshore Licence Application submitted by DePuy (Ireland) Ltd
- Written submissions from Department of Arts Heritage and the Gaeltacht, Department of Agriculture, Food and the Marine, Marine Survey Office, Inland Fisheries Ireland, Marine Institute and Cork County Council. As the outfall has been in place since 1998 and no new works are proposed, no objections to a licence being issued were raised.

The application was advertised in the *Irish Examiner*” and “*Southern Star*” newspapers on 12/03/2016 and the documents made available for inspection at Togher Garda Station, Cork, for the required period of 21 working days. The application documents were also available on the DECLG web site. No submissions were received.

## **Natura 2000 considerations**

The outfall is located immediately adjacent to that part of the Cork Harbour SPA (Site Code 004030) located in Loughbeg. As no works will take place within or adjacent to the the SPA there will be no loss of habitat and no habitat or species fragmentation. Similarly there will be no significant disturbance to key habitats or species. As only rainwater will be discharged, via a petrol interceptor, to the marine environment, there will be no significant impact on water quality in the SPA. There will be no significant impact on wetland habitats within the SPA and no loss of potential feeding areas for overwintering waterbirds within the SPA will occur. The integrity of the site will not be affected.

On the basis of the above it considered the proposed retention and use of the existing outfall pipe will not have a significant adverse impact on the Conservation Objectives of the Cork Harbour SPA.

## **Conclusions and Recommendations**

Given that the outfall has been in place since 1998 and that no new works are proposed it can be concluded that there will be no additional disturbance to the foreshore and no impacts on any Natura 2000 site and it is recommended that a licence be issued.

## **Recommended Conditions**

It is recommended that the following Conditions be attached to any licence that may issue.

1. The Licensee shall use that part of the Foreshore the subject matter of this licence for the purposes as outlined in the application and for no other purposes whatsoever.
2. The Licensee shall ensure that no contaminants of any kind are discharged to the marine environment and shall, in particular, ensure that surface rain water from the surfaced car park is routed through a petrol interceptor
3. The Licensee shall ensure that petrol interceptor is regularly maintained and inspected to confirm that it is functioning properly.

4(1). Subject to subparagraph (2) the licensee may use an area of foreshore surrounding the said outfall pipe for the purpose of maintaining in continuous working order the said outfall pipe and for no other purpose whatsoever.

4(2). The licensee shall minimise disturbance to the said foreshore as much as possible during maintenance and shall reinstate to the satisfaction of the Minister any foreshore disturbed as a result of the said maintenance.