EIA Pre-Screening

EIA legislation sets down the types of projects that may require an EIA. Annex I of Directive 2011/92/EU, as amended by Directive 2014/52/EU' defines mandatory projects that require an 6837EIAR and Annex II lists projects which can be subject to case by case analysis or thresholds to be determined by member states.

In the case of development which is under the relevant threshold, the consent authority is required to request an EIAR where it considers that the proposed development is likely to have significant environmental effects. The decision as to whether a development is likely to have such effects must be taken with reference to the criteria set out in Annex III (Schedule 7) inserted by (the Planning and Development Regulations 2001, as amended, (S.I. No. 600 of 2001)) the above Directive and the national guidance developed to assist.

Name of Proposed Development: The construction of an open pile jetty structure at Foynes Port, Co. Limerick to facilitate the connection of the existing East Jetty and West Quay structures.

Foreshore Reference, where applicable: FS006837

Question 1: Is the proposed development included in Annex I and II of the Directive (Schedule 5 to the P& D Regs)?

- If Yes: EIA is required.
- If No, proceed to Q2. **Answer: Yes**

Question 2: Is the proposed development of <u>a type/class</u> included in Annex I and II of the Directive (Schedule 5 to the P&D Regs) but below the threshold specified?

- If Yes, <u>but</u> the development is below the quantity/area/other threshold, proceed to Q3.
- If No, no EIA or Screening for EIA is required.

Answer:

Question 3: Are <u>significant effects</u> likely?

To decide whether significant effects are likely, use the Annex III of the Directive (Schedule 7 of the P&D Regs)

- If Yes, significant effects are likely; an EIA is required.
- If No, no significant effects are likely; no EIA is required.

Answer:

Access to Information:

- The Consent Authority's process must be documented.
- A record of the decision and the decision-making process must be made public.