Foreshore Guidance Document

Screening for EIA

EIA Directive (85/337/EEC as amended by 97/11/EC and 2003/35/EC) requires that certain developments be assessed for likely environmental effects (environmental impact assessment) before consent can be granted. When submitting an application for such a development on the foreshore, the applicant must also submit an Environmental Impact Statement (EIS). General EIA requirements are set out in the Planning and Development Regulations 2001 (S.I. No. 600), including Schedules 5 and 7.

In the case of development which is under the relevant threshold, the consent authority is required to request an EIS 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 Schedule 7 of the 2001 regulations and the national guidance developed to assist.

Name of Proposed Development: Hand –Harvesting of Seaweed adjacent to Ballinprior, Banna, Co. Kerry

Foreshore Reference, where applicable: MS51/9/617

Question 1: Is the proposed development included in the 5th Schedule of the Regs?

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

Answer: _____

Question 2: Is the proposed development of <u>a type/class</u> included in the 5th Schedule 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 required.

Answer: _____

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

To decide whether significant effects are likely, use the 7th Schedule of the 2001 regs (via the EIA Screening Checklist and, where required, the EIA Significant Effects Checklist):

- 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 decision-making process must be documented.
- A record of the decision and the decision-making process must be made public.