LICENCE UNDER SECTION 3 OF THE FORESHORE ACT, 1933

The Minister for the Environment, Community and Local Government, in exercise of the powers conferred on him by Section 3 of the Foreshore Act, 1933 (No. 12 of 1933) hereby authorises Cork County Council, County Hall, Cork (hereinafter referred to as "the Licensee") to use and occupy that part of the foreshore in Clonakilty and Courtmacsherry Bays, Co. Cork for the purpose of removing sea lettuce accumulations from affected beaches nominated below. The Licence is granted subject to the following conditions: -

1. This licence shall remain in force from the date of execution thereof to May 31st 2022.

2. The Licensee shall pay a licence charge [redacted]

3. The Licensee shall use that part of the Foreshore the subject matter of this licence for the purposes as outlined in the application submitted to, and approved by, the Minister, and for no other purposes whatsoever.

4. The subject area of this licence shall include beaches at Inchydoney Island, Harbour View, Coolmaine, Garrettstown, Robert's Cove, Rocky Bay and Courtmacsherry Beach. Should the Licensee propose to remove sea lettuce accumulations from other beaches in these Bays, the Licensee must notify and receive the consent of the Department of the Environment, Community and Local Government prior to the carrying out of works.

5. The works shall be carried out within the areas delineated in red on the maps annexed hereto (Schedule 1).

6. The Licensee shall at all times during the continuance of this Licence ensure that the said works 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.

7. The Licensee shall ensure that the minimum area of foreshore necessary for the works is utilised, so as to reduce the impact of the proposed works.

8. The Licensee shall schedule the works so as to minimise disruption and inconvenience for other users of the foreshore.

9. The Licensee shall implement the mitigation measures set out in Section 5 of the "Removal of Sea Lettuce, West Cork Habitats Directive Assessment Report".

10. The Licensee shall submit a report to the Foreshore Unit of the Department of Environment, Community and Local Government before the end of each calendar year detailing the removal activities carried out during that year. The report shall include information on where the removals occurred, the number of removals and the estimated quantities removed.

11. The Licensee shall ensure that appropriate methods of operation are adopted in order to ensure that no spillages of hydrocarbons or other hazardous substances enter the marine environment during the works.

12. During the course of the works the Licensee shall ensure that all necessary precautions are taken to protect the public in accordance with relevant Health and Safety legislation.

13. The Licensee shall engage the services of a suitably qualified archaeologist with underwater/marine/intertidal experience to carry out the following:

    a. Pre-clearing archaeological walkover visual survey of the area to be worked on in Rocky Bay, or in any other area not listed in Condition 2 above.

    b. Spot checks of all areas being cleared during the course of the works.

    Where archaeological material is shown to be present, preservation *in situ* by way of avoidance and non-disturbance shall be implemented.

14. 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.

15. 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 works 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.

16. In the event of the 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.

17. Any notice to be given by the Minister may be transmitted through the Post Office addressed to the Licensee at its last known address.

18. The Minister and Department of the Environment, Community and Local Government and the Minister and Department for Public Expenditure and Reform shall be indemnified against any claims that may arise in connection with the use of the foreshore under this Licence.

IN WITNESS whereof a person so authorised by the Minister under Section 15(1) of the Ministers and Secretaries Act 1924 has hereunto subscribed his name and the Licensee has hereunto affixed his seal the day and year first herein **WRITTEN.**

PRESENT WHEN THE OFFICIAL SEAL OF THE MINISTER FOR THE ENVIRONMENT, COMMUNITY AND LOCAL GOVERNMENT WAS AFFIXED HERETO:-

Signature of:
NIAMH DREW
(Block Capitals)

Signed:
[signature]
A person authorised by Section 15(1) of the Ministers and Secretaries Act, 1924 to authenticate the Seal of the said Minister.

WITNESS Signature:
Louise Roche

Witness Name: LOUISE ROCHE
(Block Capitals)

Witness Address: Personnel
Custom House, Dublin 1

Occupation: Civil servant

PRESENT when the **COMMON SEAL** Of Cork County Council was affixed hereto:

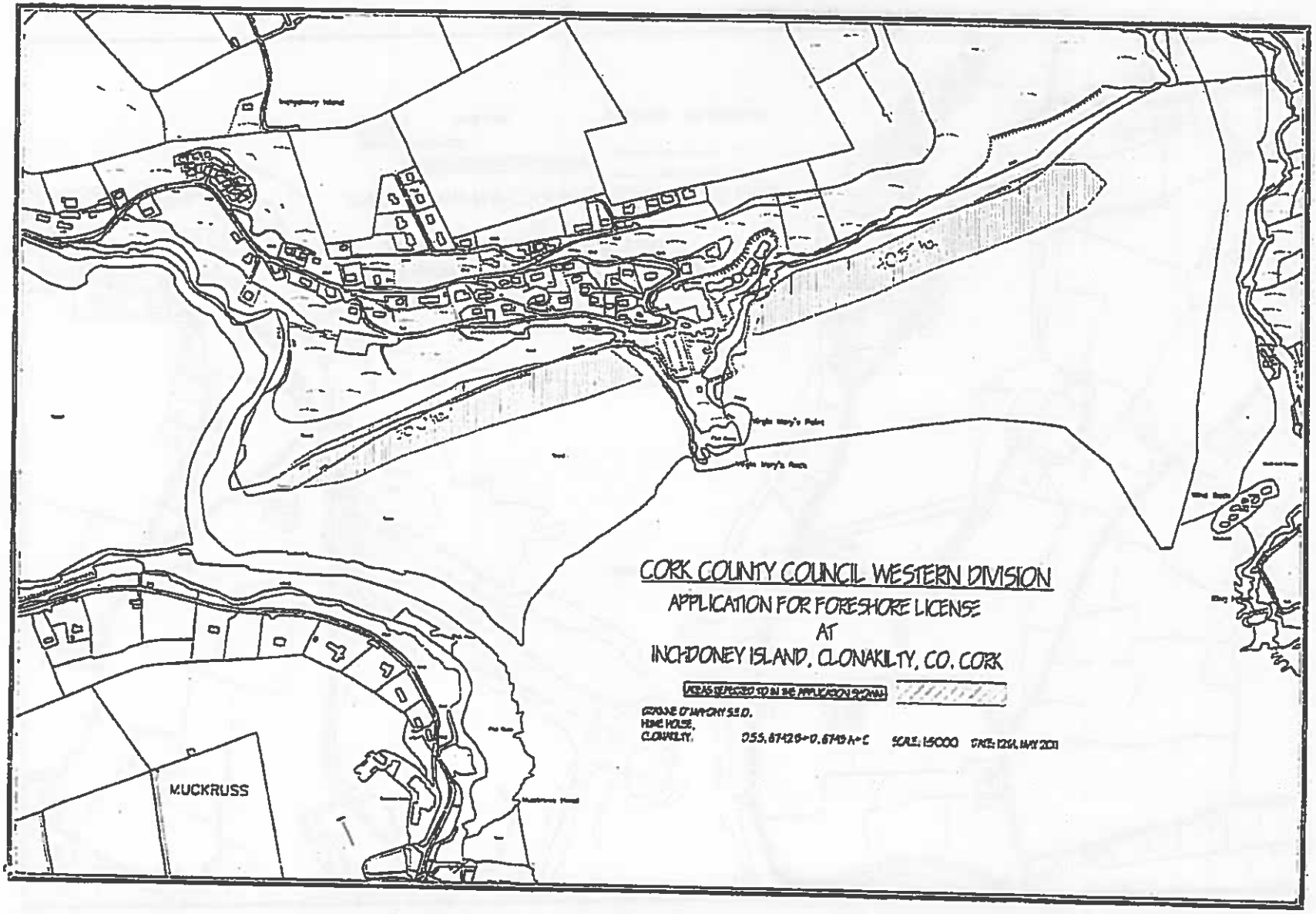
Signature of:
DYMPNA MURPHY
(Block Capitals)

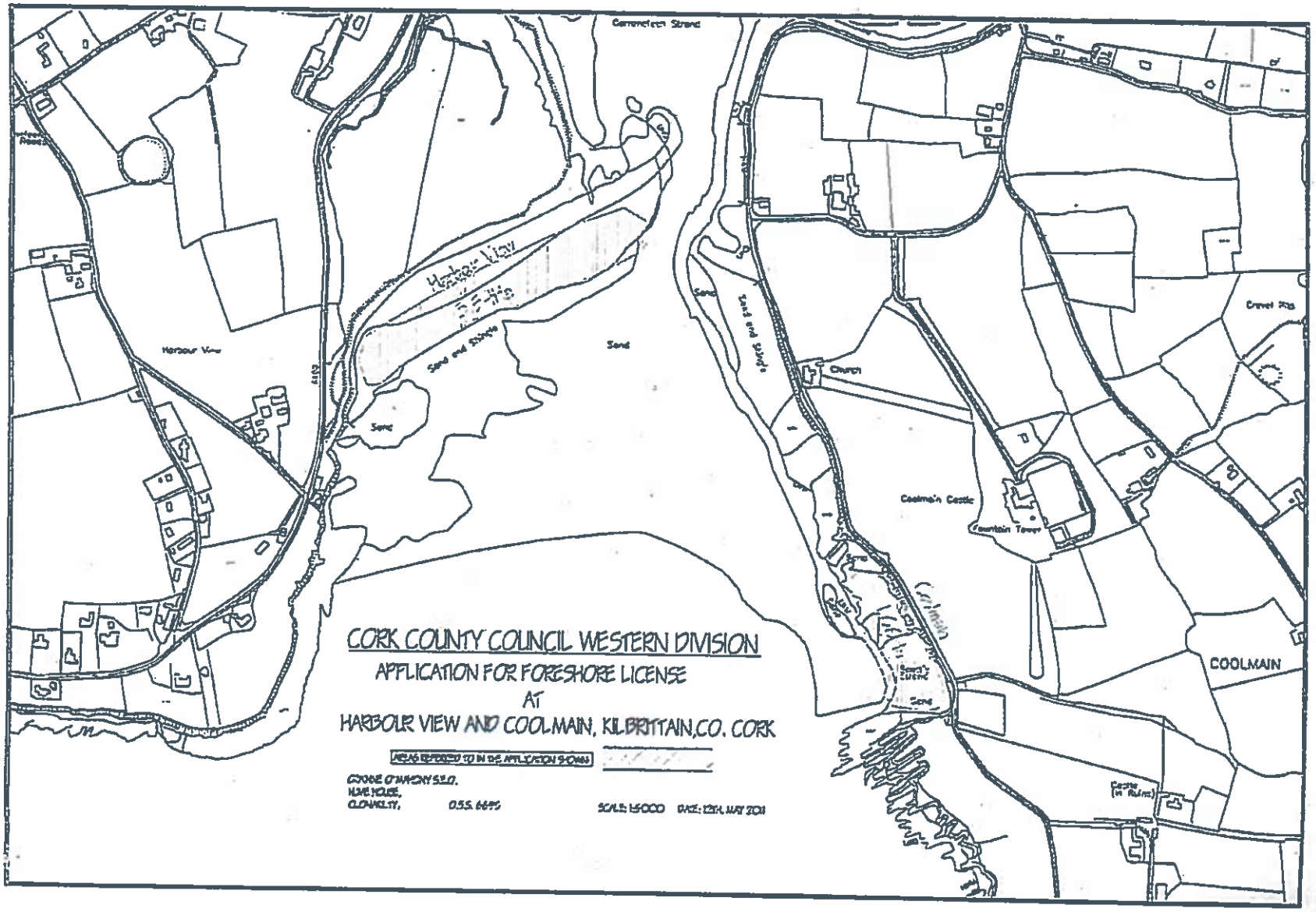
Signed:
Dympna Murphy

Position in Company: S/SEO

Schedule 1

Site Maps


CORK COUNTY COUNCIL WESTERN DIVISION
APPLICATION FOR FORESHORE LICENSE
AT
INCHIDONEY ISLAND, CLONAKILTY, CO. CORK
AREAS REFERRED TO IN THE APPLICATION SHOWN
GERALD O'MAHONY S.E.O.
HOME HOUSE,
CLONAKILTY.
SCALE: 1:5000
DATE: 12th MAY 2011
MUCKRUSS



CORK COUNTY COUNCIL WESTERN DIVISION

APPLICATION FOR FORESHORE LICENSE

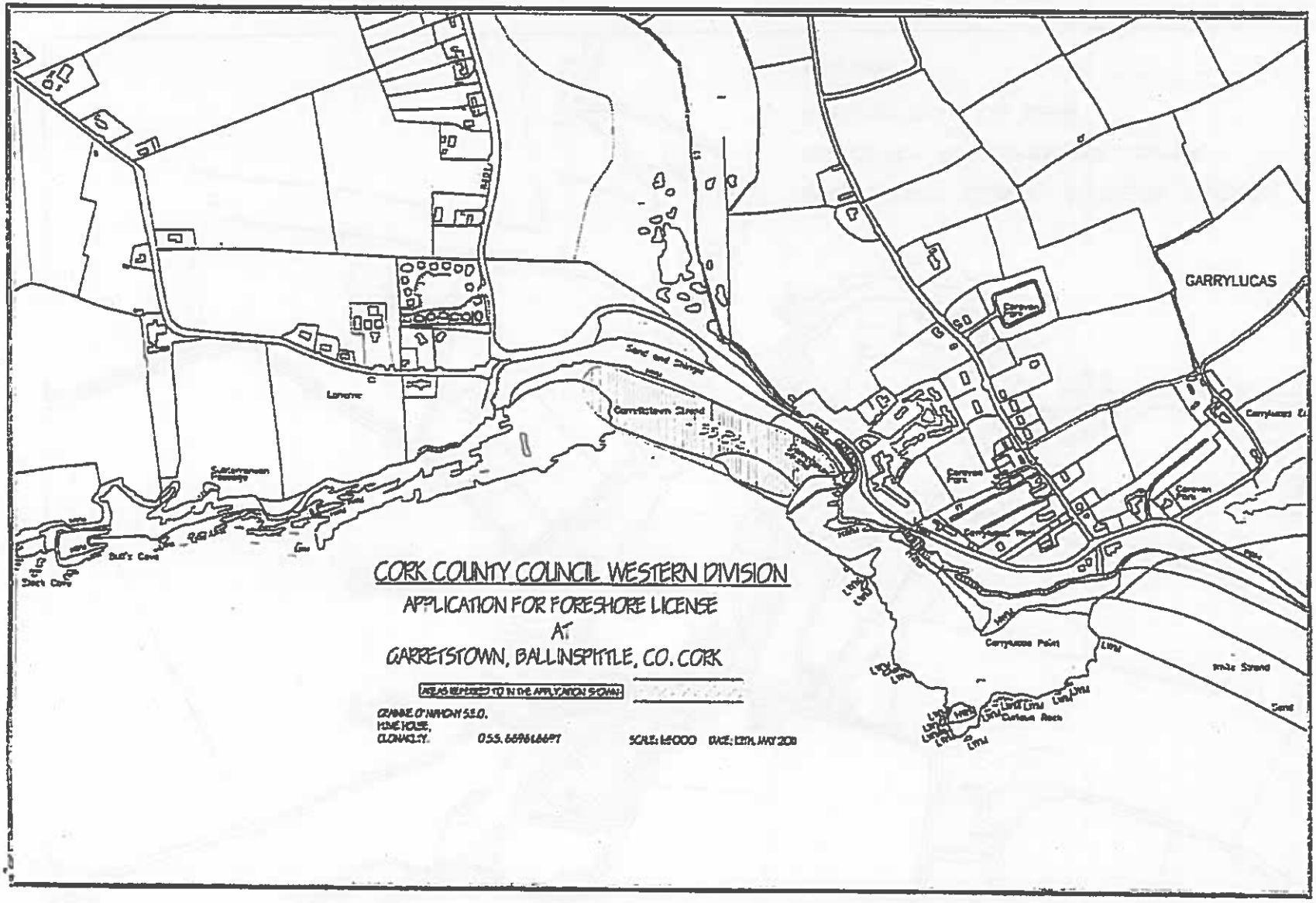
AT

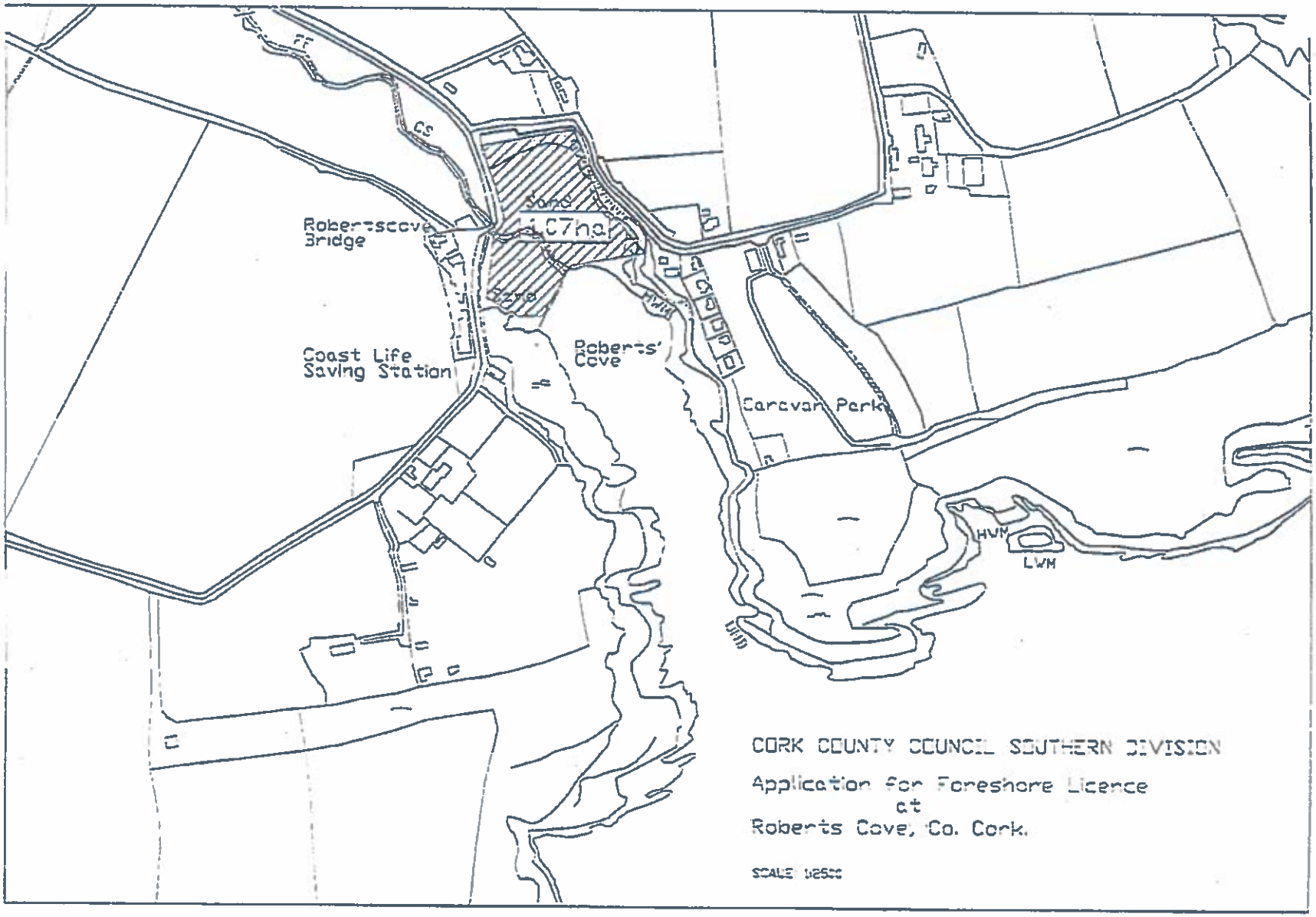
HARBOUR VIEW AND COOLMAIN, KILBRITTAIN, CO. CORK

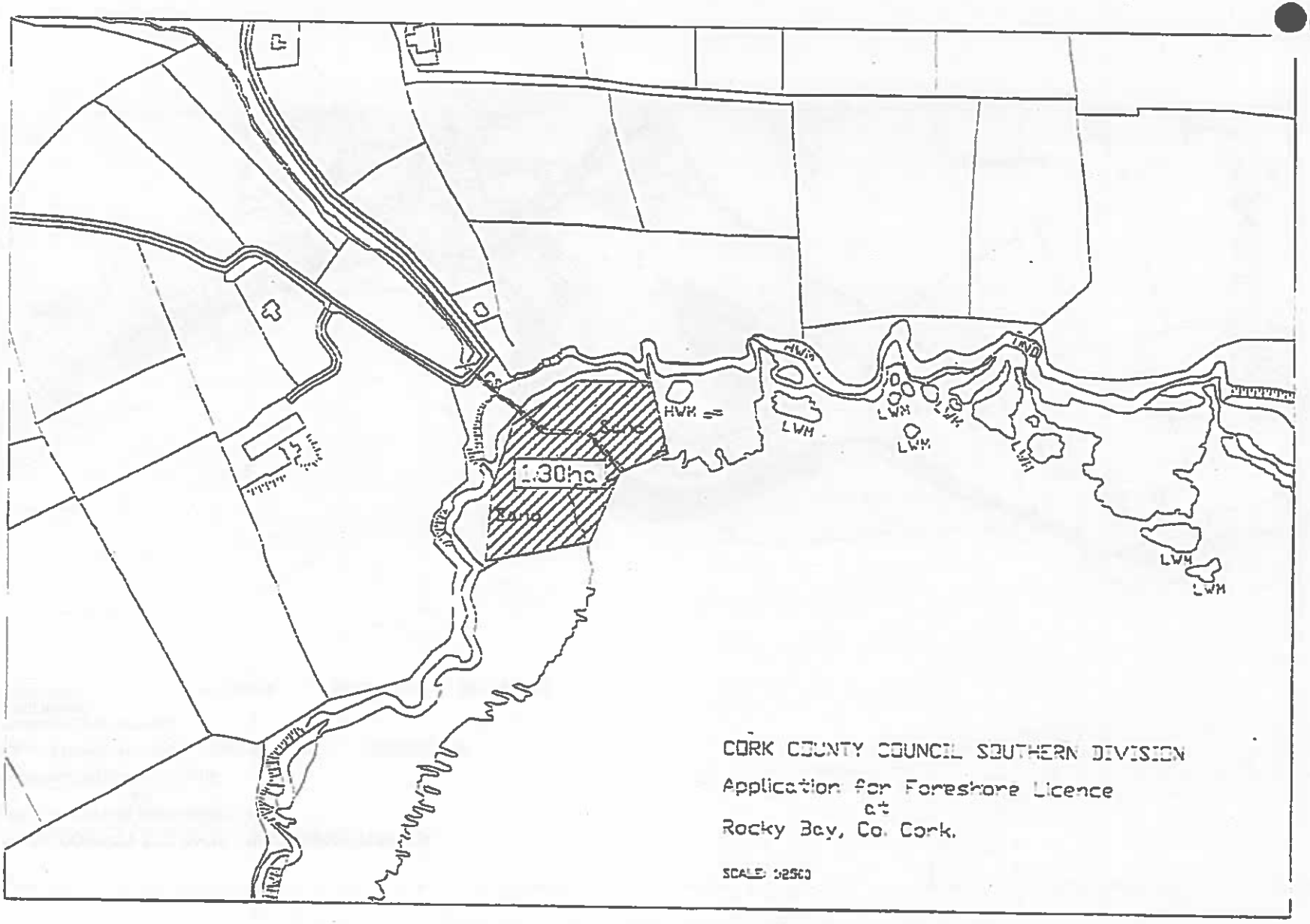
AREAS REFERRED TO IN THE APPLICATION SHOWN

COOKE O'MAHONY S.L.O.
NAVE HOUSE,
CLONAKILTY. 023. 86695

SCALE: 1:5000 DATE: 12TH MAY 2011


GARRYLUCAS
Carrigtavern Strand
Carrigtavern Point
Carrigtavern Rock
Carrigtavern Pier
Carrigtavern Slip
Carrigtavern Quay
Carrigtavern Rocks
Carrigtavern Pier
Carrigtavern Point
Inish Strand
Strand
Dart's Cove
Dart's Cove
Lahanagh
Lahanagh
Lahanagh


Robertscove Bridge
Coast Life Saving Station
Roberts' Cove
Caravan Park
HWM
LWM
CORK COUNTY COUNCIL SOUTHERN DIVISION
Application for Foreshore Licence
at
Roberts Cove, Co. Cork.


HWM
LWM
LWM
LWM
LWM
LWM
LWM
LWM
1.30ha
Sand
CORK COUNTY COUNCIL SOUTHERN DIVISION
Application for Foreshore Licence
at
Rocky Bay, Co. Cork.
SCALE: 1:2500

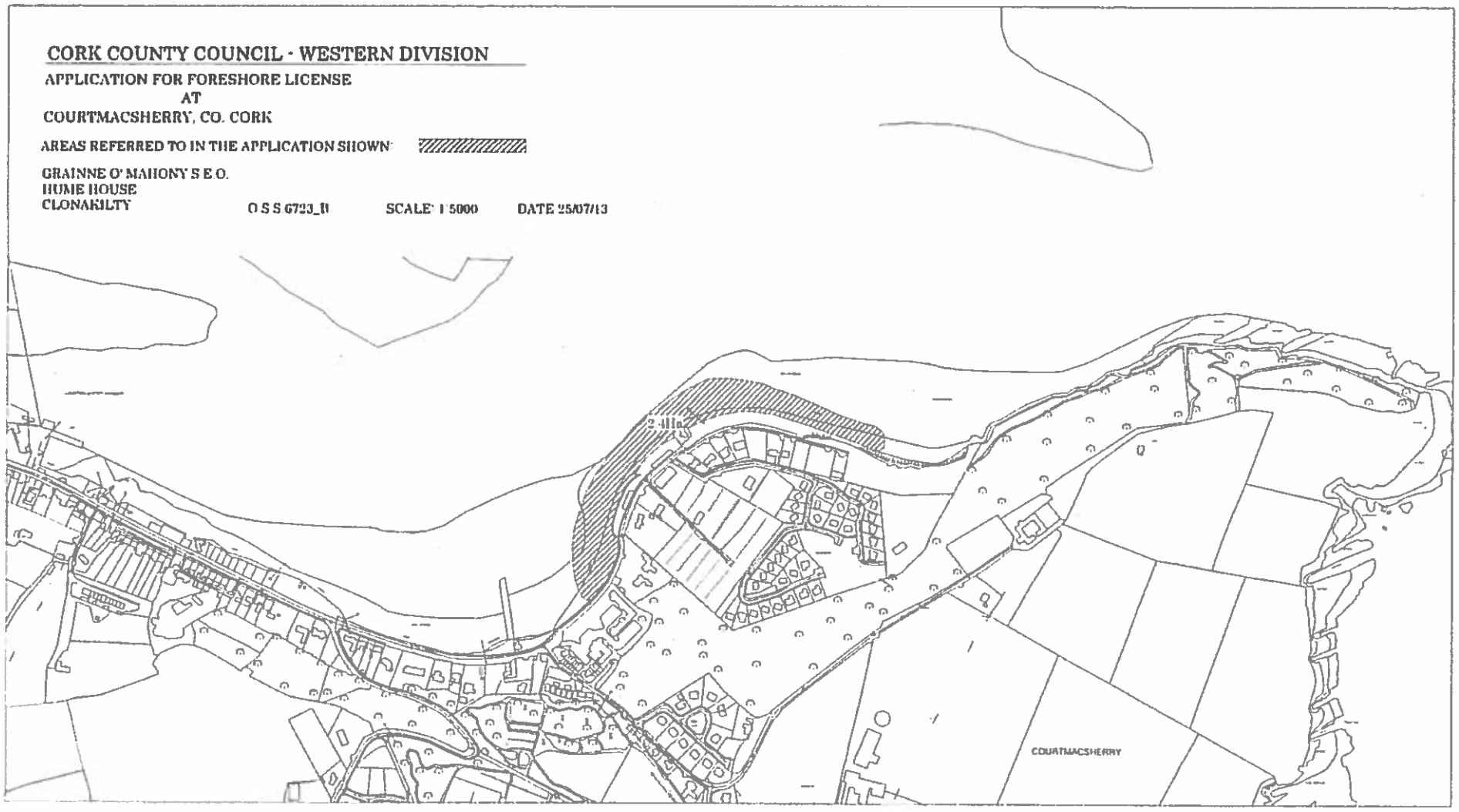
CORK COUNTY COUNCIL - WESTERN DIVISION

APPLICATION FOR FORESHORE LICENSE
AT
COURTMACSHERRY, CO. CORK

AREAS REFERRED TO IN THE APPLICATION SHOWN:

GRAINNE O' MAHONY S E O.
HUME HOUSE
CLONAKILTY

O S S 6723_B SCALE: 1:5000 DATE 25/07/13



DATED THE DAY OF 2013

THE MINISTER FOR THE ENVIRONMENT, COMMUNITY AND LOCAL GOVERNMENT

One part

-WITH-

Cork County Council

(THE LICENSEE)

Second Part

FORESHORE LICENCE