



COMHAIRLE | CLARE
CONTAE AN CHLÁIR | COUNTY COUNCIL

Revoking of the West Clare Local Area Plan 2012 - 2018

Re: Notice in accordance with Section 20(3)(i) of the Planning and Development Act 2000 (as amended)

Legislative Requirements for SEA and AA

The requirements for SEA in Ireland are set out in the Regulations, S.I. No 435 of 2004 European Communities (Environmental Assessment of Certain Plans and Programmes) Regulations 2004 and S.I. No. 436 of 2004 (Planning and Development (Strategic Environmental Assessment)) Regulations 2004 as amended by S.I. No. 200 of 2011 European Communities (Environmental Assessment of Certain Plans and Programmes) (Amendment) Regulations 2011) and S.I. No. 201 of 2011 (Planning and Development (Strategic Environmental Assessment) (Amendment) Regulations 2011) respectively.

Article 6(3) of European Council Directive 92/43/EEC on the conservation of natural habitats and of wild fauna and flora requires competent authorities to undertake an Appropriate Assessment of any plan or project not directly connected with or necessary to the management of a European site but likely to have a significant effect thereon, wither individually or in combination with other plans or projects.

Why an SEA is not required:

Section 14 (B) of the Planning and Development Regulations 2001-2014 identifies where there is a requirement to prepare an environmental report:

‘Where –

- (a) The population or the target population of the area of a local area plan is 5,000 persons or more, or
- (b) The area covered by the local area plan is greater than 50 square kilometres, or
- (c) The local area is being prepared for a town and its environs area, or
- (d) Where the planning authority determines under article 14A(3) or (5) that the implementation of a local area plan, an amended plan or an amendment to a local area plan would be likely to have significant effects on the environment,

the planning authority shall, prior to giving notice under section 20(3) of the Act, prepare an environmental report...’.

SEA at its core seeks to assess the environmental impacts of implementing a Plan or Programme.

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- The process of revoking a local area plan does not involve the implementation of a local area plan, an amended plan or an amendment to a local area plan as specified in 14(b) (d) above. Therefore, there is no requirement to prepare an Environmental Report when revoking a Local Area Plan.

Why AA is not required on the revoking of the West Clare LAP 2012 - 2018:

Section 177U (2) of the Planning and Development Act 2000-2014 identifies where screening for appropriate assessment is required. A competent authority shall carry out a screening for appropriate assessment under subsection (1) before:

(a) a land use plan is made including, where appropriate, before a decision on appeal in relation to a draft strategic development zone is made, or;

(b) consent for a proposed development is given

- As a land use plan is not being made or consent for a development is not being given, screening for AA is not required when revoking a local area plan.

Timing of Clare County Development Plan and overlap with West Clare LAP 2012-2018:

The Clare County Development Plan 2017 – 2023 which will incorporate the spatial extent of the West Clare Local Area Plan 2012-2018 will come into effect in January 2017. The West Clare LAP 2012-2018 will only be revoked once this Plan is in place thereby ensuring the West Clare Local Area will at all times be subject to the proper planning and sustainable development in accordance with all relevant legislation. The Clare County Development Plan has been through rigorous Strategic Environmental Assessment together with Appropriate Assessment thereby ensuring through the implementation of the new plan the necessary steps have been taken to protect the environment at all times.

Conclusion

On the basis of the above, SEA and AA are not required for the revoking of the West Clare 2012-2018 Local Area Plan.

Signed Sheila Downes

Sheila Downes,
Environmental Assessment Officer

Signed Helen Quinn

Helen Quinn,
Senior Executive Planner

8th September 2016



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Revoking of the East Clare Local Area Plan 2011 - 2017

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Revoking of the South Clare Local Area Plan 2012 - 2018

Re: Notice in accordance with Section 20(3)(i) of the Planning and Development Act 2000 (as amended)

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8th September 2016



ROADS ACT 1993 - TEMPORARY ROAD CLOSURE

Notice is hereby given in accordance with Section 75 of the Roads Act 1993 of Clare County Council's decision to temporarily close the following road to facilitate necessary road improvement works.

Date and time of closure:

Road to be closed	From	To	Period
R483 at Carrow	Junction with the L-2040 and L6124 at Gower North	Junction with L-2050 at Carrow	For a period of 2 weeks between Monday 19th September and Sunday 2nd October 2016 (24hr closure)

Alternative routes / diversion:

Via the R483 at Gower North to Kilrush, N67 at Drimna, L2524 at Kilrush, N68 at Kilrush to Knockalough, R484 at Knockalough to Ballynagun East, R483 at Ballynagun East to Carrow and visa-versa.

ROADS ACT 1993 - TEMPORARY ROAD CLOSURES

Notice is hereby given in accordance with Section 75 of the Roads Act 1993 of Clare County Council's decision to close the roads detailed hereunder for the periods stated in connection with the holding of the Clare Stages Rally 2016.

ROADS TO BE CLOSED:

STAGES 1-4-7

From junction at Woodcockhill to Gallowhill/Heathmount to Bunnabinnia South to Windy Gap to Reaskcamoge to Ballycar North to Derrynaveagh and to junction of R-471 at Oatfield Church and for a distance of 200 metres at access roads to stage.

L7110, L7108, L3032, L30321, L7062

STAGES 2-5-8

From junction at Moygalla to Cloonanass to Carrowmore Bridge to Castlequin Road to Ballycullen to Ballyvrogal Beg to Glenwood Br to Glenwood to Belvoir Br to Belvoir Demense to Enagh Cross Roads to Killanena to Knockatinty to Cappalaheen Cross Roads to the junction at Cappalaheen Bridge and for a distance of 200 metres at access roads to stage.

L7018, L7014, L3016, L7630, L3018, L3010, L7005, L7006, L7012, L3008

STAGES 3-6-9

From junction of L-7152/R-469 to Mausnarylaan to Caherscooby to Caherkine to Snugborough to Ballykilly to Ayleacotty Br to Ayleacotty to Kilkerian to Mooghaun South to Langough to the junction at Rathfolan and for a distance of 200 metres at access roads to stage.

L7152, L7150, L3150, L7148, L7146, L3150

ALTERNATIVE ROUTES:

STAGES 1-4-7

N-18 to Cratloe - R-462 to Sixmilebridge - R-471 to Oatfield

STAGES 2-5-8

R-462 to Kilmurry - R-469 for Quin or R-462 for Kilkishen

STAGES 3-6-9

R-469 to Quin - Quin to M-18 - M-18 to Newmarket on Fergus

DATE & TIMES OF CLOSURE:

Sunday September 18th, 2016

Stages 1-4-7 - 08.55 to 17.36

Stages 2-5-8 - 09.23 to 18.11

Stages 3-6-9 - 10.03 to 18.44

PLANNING AND DEVELOPMENT ACT, 2000 (AS AMENDED)

Notice of Intention to Revoke

West Clare Local Area Plan 2012-2018

South Clare Local Area Plan 2012-2018

North Clare Local Area Plan 2011-2017

East Clare Local Area Plan 2011-2017

Pursuant to Section 20(3) of the Planning and Development Act, 2000 (as amended) Clare County Council hereby gives notice that it intends to revoke the existing:

West Clare Local Area Plan 2012-2018, South Clare Local Area Plan 2012-2018, North Clare Local Area Plan 2011-2017, East Clare Local Area Plan 2011-2017.

The Clare County Development Plan 2017-2023 is currently in Draft format and Volume 3 of this Plan includes written statements and maps for all of the settlements that are presently included in the above Local Area Plans. The Planning Authority consequently proposes to revoke these Local Area Plans. It is proposed that the revoking of the Local Area Plans and the adoption of the Clare County Development Plan 2017-2023 will happen concurrently.

Having regard to Article 14E of the Planning and Development (Strategic Environmental Assessment (SEA) Regulations 2004, the Planning Authority have determined that a Strategic Environmental Assessment (SEA) and Appropriate Assessment (AA) are not required in this instance. A copy of the Determinations with regard to each of the Local Area Plans to be revoked, together with a copy of the proposal to revoke the existing West Clare Local Area Plan 2012-2018, South Clare Local Area Plan 2012-2018, North Clare Local Area Plan 2011-2017 and East Clare Local Area Plan 2011-2017 may be inspected during normal opening hours from Monday to Friday (excluding Public Holidays) within the period from Friday 9th September to Monday 24th October 2016 (inclusive) at the following locations:

- Áras Contae an Chláir, New Road, Ennis;
- De Valera Library, Ennis and Local Study Centre, Harmony Row, Ennis;
- All public libraries;
- All Municipal District Offices.

The proposal to revoke the existing West Clare Local Area Plan 2012-2018, South Clare Local Area Plan 2012-2018, North Clare Local Area Plan 2011-2017 and East Clare Local Area Plan 2011-2017 is also available on the Council's website at www.clarecoco.ie

Written submissions and observations with respect to the proposals to revoke the existing West Clare Local Area Plan 2012-2018, South Clare Local Area Plan 2012-2018, North Clare Local Area Plan 2011-2017 and East Clare Local Area Plan 2011-2017 may be made to: Forward Planning & Enterprise Development, Clare County Council, Áras Contae an Chláir, New Road, Ennis, Co. Clare or by e-mail to forwardplan@clarecoco.ie (max. document size by e-mail: 4MB) or may be faxed to 065-6892071 on or before 4.00 p.m. on Monday 24th October, 2016.

Please make your submission by one medium only.

Submissions or observations in respect of the proposal made to the Planning Authority during the above period will be taken into consideration in deciding upon the proposals.

Children, groups or associations representing the interests of children are entitled to make submissions or observations in respect of the proposals and any such submissions or observations received will be taken into consideration in deciding upon the proposals.

NB. As this is a public consultation process, submissions may be made available for public viewing and consequently personal details such as address, email address, and phone number should be submitted on a separate sheet accompanying any submissions or observations.