

Application for a Maritime Usage Licence under the Maritime Area Planning Act 2021

Important Information

Before completing this form, please read the declaration and consent at the end of the application form.

It is important to note that a change in applicant name will require a new application.

This application and supporting documentation should be submitted by email to licence@mara.gov.ie.

Please complete the form electronically. Type details in the boxes provided, space will expand as you type.

Maritime Usage Licence:

Part 5 (sections 110 to 133) of the Maritime Area Planning Act 2021 (MAPA) provides for the granting of maritime usage licences.

Section 112 of the Act states that the Maritime Area Regulatory Authority (MARA) is the competent authority for the purposes of Part 5 of the European Communities (Birds and Natural Habitats) regulations 2011 ([S.I No. 477 of 2011](#)) and appropriate assessments to which that Part applies.

Section 114 of the Act states that the Minister may by regulations provide for class of Schedule 7 usage to be exempted usage for the purposes of this Part.

[Schedule 7](#) of the Act lists the Maritime Usages that may be undertaken in the maritime area pursuant to licence.

[Schedule 8](#) of the Act lists the types of conditions that MARA may attach to a licence.

Privacy Policy:

MARA may require you to provide certain personal data in order to carry out our legislative and administrative functions. MARA will treat all personal data that you provide as confidential and will process your details in accordance with its obligations under data protection legislation, including the Data Protection Act 2018 and the EU General Data Protection Regulation (GDPR).

A Privacy Statement explaining how MARA, as the Data Controller, will process the personal data you provide, how that information will be used and what rights you may exercise in relation to your personal data, is available in this link: [Privacy Statement](#).

Freedom of Information (FOI)/ Access to Information on the Environment (AIE)

Applicants should be aware that under the Freedom of Information Act 2014 and the European Communities (Access to Information on the Environment) Regulations 2007 to 2018, information provided by them to MARA may be liable to be disclosed.

Applicants are asked to consider if any of the information supplied by them in their application should not be disclosed and clearly identify the specific sections of their application containing such information, specifying the reasons for its confidentiality/sensitivity. MARA will consult with applicants about this information before making a decision on any Freedom of Information/Access to Information on the Environment request received.

MARA
2nd Floor, Menapia House,
Drinagh Business Park,
Drinagh,
Wexford,
Y35RF29

www.maritimeregulator.ie

Part 1: Applicant Information

1.1 Applicant Details

Name of Applicant (the name that will appear on the licence)	[REDACTED]
Company/Organisation (if applicable)	Shannon Foynes Port Company,
Address/Company Address	Mill House, Foynes, Co. Limerick
Eircode/Postcode	V94 R232
Contact Name within Company/Organisation	[REDACTED]
Contact Phone No.	069 73126
Contact Email Address	[REDACTED]
Is the company registered in Ireland for tax purposes?	Yes

1.2 Contact Details (if different from above)

Full Name	
Address	
Eircode/Postcode	
Contact Name	
Contact Phone No.	
Contact Email Address	

1.3 Agent Representing Applicant (if applicable)

Person/Agency acting on behalf of Applicant	[REDACTED]
Address	Elmwood House, 74 Boucher Road, Belfast
Eircode/Postcode	BT12 6RZ
Contact Name (if applicable)	[REDACTED]
Contact Phone No.	0044 2890 667914 or 0044 777 9590463
Contact Email address	[REDACTED]

1.4 Applicant's Legal Advisor (if applicable)	
Name/Company Name	[REDACTED]
Address	Philip Lee LLP, Connaught House, One Burlington Road, Dublin 4, Ireland
Eircode/Postcode	D04 C5Y6
Contact Name (if applicable)	[REDACTED]
Contact Phone No.	91 2373700
Contact Email address	[REDACTED]

Part 2: Proposal Details (Attach additional documents as required)

2.1 In relation to this application, have you previously applied for a declaration as to whether or not a licence was required for this usage? If so, please provide the reference number associated with that application.

SFPC have not applied for a declaration as to whether a license was required for this usage.

SFPC submitted a pre-application consultation form to MARA and a pre-application consultation meeting was held on 21st September 2023. Representatives from MARA, SFPC and RPS attended the meeting.

The following license reference number has been applied to this application LIC230014.

2.2 Description of proposed Maritime Usage.

The proposed activity/works (Maritime Usage) involve a Marine Site Investigation to support the preliminary and detailed engineering design of the Deep-Water Terminal Development on Foynes Island. A brief description of the proposed Deep Water Terminal development is provided below.

SFPC wish to progress the construction of a new Deepwater Berth Development at Foynes Island. The proposed development will be Irelands deepest port facility with unrivalled water depths of -18m CD at the quay. The development will be used to support the offshore renewable energy industry and provide additional deep-water berthing for commercial shipping.

The proposed new deepwater berth development will be located on the western side of Foynes Island and the development includes the construction of a new road from the deepwater berth to the south-eastern side of the island where a new bridge will connect the Island with the mainland at the existing Foynes Port. The project is intended to provide deep water port facilities to facilitate the construction, assembly, and operations & maintenance of offshore renewable energy projects and provide additional commercial facilities for SFPC.

Infrastructure will include:

- *800m long deepwater quay with heavy duty load capacity*
- *Approximately 44-acre hinterland storage area incorporating a 1.5 km long access road linking to the new bridge*
- *Approximately 15.5m wide highway access bridge linking Foynes Island with Foynes Port (on the mainland).*

Marine Site Investigation – For which this application applies

It is intended to perform both geophysical and geotechnical marine-based site investigation to inform the design of the proposed bridge crossing over to the South-East corner of Foynes Island from Foynes Port, construction of an access road across the island, construction of quay/marine infrastructure with associated quay furniture/services and development of a hardstanding hinterland area at the North-West edge of the Island.

The surveys will entail the following activities:

- Standard methods of non-invasive acoustic based sensing will include the gathering of bathymetric, side scan sonar, sub-bottom profiler and magnetometer data.
- Standard methods of geotechnical investigation including deep boreholes (30-45m deep) and shallow boreholes (5-10m deep)
- Sediment and environmental sampling
- Operation and manoeuvring of typical jack-up barge, survey vessels and floating pontoon equipment.

A Schedule of Works is provided along with this application which provides details on the proposed Marine Site Investigation works.

2.3 Describe the nature and scale of any structure to be erected in the maritime area.

There will be a jack-up barge used for the proposed marine SI works. The barge will be moored on the foreshore by 4 jack-up legs. The barge will move between the various survey locations during the duration of the SI works. The jack up barge is temporary and will be removed after the Marine SI works are completed. No other structures temporary or permanent will be erected on the foreshore during the works.

2.4 Indicative timing of the works/activity: (i) Start date (ii) Duration (iii) Any other information relevant to timing.

The proposed timescale for the works are as follows:

Phase 1 SI for Preliminary Design

Duration **Approx 18 weeks**

Start Date **Q1/Q2 2024**

Phase 2 SI for Detailed Design

Duration **Approx 16 weeks**

Start Date **Estimated start of 2026 but dependent on consent for the Deepwater Berth Development**

The proposed activity/works involve a Marine Site Investigation to support the planning and engineering design of the Foynes Deep Water Berth Development on Foynes Island.

<p>2.5 Do the proposed maritime usages provide for public use, commercial use or private use? Provide details.</p>
<p>The proposed activity/works involve a Marine Site Investigation to support the planning and engineering design of the Foynes Deep Water Berth Development on Foynes Island. The Marine SI works will be for private use only and there will be no public access at any stage to any of the works.</p>
<p>2.6 Could the proposed works restrict public use/enjoyment of the nearshore e.g., fishing, sailing, surfing, swimming, walking or other activities? Provide details.</p>
<p>The works will be temporary and will only take up a very small area of the nearshore for a matter of hours in any one location. Any restriction will be minor and temporary. A notice to mariners will issue in advance of any site investigation activity.</p>
<p>2.7 Please outline any engagements that have taken place with marine users or other stakeholders in the proposed area that may be affected by the proposal and attach supporting documentation where relevant.</p>
<p>Consultation has taken place with the following parties:</p> <p>Foynes port users. Foynes yacht club.</p> <p>The consultation process involved in person meetings between the project manager for SFPC and the committees of each group. No issues were raised other than a request to keep the parties informed.</p>
<p>2.8 Describe briefly any consultations undertaken with other relevant authorities (e.g., Local Authority, Port/Harbour authority etc.) or State Agencies. e.g., National Parks & Wildlife Service, National Monuments Service of Department of Housing, Local Government and Heritage.</p>
<p>During the pre-application phase of the consenting process, consultation letters were issued to the above statutory consultees. A summary of the consultation process along with responses received from the consultees is provided in Chapter 5 of the Assessments of Impacts of the Maritime Usage Report which accompanies this application. A consultation was also carried out with Clare County Council and Limerick City and County Council. A summary of the consultation process along with responses received from the Local Authorities is provided in Chapter 5 of the Assessments of Impacts of the Maritime Usage Report which accompanies this application.</p>
<p>2.9 Please provide the reference number and title of any existing Foreshore Licence you may hold within the footprint, or otherwise in the vicinity of the proposed Maritime Usage area.</p>
<p>Details of previous Foreshore Leases obtained as below:</p> <p>20th June 1933 – West Quay (MS 51/10/38) 13th January 1988 – West Jetty Extension (MS 51/10/118) 16th January 2015 – East Jetty Reclamation (MS 51/10/135) 11th January 2022 – Capacity Extension at Shannon Foynes “East Jetty Extension” (2021/05591)</p>

2.10 Please provide the reference number of any current application for a Foreshore Licence to the Minister for Housing, Local Government and Heritage. Does this application for a foreshore licence relate to or impact any part of the maritime area the subject of this licence application? If so, please provide details of the foreshore licence application.

A Foreshore License was submitted to DHLGH for these works on 1st July 2023. The Reference number for this application is FS007631. Currently the application is still undergoing validation by DHLGH. It is the intention of SFPC to immediately withdraw FS007631 from the system and proceed instead with obtaining a Maritime Area Usage License for the Marine SI Works.

**2.11 What environmental reports, if any, have you submitted with this application?
(Supporting information for screening for Appropriate Assessment/ Natura Impact Statement/ Risk Assessment for Annex IV Species/ Assessments of Impacts of the Maritime Usage (AIMU) Report)**

The following environmental reports are submitted along with this application:

- **Assessments of Impacts of the Maritime Usage**
- **Archaeological Impact Assessment**
- **Supporting Information for Screening for Appropriate Assessment**
- **Annex IV Risk Assessment**
- **Report on NMPF Compliance**

Part 3: Location and Spatial Extent of Proposed Maritime Area
(Attach additional documents as required)

3.1 Total size of the proposed Maritime Area (in m², ha² or km², as appropriate).

Refer to Drawing M0845-RPS-FS-XX-DR-C-0200 for Area A and Area B

Area A 26.4 ha

Area B 13.8 ha

3.2 Please provide the distance of the main body of the proposed maritime area from the shore at its closest point in km.

Area A and Area B are both connected to the shoreline.

3.3 Is any of the maritime area in the proposed site in private ownership? If yes please provide documentary evidence of same (e.g. folio).

None of the foreshore is in private ownership.

3.4 Any other site details considered relevant:

None other site details are considered relevant.

Part 4: Maps and Drawings.

Please refer to [Technical Guidance](#) on map and drawing requirements.

4.1 Please draft a map, titled “Licence Map”, outlining the proposed Maritime Area in accordance with the Technical Guidance for Maritime Area Usage Licence Applications and submit same with this application.

M0845-RPS-FS-XX-DR-C-0200 is the License Map. This shows the proposed Maritime Area subject to this application.

4.2 Please list any Admiralty Charts, Maps and/or other Drawings submitted with this application.

M0845-RPS-FS-XX-DR-C-0201 -	Site Layout Map 1 of 2 Site Investigation
M0845-RPS-FS-XX-DR-C-0202 -	Site Layout Map 2 of 2 Site Investigation
M0845-RPS-FS-XX-DR-C-0203 -	Existing Foreshore Licences
M0845-RPS-FS-XX-DR-C-0204 -	Geographic Coordinates of Area under
Application	
M0845-RPS-FS-XX-DR-C-0205 -	Admiralty Chart

Part 5: Fishing/Aquaculture Considerations:

5.1 Is the proposal located in proximity to any of the following:

- aquaculture operation
- designated Shellfish Growing Waters
- fish spawning ground
- other sensitive fisheries location

Please Illustrate on appropriate chart including distance in Km.

The fisheries information is provided in Chapter 9 of the Assessments of Impacts of the Maritime Usage Report.

5.2 Are there other potential impacts of the proposal on fishing/aquaculture in the area? If yes, please describe.

The fisheries information is provided in Chapter 9 of the Assessments of Impact of the Maritime Usage Report.

5.3 Are there any measures proposed to mitigate potential impacts on fisheries or aquaculture? If yes, please describe.

The fisheries information is provided in Chapter 9 of the Assessments of Impact of the Maritime Usage Report.

Declaration and Consent:


The details provided here are correct to the best of my knowledge.

I understand that no works will be commenced, by the applicant or the applicant's agents on the proposed site, without a valid licence from MARA. The granting of any Maritime Usage Licence will not give rise on the part of the applicant to any expectation whatsoever for, right or entitlement to a grant of any future licence in respect of all or any part of any area of the Maritime Area.

By submitting this application form, the applicant agrees that the details provided (with personal contact details redacted) are to be published on MARA's website and also that the full information provided including contact details are to be processed and retained by MARA and shared with all relevant public authorities in furtherance of consideration for a Maritime Usage Licence under the MAPA.

I give consent to MARA and its agents to copy this application and to make (a redacted) copy available for inspection and copying by the public. This consent relates to this application, to any further information, or submission provided by the applicant or on the applicant's behalf and to the publication of the licence document.

Signed for and on behalf of the applicant:



Name of Signatory (block letters):



Position Held:

Engineering and Port Services Manager, SFPC

Date:

15/11/2023

Applicant Checklist	
Document	Included
Application Form (Parts 2 to 5 inclusive)	<input checked="" type="checkbox"/>
Supporting Information for Screening for Appropriate Assessment (SISAA) Report	<input checked="" type="checkbox"/>
Risk Assessment for Annex IV Species Report	<input checked="" type="checkbox"/>
Natura Impact Statement (NIS), if initially included	<input checked="" type="checkbox"/>
Assessments of Impacts of the Maritime Usage (AIMU) Report	<input checked="" type="checkbox"/>
Licence Mapping	<input checked="" type="checkbox"/>
Other (Please list below)	

Other

- Schedule of Works
- Assessments of Impacts of the Maritime Usage Report
- Archaeological Impact Assessment
- Supporting Information for Screening for Appropriate Assessment
- Annex IV Risk Assessment
- Report on NMPF Compliance