

DUBLIN CITY COUNCIL



**ORDER OF THE ASSISTANT CHIEF EXECUTIVE
PLANNING & PROPERTY DEVELOPMENT DEPARTMENT**

**Screening Determination for Strategic Environmental Assessment
under SEA Directive 2001/42/EC
as transposed into Irish law under S.I. 436/2004, as amended**

**Concerning the decision to extend the life of the Park West – Cherry Orchard
Local Area Plan 2019**

Dublin City Council (DCC) has undertaken non-statutory screening for Strategic Environmental Assessment (SEA) under Directive 2001/42/EC concerning extending the Park West – Cherry Orchard Local Area Plan (LAP) 2019. The screening assessment was carried out in accordance with the provisions of the Planning and Development (Strategic Environmental Assessment) Regulations 2004-2011 (the SEA Regulations), to determine the requirement for SEA to be undertaken in respect of the extension.

In accordance with Section 19 (1) (d), (e) & (f) of the Planning & Development Act 2000 (as amended) the elected members of Dublin City Council noted the opinion of the Chief Executive in Report 180/2024 that the LAP remains consistent with the objectives and core strategy of the Dublin City Development Plan 2022-2028 (the Development Plan) and that the objectives of the LAP remain to be secured and approved by resolution the extension of the LAP and deferred the sending of a notice under section 20(3)(a)(i) and publishing a notice under section 20(3)(a)(ii), for a further period of five years to the 4th November 2029.

The preparation of the LAP was informed by SEA. The Environmental Protection Objectives arising from the Environmental Report under that process form part of the LAP and informed the policy approach of the LAP and its objectives. The proposal to extend the life of the LAP does not involve any changes or amendments and therefore the Environmental Protection Objectives as set out in the SEA Report for the LAP still apply.

The approved LAP was also considered in the context of the Development Plan, which retained the plan area as a Strategic Development and Regeneration Area (SDRA 4). The Development Plan was subject to comprehensive environmental assessments to include Strategic Environmental Assessment (SEA), Appropriate Assessment (AA) and Strategic Flood Risk Assessment (SFRA).

Since the adoption of the LAP and the Development Plan, the North-West Irish Sea was designated as a new Special Protection Area (SPA) on 13th July 2023. A separate Appropriate Assessment screening and determination has been made.

Having regard to the provisions of Schedule 2A of the SEA Regulations, DCC as the Competent Authority has determined that the extension of the LAP is not likely to have significant effects on the environment and that an SEA is not required. This

Order No. SA/0069/2024

determination has been made following consideration of the SEA Regulations and the relevant SEA Guidelines.

Signed



Máire Igoe

A | Executive Manager

ORDER: That Dublin City Council as the Competent Authority makes the following determination:

Pursuant to Section 19 (1) (d), (e) & (f) of the Planning & Development Act 2000 (as amended), the passing of a resolution by the elected members of Dublin City Council to extend the Park West – Cherry Orchard Local Area Plan 2019, having considered the opinion of the Chief Executive in Report 180/2024 that the LAP remains consistent with the objectives and core strategy of the Dublin City Development Plan 2022-2028 (the Development Plan) and that the objectives of the LAP remain to be secured, and the deferral of sending a notice under section 20(3)(a)(i) and publishing a notice under section 20(3)(a)(ii) for a further period of five years to the 4th November 2029, is not likely to have significant impacts on the environment and that a Strategic Environmental Assessment is not required.

Signed



Anthony Flynn

Assistant Chief Executive

Date: 17th October 2024

To whom the appropriate powers have been delegated by the Order No. CE 6765 of the Dublin City Chief Executive.