

1ST OF SEPTEMBER 2020

**SCREENING FOR APPROPRIATE ASSESSMENT OF SPECIFIC WORKS ASSOCIATED WITH ‘LOT 1 – NORTH WEST
BRIDGES TERM MAINTENANCE CONTRACT NO. 3’
REASONED DETERMINATION**

Regulation 42(1) of the European Communities (Birds and Natural Habitats) Regulations, 2011 (‘the Habitats Regulations’) states, *inter alia*, ‘A screening for Appropriate Assessment of a [...] project [...] which a public authority wishes to undertake [...] shall be carried out by the public authority to assess, in view of best scientific knowledge and in view of the conservation objectives of the site, if that [...] project, individually or in combination with other plans or projects is likely to have significant effects on the European site.’¹ Regulation 42(2) of the Habitats Regulations states ‘A public authority shall carry out a screening for Appropriate Assessment under paragraph (1) before [...] a decision to undertake [...] a project is taken.’² Having taken the view that the works required under ‘Lot 1 – North West Bridges Term Maintenance Contract No. 3’ might constitute ‘projects’³ within the meaning of the Habitats Regulations, Transport Infrastructure Ireland⁴ (TII) decided that the works required under the contract should be subject to screening for Appropriate Assessment pursuant to, *inter alia*, Regulation 42 of the Habitats Regulations and Article 6(3) of the Habitats Directive.⁵ Mr. Michael Nolan (Chief Executive of Transport Infrastructure Ireland) delegated the function of screening for Appropriate Assessment to me, Dr. Vincent O’Malley, Head of Environmental Policy and Compliance Section, Transport Infrastructure Ireland, on the 21st of June, 2018.

¹ Regulation 42(1) of the European Communities (Birds and Natural Habitats) Regulations, 2011 (S.I. No. 477 of 2011).

² Regulation 42(2) of the European Communities (Birds and Natural Habitats) Regulations, 2011 (S.I. No. 477 of 2011).

³ Regulation 2(1) of the European Communities (Birds and Natural Habitats) Regulations, 2011 (S.I. No. 477 of 2011) defines ‘project’ to include ‘land use or infrastructural developments, including any development of land or on land.’ Given the breadth of the term ‘project’ under the Habitats Regulations, Transport Infrastructure Ireland is uncertain as to whether or not works required under ‘Lot 1 – North West Bridges Term Maintenance Contract No. 3’ constitute ‘projects’. It notes, however, that Section 3(1) of the Planning and Development Act, 2000, defines ‘development’ to include ‘[...] the carrying out of any works on, in, over, or under land [...]’ and that Section 2(1) of the Planning and Development Act, 2000 defines ‘works’ to include ‘[...] any act or operation of construction, excavation, demolition, extension, alteration, repair or renewal [...]’. As such, Transport Infrastructure Ireland acknowledges that works required under ‘Lot 1 – North West Bridges Term Maintenance Contract No. 3’ might constitute ‘projects’ within the meaning of the Habitats Regulations.

⁴ Article 2 of the Roads Act 2015 (Operational Name of National Roads Authority) Order, 2015 (S.I. No. 297 of 2015) provides that the National Roads Authority may describe itself as Transport Infrastructure Ireland for operational purposes.

⁵ Council Directive 92/43/EEC of 21 May 1992 on the conservation of natural habitats and of wild fauna and flora [1992] OJ L 206.

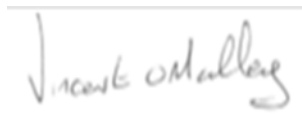
In performing this screening for Appropriate Assessment, I had regard, *inter alia*, to information contained in the following document:

- CN310820_NW Bridges_Yr3 (2020)_Decisions Pending_25.08.xls (first prepared by Atkins Limited and to which the Environmental Policy and Compliance Section of TII have added comments).

In performing this screening for Appropriate Assessment I also communicated with various members of staff from TII (e.g., from the legal, structures and environmental sections); and, the consultant engaged by TII to prepare and administer the contract (including the consultant's ecological expert).

The specific works that I screened for Appropriate Assessment were the works detailed in CN310820_NW Bridges_Yr3 (2020)_Decisions Pending_25.08.xls, which I am advised and believe to be works required under the contract in Year 3 of its duration in the North-West region.

Having performed screening for Appropriate Assessment in respect of the specific works detailed in CN310820_NW Bridges_Yr3 (2020)_Decisions Pending_25.08.xls, I accept the recommendations of Atkins Limited that the proposed Year 3 works specifically listed in the table below on the structures also specifically listed in the table below, individually or in combination with other plans or projects, would not be likely to have a significant effect on any European site in view of the best scientific knowledge and the site's conservation objectives. I determine that an Appropriate Assessment of these proposed works is not required, as *it can be excluded* on the basis of objective scientific information following the screening done that the proposed works, individually or in combination with other plans or projects, will have a significant effect on any European site.



Dr. Vincent O'Malley

Head of the Environmental Policy and Compliance Section

Transport Infrastructure Ireland

County	Structure_ID	Structure_Name	TII Determination No. 5	Applicable Works
Sligo	SO-N15-006.00	Drumcliffe Bridge	Screened Out	<p>12 Riverbed Remove of tree trapped at upstream pier (5 m2)</p> <p>4 Parapets/Safety barrier Removal of vegetation to external face of parapets (30 m2)</p> <p>5 Embankments/Revetments Vegetation up to 1m from the structure to be cut back or removed. Vegetation mostly consists of bushes. (25 m2)</p> <p>6 Wing/Spandrel/Retaining Walls Remove vegetation from wingwalls (20 m2)</p> <p>1 Bridge surface Clean drainage gully (1 no)</p>
Roscommon	RN-N63-005.00	Moneen Culvert	Screened Out	<p>5 Embankments/Revetments Vegetation to be removed from 1m strip on embankments adjacent to structure, and on top of all head Walls (40 m2)</p> <p>6 Wing/Spandrel/Retaining Walls Removal of vegetation from all wingwalls and spandrel (5 m2)</p> <p>6 Wing/Spandrel/Retaining Walls Masonry repointing where vegetation was removed, 5m². (5 m2)</p> <p>6 Wing/Spandrel/Retaining Walls Masonry repair to SE wingwall to defect caused by growing ivy (0.5 m3)</p>

County	Structure_ID	Structure_Name	TII Determination No. 5	Applicable Works
Mayo	MO-N26-008.00	Cloongullaun Bridge	Screened Out	<p>12 Riverbed Tree removal of the upstream, including debris (15 m²) 4 Parapets/Safety barrier Vegetation removal from parapets, including moss (15 m²) 5 Embankments/Revetments Vegetation up to 1m from the structure to be cut back or removed. Vegetation mostly consists of grass. (12 m²) 1 Bridge surface Cleaning of drain gullies (3 no)</p>
Mayo	MO-N59-038.00	Molloy's Wood Bridge	Screened Out	<p>5 Embankments/Revetments Vegetation up to 1m from the structure to be cut back or removed. (40 m²)</p>
Mayo	MO-N59-039.00	Rossgaliv Bridge	Screened Out	<p>5 Embankments/Revetments Vegetation up to 1m from the structure to be cut back or removed. (40 m²)</p>
Mayo	MO-N59-041.00	Carrowsallagh Bridge	Screened Out	<p>5 Embankments/Revetments Vegetation up to 1m from the structure to be cut back or removed. (24 m²)</p>

County	Structure_ID	Structure_Name	TII Determination No. 5	Applicable Works
Mayo	MO-N60-002.00	Manulla Bridge	Screened Out	5 Embankments/Revetments Vegetation up to 1m from the structure to be cut back or removed. Vegetation mostly consists of grass. (10 m2)
Mayo	MO-N84-003.00	Ballinrobe Bridge	Screened Out	5 Embankments/Revetments Vegetation up to 1m from the structure to be cut back or removed. Vegetation mostly consists of bushes. (28 m2) 6 Wing/Spandrel/Retaining Walls Vegetation removal from wing walls including tree in the NW (20 m2) 1 Bridge surface Gully to be cleaned. (1 no) 4 Parapets/Safety barrier Masonry repair to NW parapet (1 m3)
Mayo	MO-N84-004.00	Keel River Bridge	Screened Out	4 Parapets/Safety barrier Removal of vegetation from all parapet faces including the top and the base (1 m2) 5 Embankments/Revetments Vegetation to be removed 1m strip from all side of the structure (20 m2) 6 Wing/Spandrel/Retaining Walls Removal of vegetation from west spandrel wall (1 m2)

County	Structure_ID	Structure_Name	TII Determination No. 5	Applicable Works
Galway County	GC-N83-005.00	Claretuam Bridge No.1	Screened Out	<p>12 Riverbed Vegetation clearance in front of the pipe culverts on both sides of the structure is required (20 m²)</p> <p>5 Embankments/Revetments Removal of vegetation from embankments 1m strip clearance on all sides (25 m²)</p>
Galway County	GC-N59-011.00	Dawros River Bridge	Screened Out	<p>12 Riverbed Tree/branches to be removed from upstream section of watercourse (1 m²)</p> <p>4 Parapets/Safety barrier Removal of vegetation (moss and weeds) from all sides of the parapet including top (2 m²)</p> <p>5 Embankments/Revetments Vegetation to be removed from 1 m strip on embankments adjacent to structure (40 m²)</p>
Donegal	DL-N56-056.00	Fawans Bridge	Screened Out	<p>4 Parapets/Safety barrier Removal of vegetation of the outside face of parapets (1 m²)</p> <p>5 Embankments/Revetments Vegetation removal from embankments. Mostly grass (18 m²)</p> <p>6 Wing/Spandrel/Retaining Walls Removal of vegetation from wing walls (1 m²)</p> <p>6 Wing/Spandrel/Retaining Walls Removal of vegetation of spandrel wall (1 m²)</p>

County	Structure_ID	Structure_Name	TII Determination No. 5	Applicable Works
Donegal	DL-N56-060.00	Milltown Bridge	Screened Out	5 Embankments/Revetments Vegetation up to 1m from the structure to be cut back or removed, including along riverbank under structure and including trees. (15 m2) 6 Wing/Spandrel/Retaining Walls Removal of algae (9 m2)