



NPWS

An tSeirbhís Páircanna
Náisiúnta agus Fíadhúlra
National Parks and Wildlife
Service

**Derogation Number
DER-NATTERJACK TOAD-2025-01**

**EUROPEAN COMMUNITIES (BIRDS AND NATURAL HABITATS) REGULATIONS,
2011 (S.I. No 477 of 2011)**

DEROGATION

Granted under Regulation 54 of the European Communities (Birds and Natural Habitats) Regulations 2011, hereinafter referred to as “the Habitats Regulations”.

The Minister for Housing, Local Government & Heritage, in exercise of the powers conferred on him by Regulation 54 of the Habitats Regulations hereby grants to **Maria Foley of Dingle Oceanworld, The Wood, Dingle, County Kerry, V94 Y193** a derogation. It is stated that this derogation is issued:

- A. For the purpose of research and education, of re-populating and re-introducing these species and for the breeding operations necessary for these purposes, including artificial propagation of plants
- B. As there is no satisfactory alternative, and the action authorised by this derogation will not be detrimental to the maintenance of the population of **Natterjack Toad** referred to below at a favourable conservation status in their natural range.

The derogation is issued in respect of **Natterjack Toad (*Epidalea calamita*)**

This derogation authorises the following:

- (a) Actions authorised within the derogation



NPWS

An tSeirbhís Páircenna
Náisiúnta agus Fiadhúlra
National Parks and Wildlife
Service

Terms and Conditions

1. This derogation is granted solely to allow the activities specified in connection with the **breeding programme** located at **Dingle Oceanworld, The Wood, Dingle, County Kerry, V94 Y193**, for **Maria Foley**.
2. All activities authorised by this derogation, and all equipment used in connection herewith, shall be carried out, constructed and maintained (as the case may be) so as to avoid unnecessary injury or distress to any **Natterjack Toad**.
3. This derogation may be modified or revoked, for stated reasons, at any time.
4. The mitigation measures outlined in the application report (**Section 11 - Dingle Oceanworld**), together with any changes or clarification agreed in correspondence between NPWS and the agent or applicant, are to be carried out. Strict adherence must be paid to all the proposed measures in the application.
5. The actions which this derogation authorise shall be completed between the **1st April – 1st August 2025, inclusive**.
6. The works will be supervised by **Maria Foley**.
7. The total number of eggs/tadpoles should not exceed 5,000.
8. If this derogation addresses works that are subject of a planning application, no such works permitted under this derogation can occur until planning permission is granted.
9. If this derogation expires prior to works permitted under this derogation commencing, a new application must be sought in advance, including the provision of any updated data or reports.
10. This derogation shall be produced for inspection on a request being made on that behalf by a member of An Garda Síochána or an authorised NPWS officer appointed under Regulation 4 of the Habitats Regulations.
11. The local National Parks and Wildlife Service field officer **District Conservation Officer**, william.hunt@npws.gov.ie, should be contacted prior to the commencement of any activity.
12. On completion of the activities authorised by this derogation, a report must be submitted to Wildlife.reports@NPWS.gov.ie detailing results of works and success of mitigation within four weeks of the expiry date of this derogation.
13. On completion of the actions which this derogation authorises, all recordings of bat species affected will be made using the standardised data form provided below and must be submitted to the NPWS within four weeks of the expiry date of this derogation. Included with the below returns form, a report will also be submitted to Wildlife.reports@NPWS.gov.ie detailing results of works and success of mitigation. Both documents must be submitted to constitute a derogation return.



NPWS

An tScribhís Páircanna
Náisiúnta agus Fiadhúla
National Parks and Wildlife
Service

For the Minister for Housing, Local Government & Heritage

(an officer authorised by the Minister to sign on his behalf)

07 February 2025

Any query in relation to this derogation should be sent to reg54derogations@npws.gov.ie





NPWS

An tSeirbhís Páircenna
Náisiúnta agus Fiadhúla
National Parks and Wildlife
Service

Article 16 (Habitats Directive) - Returns Form

This returns form is for use in respect of:

Regulation 54 – Derogation to protect wild fauna and conserving natural habitats

1st January to 31st December 2025, inclusive

Derogation Number: DER-NATTERJACK TOAD-2025-01

Derogation Holder: Maria Foley

Species (English & Scientific)	No. of Individuals Affected	No. of Breeding Places	No. of Resting Places

Derogation Holder Signature: _____ Date: _____

Returns must be emailed to the following email address:

wildlife.reports@npws.gov.ie