

## Claire Crowley (Housing)

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**From:** Ruth <ruth@minogue.ie>  
**Sent:** Tuesday 10 September 2024 17:58  
**To:** Housing wildlifelicence  
**Subject:** Re: Derogation Raheen, Tuamgraney Co Clare - update  
**Attachments:** Bat Report for Derogation Raheen Tuamgraney Co Clare.pdf

**Categories:** Dan

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Dear sir/madam

following the request below, please find attached update Section 1.3 of the Bat report in relation to project at Raheen, Tuamgraney, Co Clare.

This is shown in bold in the updated report and presented below for ease of review.

### **Section 1.3 Derogation License justification**

This Section addresses the requirement for the derogation to be issued only under specific qualifying circumstances as set out in Regulation 54(2). The existing structures no longer function as warehouses and the roofing has collapsed across much of the buildings. The applicant wishes to demolish and reconstruct similar structures and will incorporate similar roost spaces in the new build.

#### **Alternatives considered for the derogation application process include:**

- **Retention of existing building that is in poor condition with missing roof in parts, this is not viable as it is not in line with the existing landuse zoning, and**
- **Without demolition works to the structure it continues to be in a perilous and dangerous conditions**
- **The ongoing deterioration of the building increases the risk of collapse and complete alteration of existing ambient conditions including light, draughts, temperatures that is currently provided.**
- **The proposal allows for demolition of current structures and integrated bat boxes in the new build.**

**This derogation is therefore being sought on the basis that there are no satisfactory alternatives.**

**The species identified were common pipistrelle – 4 individuals. The presence of Common pipistrelle roosting at the project site is not unexpected. This species are widespread and commonly occurring throughout the country and are “commonly encountered during bat surveys” (NPWS, 2019). Common and Soprano pipistrelle are also “very general in *their* habitat preference, foraging in woodland, riparian habitats and parkland, along linear features in farmland, and in towns and cities” (NPWS, 2019). The national population of this species is increasing and no existing pressures or threats to the conservation status of this species at a national level have been identified. Overall, the future prospects for this species in terms of range, population and habitat are Good (NPWS, 2019). The derogation is not detrimental to the maintenance of the populations of the species to which the Habitats Directive relates at a favourable conservation status in their natural range.**

If possible to revert as soon as possible so the Request for Further information deadline is achieved, we would be very grateful.

Thanks in advance  
Ruth

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**From:** Housing wildlifelicence <wildlifelicence@npws.gov.ie>  
**Sent:** Tuesday, September 10, 2024 15:44  
**To:** Ruth <ruth@minogue.ie>  
**Subject:** FW: Derogation Raheen, Tuamgraney Co Clare - update

Hi Ruth,

Thank you for your email.

Can you please update the report submitted with your application to included more information as required under point 11.1 of the application form regarding:

*Explanation as to why the derogation licence sought is the only available option for works and no suitable alternative exists as per Regulation 54 of the European Communities (Birds and Natural Habitats) Regulations.*

Kind regards,

Aisling