



View south towards the Mourne; Hen Mountain to the left, Gruggandoo to the centre.



View from the cairn towards the turbine and electricity cabinets.



Part of the cairn.



View NW from the cairn.



View of the broadband mast, access track and electric pole from the cairn.



View from the cairn looking SE.



View east from the cairn.



View north from the cairn.

Conlon, Siobhan

From: [REDACTED]
Sent: 23 October 2017 13:31
To: 'David Porter'; De Burca, Ciaran; Doherty, Moira; Duffy, Paul (DVA); 'Fiona McCandless'; Irvine, John (ROADS); Kennedy, Tom; Kerr, Angus; Loughran, Liz; MacHugh, Linda; Mackle, Deidre; May, Peter; McGrath, John (DfI); McNeill, John; More, Lynda; Murray, Andrew (ROADS); 'Pat Doherty'; Ramsey, Carol; Reid, Tom; Woods, Tracey (DfI)
Cc: [REDACTED]
Subject: FW: Knock Iveagh Cairn - GMU

Guys

I have attached transcript from this morning's GMU.

Úna

From: DoF EIS Media Monitoring Unit
Sent: 23 October 2017 13:10:35 (UTC+00:00) Dublin, Edinburgh, Lisbon, London
To: DfC Press Office; DfI Press Office
Subject: Knock Iveagh Cairn - GMU

Media Monitoring Unit | Digital Shared Services
Massey House | Stormont Estate | Belfast | BT4 3SX
Email: EIS.MediaMonitoringUnit@finance-ni.gov.uk

Media Monitoring Coordinator - [REDACTED]
Press Clips - [REDACTED]
Transcripts - [REDACTED]

Programme	GMU
Date & Time	23.10.17 (8.14)
Subject	Knock Iveagh Cairn
Prepared By	Typist: Donna Morris MMU: PF

JOEL TAGGART

A council will decide tonight whether to revoke planning permission for a wind turbine next to a protected monument near Rathfriland in Co Down. Our agriculture and environment correspondent, Conor Macauley, can tell us more: so this is a 5,000 year old cairn at Knock Iveagh near Rathfriland - what exactly is Knock Iveagh Cairn and why is it so important?

CONOR MACAULEY

Knock Iveagh Cairn as you say is a Neolithic burial mound dating back more than 5,000 years. It stands on a hilltop a couple of miles outside of Rathfriland, I was there on Friday doing a little bit of filming for a TV piece and I have to say it has commanding views of the local countryside, 360 degree views, including the Mourne across the valley there. It is a protected site, it is one of 1,900 sites in NI protected by legislation and on a register of ancient monuments.

JOEL TAGGART

I suppose one question a lot of people will be asking with all of the protection that is afforded how did the turbine get the permission in the first place.

CONOR MACAULEY

Yes and that is the question that the people who are so upset about all of this really want answered. The turbine got permission back in 2013 when planning was a Department of the Environment responsibility, now it appears that what happened is that planners didn't consult archaeologists within their own department, those archaeologists would have sat within the NI Environment Agency which was also part of the DOE. Now this issue has come to light in the last month or so and now those archaeologists have said 'that permission was granted without due consideration of the potential effects on the setting of the historic monument;', that is a direct quote from what they have said. The distance between the monument and where the turbine is going to be is around about 100 metres. The planners went on to say that based on the evidence now available to them the erection of the turbine will and I am quoting again, 'have an adverse visual impact on the integrity of the setting of the monument and should be considered contrary to planning policy'. Now as I say that mix up has really frustrated the pressure group Friends of Knock Iveagh, especially as work is ongoing at the moment at the site to build the turbine and erect the poles required to connect it to the grid, here is Arlene Copeland from the group:

ARLENE COPELAND

At the moment we are looking into all our legal options in terms of judicial review, that is a very expensive process and we strongly feel that it shouldn't be up to us, a group of concerned local people to do what our council should be doing for us. We have had some interest from local politicians and local councillors but we are receiving a lot of mixed messages about whose responsibility it is to review this planning process and ultimately who is responsible for righting this terrible wrong.

JOEL TAGGART

So a lot of finger pointing, how does this get tidied up in the end do we think?

CONOR MACAULEY

It is a big mess and the decision as I said was taken by the planners in the then Department of the Environment but as Arlene Copeland just referenced in her clip that is a power that has of course passed to councils so this is now Armagh, Banbridge, Craigavon Council's mess to clear up even though to be fair to them they didn't take the decision. There is a meeting tonight to consider revoking the planning permission for the turbine, that is a power that they do have under the Planning Act, there is however a complication here and it is this, I understand that councillors have received legal advice that says if they do revoke the planning permission they could end up being liable for the costs of the turbine project and that could be up to £0.75million. I suppose ultimately that is a bill that could end up with the ratepayers. I understand there are some conversations being had with the Department of Infrastructure which now has responsibility for Planning Policy, that in some way they might be able to call this decision in from the council, refuse it and then perhaps the Department take the financial hit but as the Friends of Knock have already said it is entirely likely that this case could end up in the judicial review court and I should say I spoke to the landowner on whose land this work is going on, he didn't want to comment.

Conlon, Siobhan

From: Symington, Scott
Sent: 24 October 2017 18:10
To: Stinson, Philip; [REDACTED]
Subject: FW: *PRINTED*Good Morning Ulster transcript on Historical value of Knock Iveagh Cairn - GMU 0846

Importance: High

Sent with BlackBerry Work (www.blackberry.com)

From: Greenway, Iain <Iain.Greenway@communities-ni.gov.uk>
Date: Tuesday, 24 Oct 2017, 5:57 pm
To: Symington, Scott <Scott.Symington@infrastructure-ni.gov.uk>
Subject: FW: *PRINTED*Good Morning Ulster transcript on Historical value of Knock Iveagh Cairn - GMU 0846

From: DfC Press Admin
Sent: 24 October 2017 10:22
To: Greenway, Iain <Iain.Greenway@communities-ni.gov.uk>; Deery, Manus <Manus.Deery@communities-ni.gov.uk>; Gault, Andrew <Andrew.Gault@communities-ni.gov.uk>
Cc: Bannon, Gareth <Gareth.Bannon@communities-ni.gov.uk>; O'Neill, Karen <Karen.O'Neill@communities-ni.gov.uk>; McVeigh, Jenny <Jenny.mcveigh@communities-ni.gov.uk>; Orr, Gillian <Gillian.Orr@communities-ni.gov.uk>; McWilliams, Valerie <Valerie.McWilliams@communities-ni.gov.uk>
Subject: *PRINTED*Good Morning Ulster transcript on Historical value of Knock Iveagh Cairn - GMU 0846
Importance: High

Good Morning,

Please see below a copy of the Good Morning Ulster transcript on the historical value of Knock Iveagh cairn.

Kind Regards

Suzanne

Programme	Good Morning Ulster
Date & Time	24.10.17 (08.46)
Subject	Historical value of Knock Iveagh Cairn
Prepared By	Typist: Jennifer Higgins MMU: PF

KAREN PATTERSON

Earlier we brought you the story of Knock Iveagh Cairn near Rathfriland. It's a 5,000 year old Neolithic monument set on high ground outside the town. A stop notice has been put on plans to build a wind turbine

close to the Co Down site, but what's so special about it and why should we care? Professor Ned Kelly is a former keeper of antiquities at the National Museum of Ireland and he's with us this morning. Talk to us then about this site at Knock Iveagh, the cairn, what would it have been used for all those years ago?

PROF NED KELLY

Well the cairn was quite certainly a burial monument, but it would have had a significance beyond that. Many of the monuments of the Neolithic and the Bronze Age period are associated with solar worship and that would also provide an indication as to why the monument is placed on the summit of a hill, because after all to go to the summit of a hill to bury the dead seems a strange thing to do, so the actual location at which the monument has been erected has particular significance...

KAREN PATTERSON

So you don't think there would have been a settlement around where the cairn is, this would have been a place where almost a pilgrimage where people would have gone on special occasions?

PROF NED KELLY

Yes, there probably wasn't a settlement as such as there, but what almost certainly was there was a ritual landscape, into which the monument, the monument forms a part of that ritual landscape. So you have to consider the wider context of the monument not just the monument itself when you're evaluating the importance of the site.

KAREN PATTERSON

Describe what Ireland would have been like 5,000 years ago for us, would there have been a cluster of settlements in the vicinity, would this have been quite an isolated place?

PROF NED KELLY

There would have been settlements certainly in the area. Now Ireland at the time would have been very heavily wooded and that, of course, has significance as well for people who are sun worshipers because with a very heavy oak tree canopy it's difficult to get a clear view of the heavens, and therefore a mountain top site has added importance because you have a clear vista of the sky. People would have lived in small farming communities, farming in clearings in the vicinity. But, of course, the monument would have had a significance that continued into much later times because I think there is a strong argument to say that the monument may have been an inauguration site for the local kings, the (unclear) and this is not at all unusual. We know many other sites in Ireland where kings in the early medieval period and indeed later were inaugurated on mounds that were, burial cairns that were much much older.

KAREN PATTERSON

Extraordinary, extraordinary, so you could have had the coronation of kings up on this big hill overlooking the local countryside. It seems Ned that there wasn't a proper archaeological survey carried out here. Is it sufficient, would it be enough to say well let's draw a circle of 100 metres in diameter around this particular site, or does it need to be a bigger site?

PROF NED KELLY

Well I think the site needs to be evaluated and interpreted in the context of it being a ritual landscape and to try and assess the monument within that landscape. Certainly it is not sufficient simply to draw a circle on a map around the monument and say, there, the monument is protected. You have to consider that the monument is where it is because the landscape itself is important and was important.

KAREN PATTERSON

So do you believe that that whole area, I mean are we talking scores of acres should be relegated as, or designated as an area of historical significance?

PROF NED KELLY

Well I think the first thing that needs to be done is to do a broader assessment of the monument within its broader context and once that's done one can determine what would be a reasonable area to preserve and protect from this type of development.

KAREN PATTERSON

Okay, good to talk to you. Professor Ned Kelly there.

Conlon, Siobhan

From: Symington, Scott
Sent: 24 October 2017 18:09
To: Stinson, Philip; [REDACTED]
Subject: FW: *PRINTED*Evening Extra transcript on Knock Iveagh Cairn
Importance: High

Sent with BlackBerry Work (www.blackberry.com)

From: Greenway, Iain <Iain.Greenway@communities-ni.gov.uk>
Date: Tuesday, 24 Oct 2017, 5:57 pm
To: Symington, Scott <Scott.Symington@infrastructure-ni.gov.uk>
Subject: FW: *PRINTED*Evening Extra transcript on Knock Iveagh Cairn

From: DfC Press Office
Sent: 24 October 2017 09:48
To: Greenway, Iain <Iain.Greenway@communities-ni.gov.uk>; Deery, Manus <Manus.Deery@communities-ni.gov.uk>; Gault, Andrew <Andrew.Gault@communities-ni.gov.uk>
Cc: Bannon, Gareth <Gareth.Bannon@communities-ni.gov.uk>; O'Neill, Karen <Karen.O'Neill@communities-ni.gov.uk>; McVeigh, Jenny <Jenny.mcveigh@communities-ni.gov.uk>; Orr, Gillian <Gillian.Orr@communities-ni.gov.uk>; McWilliams, Valerie <Valerie.McWilliams@communities-ni.gov.uk>
Subject: *PRINTED*Evening Extra transcript on Knock Iveagh Cairn
Importance: High

Good Morning,

Please see the Evening Extra transcript on Knock Iveagh cairn.

Kind Regards

Suzanne

Programme	Evening Extra – Dean Blackwood
Date & Time	23.10.17 – 17.45
Subject	Knock Iveagh Cairn
Prepared By	Typist: Debbie Arthurs MMU: PF

MARK CARRUTHERS

A council is to decide tonight whether or not to revoke planning permission for a wind turbine next to a 5,000 year old Neolithic monument in Rathfriland. Permission for the turbine was granted back in

2013 when planning powers lay within the Department of the Environment, but archaeology experts should have been consulted first and they say the turbine at Knock Iveagh Cairn will ruin the setting of the monument. With me is Dean Blackwood who used to work for the Planning Service here and is now with the group Friends of the Earth.

This is something you've taken a particular interest in, it sounds, according to the introduction that I've just given, a bit complicated, maybe a bit of a mess, is that how you see it?

DEAN BLACKWOOD

I do indeed, Mark, particularly given the fact that back in 2006 the same thing happened which warranted a number of investigations, certainly one carried out by myself as part of a Planning Service audit team but also that the Department of the Environment Planning Service at that time faced serious criticism, both from the public, from political representatives, the Ministers, the Northern Ireland Audit Office and even the Environment Committee. So the fact that given a report was done in 2006 when this happened on an archaeological case in Waringstown and that there were significant and a number of recommendations put in place to prevent this happening again, that it could happen again is a significant concern.

MARK CARRUTHERS

You were, as I said there, a planning official yourself, you now are with the environmental group Friends of the Earth, do you, I don't know where you sit precisely on this, you're hardly a completely neutral voice, I think you'd concede that yourself wouldn't you, but you've got that background I suppose and insight from your previous (unclear)

DEAN BLACKWOOD

I do and firstly could I correct you there that I'm actually not with Friends of the Earth, I do occasionally volunteer with them but I don't work for Friends of the Earth, but in terms of the background I think the facts stand for themselves, whether there's a bias or not. The fact is that the Department made these errors previously and that they were committed to implementing a series of recommendations put forward by the team that I worked for at the time and that they haven't been implemented suggests that something has gone wrong.

MARK CARRUTHERS

Planning has changed of course now and the shift is away from the Department and towards the local authorities, so do you think it's likely that Armagh, Banbridge and Craigavon Council will revoke this decision?

DEAN BLACKWOOD

It's a very difficult one to second guess, certainly from a planning perspective, my experience in dealing with planning since the local government reform has been one of concern, particularly when dealing with Derry City Council, that public confidence is waning in regards to planning and if that isn't to be diminished further in terms of confidence in the system I think the only proper decision that the council could take in this instance is to revoke because this is a statutory monument, there is an obligation on government to protect this monument yet they have failed in doing so.

MARK CARRUTHERS

There is of course a business involved in this process as well, namely the wind turbine company and now as I understand it councillors have been told this situation could be a costly one because if a change is made to the decision compensation could then be payable up to a figure of something in the region of £750,000?

DEAN BLACKWOOD

Absolutely with any reification of planning permission comes the potential to pay compensation but I think we have to ask ourselves what price are our national heritage, our archaeological heritage and that maybe, ultimately it will fall on the council to consider paying that compensation but they may have a recourse to look at whether or not they can involve the departments that made the mistakes in the first instance.

MARK CARRUTHERS

Do you think that it will be resolved tonight whatever happens or could this run and run?

DEAN BLACKWOOD

I doubt if it could run and run because if it continues to run the developer is well within his rights to continue carrying out the construction of the wind turbine and the longer that goes on the more compensation may be liable but also the more potential damage to the scheduled monument area and indeed the visual impact that the Historic Monuments Branch find unacceptable.

Conlon, Siobhan

From: Murphy, Melissa
Sent: 25 October 2017 15:30
To: Symington, Scott; McGrady, Fiona
Cc: [REDACTED]
Subject: FW: Review of Q/2012/0303/F and potential consultation error

Scott, Fiona,

DXC (formally HP) have investigated the matter and it would appear that it was user (case officer) error, as explained below by Alan McNair.

I trust this is enough information to understand what happened and why NIEA 'Protecting Historic Monuments' were not consulted for application Q/2012/0303/F, but let me know if you need anything else.

Thanks.
Regards
Mel

From: Gribben, Colin
Sent: 25 October 2017 14:29
To: Murphy, Melissa <Melissa.Murphy@infrastructure-ni.gov.uk>
Cc: Rice, Peter <Peter.Rice@infrastructure-ni.gov.uk>; [REDACTED]
ni.gov.uk> [REDACTED]@infrastructure-ni.gov.uk>; Napier, John <John.Napier@infrastructure-ni.gov.uk>
Subject: Fw: Review of Q/2012/0303/F and potential consultation error

Mel
See response below
Regards
Colin

Sent from my BlackBerry 10 smartphone on the O2 network.

From: [REDACTED]@dxc.com >
Sent: Wednesday, 25 October 2017 12:52
To: [REDACTED]
Cc: Humphries, Rodney
Subject: RE: Review of Q/2012/0303/F and potential consultation error

Hi Colin,

I checked this application in Uniform and can provide the following details –

The consultee group "NIEA - Protecting Historic Monuments" was added to the **Outgoing Consultations** screen at 16:15 on 12th September 2012 by payroll ID [REDACTED]

However, the user did not 'select' the consultee line, select the consultation template and most importantly did not select 'Initiate Consultation', as highlighted in red below –

Application Ref. Site Location

Status

Proposal

OUTGOING CONSULTATIONS

Select	Consultation Type	Consultee Group	Consultee	Date Consulted	Nature of Con
<input type="checkbox"/>	Non Statutory	NIEA	Protecting Historic Monuments		
<input type="checkbox"/>	Non Statutory	Aviation	Belfast International Airport	23.08.2013	NOT - Notify of Decisi
<input type="checkbox"/>	Non Statutory	Environmental Health	Env Health Banbridge District Cc	16.10.2012	Consultation Reminde
<input type="checkbox"/>	Non Statutory	UK Crown Bodies	UK Crown Bodies - D.I.O. Safegu	16.10.2012	Consultation Reminde
<input type="checkbox"/>	Non Statutory	Media and Communications	N.I Water - Windfarms	12.09.2012	CON - Consultation St
<input type="checkbox"/>	Non Statutory	Aviation	Belfast International Airport	12.09.2012	CON - Consultation St
<input type="checkbox"/>	Non Statutory	Media and Communications	Dfcom Northern Ireland	12.09.2012	CON - Consultation St
<input type="checkbox"/>	Non Statutory	Aviation	National Air Traffic Services	12.09.2012	CON - Consultation St
<input type="checkbox"/>	Non Statutory	Environmental Health	Env Health Banbridge District Cc	12.09.2012	CON - Consultation St
<input type="checkbox"/>	Non Statutory	UK Crown Bodies	UK Crown Bodies - D.I.O. LMS	12.09.2012	CON - Consultation St

CONSULTATION TEMPLATES

SELECT ALL CONSULTEES

1 1

Without those three steps above being carried out, as per the normal consultation procedure, Uniform will not trigger a consultation to be sent to the consultee.

Uniform will not count the consultation has being issued, which is why Uniform shows there being no responses outstanding and the consultation process as 'Complete' –

CONSULTATION STATISTICS

	Consultations Sent	Responses Received	Responses Outstanding	OVERALL STATUS OF CON
STATUTORY CONSULTATIONS	<input type="text" value="0"/>	<input type="text" value="0"/>	<input type="text" value="0"/>	<input type="button" value="Complete"/>
NON STATUTORY CONSULTATIONS	<input type="text" value="10"/>	<input type="text" value="10"/>	<input type="text" value="0"/>	
REQUEST FOR INTERNAL ADVICE	<input type="text" value="0"/>	<input type="text" value="0"/>	<input type="text" value="0"/>	

If you have any further queries on the above please let me know.

Thanks,

Alan

From: [REDACTED]
Sent: 25 October 2017 12:41
To: [REDACTED]
Cc: [REDACTED] <[REDACTED]@infrastructure-ni.gov.uk>; [REDACTED] <[REDACTED]@hpe.com>
Subject: RE: Review of Q/2012/0303/F and potential consultation error

Hi Colin

We have no call logged on this so please ensure it is logged. Alan has investigated and will reply shortly

Regards

[REDACTED]
Account Delivery Executive

[REDACTED]
Office
Mobile
[REDACTED]@dx.com

Planned Leave : 22nd to 24th Nov



From: [REDACTED] <[REDACTED]@infrastructure-ni.gov.uk>
Sent: 25 October 2017 12:21
To: [REDACTED] <[REDACTED]@hpe.com>
Cc: [REDACTED] <[REDACTED]@infrastructure-ni.gov.uk>
Subject: Fw: Review of Q/2012/0303/F and potential consultation error

Eithne

Can you take a look at this and provide urgent response!

Thanks

Colin

Sent from my BlackBerry 10 smartphone on the O2 network.

From: Murphy, Melissa <Melissa.Murphy@infrastructure-ni.gov.uk>
Sent: Wednesday, 25 October 2017 12:12
To: [REDACTED]
Cc: [REDACTED]
Subject: Review of Q/2012/0303/F and potential consultation error

Ref No: Q/2012/0303/F: Erection of 1 No Wind Turbine (up to 250KW) on tower up to 41.5m (to hub height) and 29m rotor diameter. Granted 4/9/13.

Lands 378m North of 15 Iveagh Road, Katesbridge, Banbridge, Co Down

This application has been brought to the media's attention over the last few days, with the main complaint being that NIEA Protecting Historic Monuments were not consulted.

(<http://www.bbc.co.uk/news/uk-northern-ireland-41716773>).

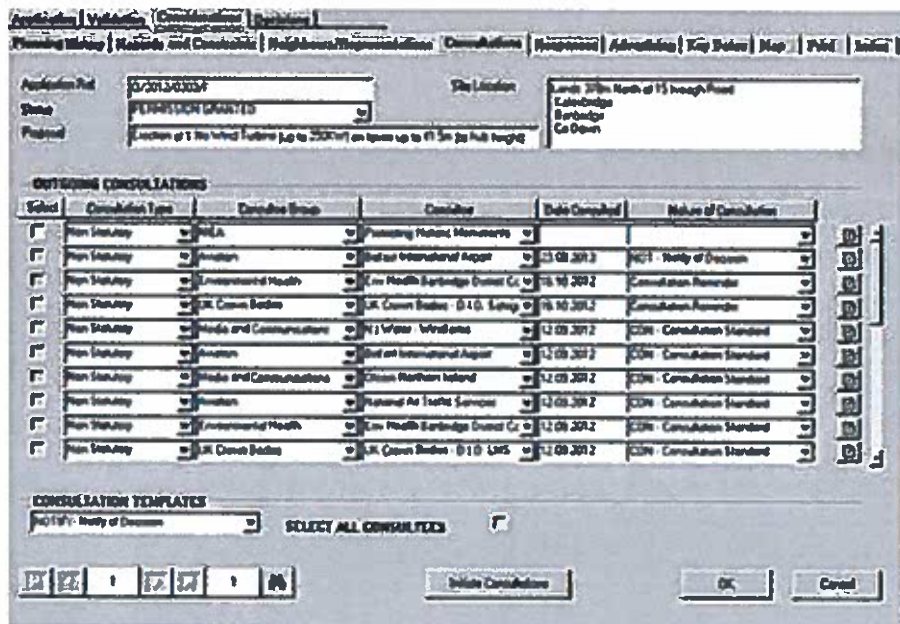
The DfI Planning team who are dealing with this asked me to have a look at Uniform to see if they actually were. From what I can see on the Consultations screen, Event Log and CO Report, they are listed in the outgoing Consultations list,

however there is no date against the date they were actually consulted. I would have thought that adding this consultee would have automatically added the consultation request to that Consultees work queue. The event log also shows they were added as a Consultee 12/9/12.

Obviously I only have access to basic info on Uniform and so I was hoping that someone in DXC could have a look at the back end of the system to help us to understand what may have happened here, and whether it was a potential defect in the system, or if the Case Officer or Consultee may have done something incorrectly.

I would be grateful if you could seek DXC's assistance in the review of this application. I can be contacted on [REDACTED] needs be.

Many thanks
Mel



Event Log

12.09.2012	16:15	1469470	Consultee Protecting Historic Monuments added on 12.09.2012	CONSULTATION(S) ISSUED
12.09.2012	15:58	1469470	Consultation added on 12.09.2012	CONSULTATION(S) ISSUED

Consultees listed on CO report

Protecting Historic Monuments-Miss June Gibson, NIEA Historic Monuments, Waterman House, 5-33 Hill Street, Belfast, Co. Antrim, BT1 2LA,

Consultation Replies listed on CO report

Protecting Historic Monuments, Miss June Gibson,
NIEA Historic Monuments,
Waterman House,
5-33 Hill Street,
Belfast,
Co. Antrim,
BT1 2LA,
Consultation reply dated .

Thanks

Conlon, Siobhan

From: [REDACTED] (DFI) on behalf of McCandless, Fiona
Sent: 05 December 2017 14:47
To: Armstrong, Kellie
Subject: RE: RE Knock Iveagh Cairn

Dear Kellie

I acknowledge receipt of your email to Fiona McCandless which is receiving attention and a response will issue in due course.

[REDACTED]
Personal Secretary, Fiona McCandless, Chief Planner&Deputy Secretary
Department for Infrastructure for NI
71 Ebrington Square | Derry~Londonderry | BT476FA
T +44 28 [REDACTED] e-mail: caroline.o'doherty@infrastructure-ni.gov.uk

From: Armstrong, Kellie [<mailto:kellie.armstrong@mla.niassembly.gov.uk>]
Sent: 05 December 2017 14:30
To: McCandless, Fiona <Fiona.McCandless@infrastructure-ni.gov.uk>
Cc: patrick.brown@allianceparty.org
Subject: RE Knock Iveagh Cairn

Dear Fiona

I hope you are well.

As the Infrastructure spokesperson for the Alliance Party I have been asked to clarify the situation regarding Knock Iveagh Cairn Q/2012/0303/F. I thought it would be best to contact you regarding this matter as it does appear to be a somewhat difficult case.

Local residents are opposed to the erection of the wind turbine beside this historical monument. They have asked me to clarify the legal situation regarding the Knock Iveagh Cairn and what is being done by DfI Planning to protect this monument.

From what I have been told:

Planning permission was awarded some time ago

Historical Monuments are not happy with the positioning of the turbine but cannot stop erection as legislation to protect monuments does not address this particular issue

The local Council planning temporarily stopped work for 28 days (that period ended 21 November). If legal advice has indicated the development should progress it would be helpful if that legal position was shared with the public.

I support the use of wind power however I am also keen to ensure our historic heritage is protected.

Locals are very frustrated that there appears to be a breakdown between Planning and Historic Monument protection legislation.

Are you aware of this case? Could you shed any light as to why a turbine was permitted to be situated so close to an historic monument?

Given the challenge that no archaeologists were consulted regarding the site back in 2013 and the negative visual impact the turbine will have on this protected site, is DfI - specifically your office - advising ABC Council or taking any direct action to protect the Cairn?

Yours sincerely

Kellie Armstrong MLA

028 9181 1414 - Constituency Office: 14 South Street, Newtownards. Co. Down. BT22 1JH

028905 20308 – Assembly Office: Room 374, Parliament Buildings.

07739371558 - Mobile



Department for

Infrastructure

An Roinn

Bonneagair

www.infrastructure-ni.gov.uk

**From the Permanent Secretary
Peter May**

Jim Wells MLA
12 Bridge St
Kilkeel
BT34 4AD

Room 701
Clarence Court
10-18 Adelaide Street
BELFAST
BT2 8GB
Telephone: (028) 9054 1175
Email: peter.may@infrastructure-ni.gov.uk

Your reference: SD/11/17/KA/AN/WMcC
Our reference: COR-1448-2017
4 January 2018

Dear Jim

I refer to your correspondence dated 27 November to the Chief Executive of Northern Ireland Environment Agency. As this relates to a planning application it has been passed to the Department for Infrastructure to reply and given that the Department currently does not have a Minister in post, I am replying on behalf of the Department.

I am aware of the background to this case and it is my understanding that consultation with the former NIEA: Historic Monuments Unit (now Department for Communities: Historic Environment Division) did not take place when the application was originally being considered by the former Department of the Environment in 2013. Nevertheless planning permission was granted for a wind turbine on this site.

As you will be aware responsibility for planning transferred to local government on 1 April 2015 and, as such, this case now falls to Armagh, Banbridge and Craigavon Borough Council. The papers now sit with the Council and so I cannot provide a detailed explanation for the oversight. However, the planning team here intend to meet Council officers to discuss the issues arising and to ensure any lessons are learnt.

I trust you find this helpful.

[Redacted signature]

[Redacted signature]

PETER MAY

cc. Iain Greenaway (DfC)

Conlon, Siobhan

From: Conlon, Siobhan
Sent: 30 October 2018 16:43
To: Conlon, Siobhan
Subject: Knock Iveagh - letters between ABC and HED - July to August 2018
Attachments: Scanned from a Xerox Multifunction Printer.pdf; HMC_letter_Knockiveagh.doc; CO1 18 473717 letter to Damian Mulligan Knock Iveagh Wind Turbine - lai....pdf

Importance: High

Follow Up Flag: Follow up
Flag Status: Completed

From: Symington, Scott
Sent: 03 August 2018 11:17
To: Nelson, Aileen <Aileen.Nelson@infrastructure-ni.gov.uk>; Conlon, Siobhan <Siobhan.Conlon@infrastructure-ni.gov.uk>
Cc: [REDACTED]@infrastructure-ni.gov.uk>; Wilson, Andrew (PLANNING) <Andrew.Wilson@infrastructure-ni.gov.uk>
Subject: FW: Knock Iveagh Wind Turbine - council consideration of discontinuance of planning permission
Importance: High

From: [REDACTED]
Sent: 03 August 2018 11:13
To: Beggs, Alistair <Alistair.Beggs@infrastructure-ni.gov.uk>; Symington, Scott <Scott.Symington@infrastructure-ni.gov.uk>
Cc: Kerr, Angus <Angus.Kerr@infrastructure-ni.gov.uk>
Subject: FW: Knock Iveagh Wind Turbine - council consideration of discontinuance of planning permission
Importance: High

For your information.

From: PS/Historic Environment Division
Sent: 03 August 2018 11:04
To: 'Gabriel Cooney' <gabriel.cooney@ucd.ie>; Kerr, Angus <Angus.Kerr@infrastructure-ni.gov.uk>
Cc: DFC HBC HMC Secretariat <HBC-HMCsecretariat@communities-ni.gov.uk>; Gault, Andrew <Andrew.Gault@communities-ni.gov.uk>; McKervey, Brian <Brian.McKervey@communities-ni.gov.uk>; Greenway, Iain <Iain.Greenway@communities-ni.gov.uk> [REDACTED]
Subject: Knock Iveagh Wind Turbine - council consideration of discontinuance of planning permission
Importance: High

Gabriel, Angus

Please find attached Iain's response to Damian Mulligan's letter of 5 July.

Regards

[REDACTED]
[REDACTED] /Iain Greenway | Historic Environment Division | Department for Communities
Level 6 | Causeway Exchange | 1-7 Bedford Street | Town Parks | Belfast BT2 7EG
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REALISING THE VALUE OF OUR HISTORIC ENVIRONMENT

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Heritage Development and Change Branch
Historic Environment Division
Department for Communities
Level 6, Causeway Exchange
1-7 Bedford Street, Belfast BT2 7EG

31 - 8 - 2017

Wind Turbine Development at Knockiveagh (Q/2012/0303/F)

Dear Mr Gault,

I am writing to provide you with the advice of the Historic Monuments Council in relation to the approved wind turbine development at Knockiveagh [planning permission: Q/2012/0303/F] and its impact on Knockiveagh cairn (DOW 041: 022), a prehistoric monument of regional importance for Northern Ireland which is scheduled for protection under the *Historic Monuments and Archaeological Objects (NI) Order 1995*.

The Historic Monuments Council understands that this advice is being provided in the context of a request from Armagh City, Banbridge and Craigavon Borough Council to the Historic Environment Division, Department for Communities for its advice in the consideration by the Borough Council of the discontinuation or modification of the planning permission.

In preparing this advice note, the Historic Monuments Council has considered relevant information provided by the Historic Environment Division and Armagh City, Banbridge and Craigavon Borough Council.

The latter includes the *Planning Officer Report: Enforcement Investigation Development at Knockiveagh* and a letter from Mr Damian Mulligan, Head of Planning providing an update on all matters relating to the development dated 20 June 2018.

Background

•While this is an advice note to the Historic Environment Division, the sponsor Division of the Council within the Department for Communities, it is pertinent to outline the role of the Historic Monuments Council and the legislative and policy frameworks within which it provides advice. The Historic Monuments Council is a statutory body appointed to advise the Department for Communities on the exercise of its powers under the *Historic Monuments and Archaeological Objects (NI) Order 1995*. It is consulted by the Department in relation to the scheduling of monuments, monuments in State Care and identification of Areas of Significant Archaeological Interest (ASAI)s. Membership of the Council is diverse, representing a wide range of public interests complemented by a number of senior archaeologists (including the Chair) with professional and heritage management expertise.

•Consultation by HED:

Consultation on the wind turbine and related planning issues (HMC meetings; October 2017, January and July 2018)

Consultation on Knockiveagh candidate ASAI (HM paper 514, July 2018)

•Relevant advice and opinion that the Historic Monuments Council has provided includes:

HED Guidance on Setting and the Historic Environment (June 2017)

Armagh, Banbridge and Craigavon Borough Council Preferred Options Paper (response, May 2018)

Letters to Mr Roger Wilson, CEO, Armagh, Banbridge and Craigavon Borough Council (31 October 2017 and 7 March 2018), letter to Mr Peter May, Permanent Secretary, Department for Infrastructure (31 October 2018), letter to Mr Damien Mulligan, Head of Planning, Armagh, Banbridge and Craigavon Borough Council (14 February 2018).

HMC Advice

The Historic Monuments Council would concur with the view of the Historic Environment Division that it is appropriate to consider the overall impact of the wind turbine development as a whole, rather than the impact of specific elements of the development. The greatest impact on the setting of the scheduled monument is represented by the wind turbine itself. The HED *Guidance on Setting and the Historic Environment* (2018), reflects for the specific context of Northern Ireland widely established principles of the consideration of setting as detailed in *The Setting of Historic Assets* (Historic England 2015) and *Managing Change in the Historic Environment: Setting* (Historic Environment Scotland 2016).

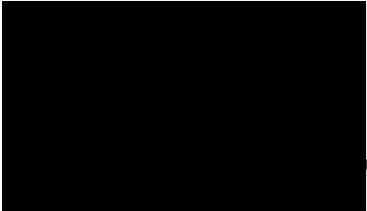
It is clear that the wind turbine adversely impacts on views from the cairn over the surrounding landscape, which in the context of the hilltop location of the cairn was a deliberate element of its original functions. By replacing the cairn as the dominant feature of Knockiveagh the wind turbine has had a negative impact on the ambience, visual amenity and original functions of the cairn. As the dominant landscape feature on the Knockiveagh skyline the wind turbine has had a negative impact on views to the cairn from the surrounding landscape, including views from functionally and contextually related sites, for example the scheduled prehistoric barrow at Lisnacroppan (Dow 041:020).

An important internationally recognised template for assessing the significance of impact on heritage assets is provided by the ICOMOS [International Council on Monuments and Sites] *Guidance on Heritage Impact Assessment* (2011). Using the criteria set out in the ICOMOS guidance Knockiveagh cairn would be recognised as a heritage asset of high value given its regional importance to Northern Ireland. The scale and severity of change caused by the wind turbine as illustrated by the points made above is large/very large. The ICOMOS guidance states that the significance of impact in this context is a **large/very large adverse impact**.

In this context it is the advice of the Historic Monuments Council that the wind turbine development is contrary to Policy BH 1 of Planning Policy Statement 6: *Archaeology, Planning and the Built Environment* and to paragraph 6.8 of the *Strategic Planning Policy Statement*. In addition as a result of its adverse impact on a major heritage asset the development should also be considered as contrary to Policy RE 1 of Planning Policy 18: *Renewable Energy*. The development is also contrary to the supplementary planning guidance to PPS 18: *Wind Energy Development in Northern Ireland's Landscapes*.

The Historic Monuments Council would be pleased to provide any clarification of advice that may be required.

Yours sincerely



Professor Gabriel Cooney, chair, Historic Monuments Council