

## Décisions Ireland high court Co Cork wind mill

<http://www.breakingnews.ie/ireland/families-forced-from-homes-due-to-wind-farm-noise-win-court-case-768141.html>

<http://www.irishtimes.com/news/crime-and-law/high-court-overturns-permission-for-cork-wind-farm-1.2548339>

The [High Court](#) has overturned a grant of planning permission for a wind farm near Inchigeelagh, Co Cork. Mr Justice [Bernard Barton](#) ruled the permission must be quashed after finding that the process under which [An Bord Pleanála](#) had decided relevant issues concerning compliance with two European Directives - the Habitats Directive and the Environmental Impact Assessment Directive - did not comply with Irish law.

<https://cases.legal/en/court-high-court-of-ireland-decisions-s/country-ireland-s/section-acts/>

liste des jugements du High court = introuvable ??

[http://www.irishtimes.com/search/search-7.1213540?tag\\_organisation=High%20Court&article=true](http://www.irishtimes.com/search/search-7.1213540?tag_organisation=High%20Court&article=true)

liste de décision ici : Cork wind mill introuvable

[https://ieawind.org/annual\\_reports\\_PDF/2015/Ireland.pdf](https://ieawind.org/annual_reports_PDF/2015/Ireland.pdf)

rapport éolien Irlande pdf

\*\*\* <http://www.breakingnews.ie/ireland/families-claim-victory-in-wind-farm-noise-court-case-768141.html>

11/12/2016 - 20:12:33Back to [Ireland Home](#)

A number of families in Co Cork who claim they were forced to leave their homes because of noise from a nearby wind farm have won a significant case in the High Court this week.

The families claim they have been severely impacted by noise since the wind farm began operating in 2011.

This is the first action of its kind in Ireland.

The case was taken against wind turbine manufacturer Enercon.

<http://www.midlands103.com/news-centre/wind-aware-expects-people-replicate-successful-court-ruling/>

A turbine manufacturer's accepted liability for causing nuisance to families in Cork who say they were forced to leave their homes because of noise.

<http://www.windawareireland.com/552/>

The Community of Derragh appealed the decision of Cork County Council to grant permission to the applicants, Framore Ltd., on the 18<sup>th</sup> June 2013 subject to 28 conditions, for the erection of 6 turbines at 156m in height in an area of outstanding natural beauty and with a rich cultural heritage.

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The case will return to the High Court in 2017 to discuss damages.

<https://scotlandagainstspin.org/2016/12/families-forced-from-homes-due-to-wind-farm-noise-win-court-case/>

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The families claim they have been severely impacted by noise since the wind farm began operating in 2011.

This is the first action of its kind in Ireland and may now open many wind farm developers to the prospect of legal challenges from families in similar situations.

The case was taken against wind turbine manufacturer Enercon who have accepted full liability for causing nuisance to seven families who live up to 1 km from the wind farm.

The case will return to the High Court in 2017 to discuss punitive damages.

<https://www.wind-watch.org/news/2016/12/11/families-forced-from-homes-due-to-wind-farm-noise-win-court-case/>

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