

Judicial Review Notice

Judicial Review of Environmental Protection Agency decisions under the provisions of the Air Pollution Act, 1987 as amended

A person wishing to challenge the validity of an EPA decision may do so by way of judicial review only. The validity of a decision taken by the EPA under the Air Pollution Act 1987 as amended may only be questioned by making an application for Judicial Review under Order 84 of the Rules of the Superior Courts (as amended). The Rules of the Superior Courts and all relevant amendments can be found at www.courts.ie or www.irishstatutebook.ie

Order 84 rule 21(1) of the Rules of the Superior Courts (as amended) provides that any application for judicial review must be made within three months of the decision of the EPA. Order 84 rule 21(3) allows the High Court extend this period in limited circumstances.

Further information on Judicial Review in environmental and planning matters may be found at www.citizensinformation.ie (see http://www.citizensinformation.ie/en/environment/environmental_law/judicial_review_in_planning_and_environmental_matters.html)

Disclaimer: The above is intended for information purposes. It does not purport to be a legal interpretation of the relevant provisions and it would be advisable for persons contemplating judicial review proceedings to seek independent legal advice.