

**Ollscoil na hÉireann, Gallimh  
National University of Ireland, Galway**

**SEMESTER 1 Examinations, 2004/2005**

<b>Exam Code(s)</b>	3BV1
<b>Exams(s)</b>	Environmental Engineering
<b>Module Codes(s)</b>	LW361
<b>Module(s)</b>	Planning and Law 1
<b>Paper No.</b>	
<b>Repeat Paper</b>	No
<b>External Examiner(s)</b>	Dr. B. Jack
<b>Internal Examiner(s)</b>	Mr. E. McKeown
<b>Instructions</b>	Answer <b>THREE</b> Questions
<b>Duration</b>	<b>TWO</b> Hours.
<b>Department</b>	Law
<b>Requirements:</b>	
<b>Handout</b>	
<b>MCQ</b>	
<b>Statistical Tables</b>	
<b>Graph Paper</b>	
<b>Log Graph Paper</b>	
<b>Other Material</b>	

**PTO**

1. Explain the way in which the legislative process operates in the Irish legal system with specific reference to environmental legislation.
2. The manager of a local chemical factory is concerned that the factory is causing serious water pollution in the area. He has asked you to advise him on the Legislative position regarding water pollution and the possibility that he might be held personally responsible. Outline the legal position and advise him with regard to some previously decided cases.
3. Tom and Gerry have inherited their family quarry which has been in operation for 100 years without planning permission. Over the past 3 years they have increased the capacity of the quarry, with blasting now taking place on a weekly basis and they now manufacture concrete and concrete products on site. The brothers have heard that there are new planning regulations regarding quarries. Outline their current position regarding planning permission and their future course of action.
4. Describe the remedies under the common law for environmental protection giving examples of how each may arise in practical circumstances.
5. Environmentally Friendly Chemicals Ltd wish to build a new chemical manufacturing plant in Connemara. You have been retained as planning consultant to the project. Describe in detail the planning application process outlined in the Planning & Development Regulations which the company will have to comply with.

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