

EEC EuroLaw Environmental Consultants

Implementing Community Environmental Laws

Environmental Protection Agency,
PO Box 3000,
Johnstown Castle Estate,
Co. Wexford.

ENVIRONMENTAL
AGENCY
06 JAN 2005

60 St. Joseph's Terrace,
Portarlinton,
Co. Offaly.

4th January 2005

Re: Infringements of European Directives

Dear Sir,

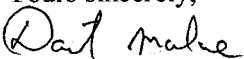
EuroLaw Environmental Consultants (EEC) has registered several complaints with the European Commission against a company called Advanced Environmental Solutions (Ireland) Ltd (AES), for infringements of the European (EIA) Directive 85/337/EEC, as amended by Directive 97/11/EC and the European (Waste) Directive 75/442/EEC, as amended by Directive 91/156/EEC. The European Court of Justice will give its ruling in January 2005 in Case C-01/494, which involves infringements by AES.

EEC understands that AES has applied to EPA for a license for 3 waste disposal activities and 4 waste recovery activities at Killowen, Portlaw, Co Waterford. EEC assessment of the application reveals that the Environmental Impact Statement is legally flawed and the proposed development infringes several other European Directives.

In this regard, could the EPA confirm whether or not it received a copy of the Environmental Impact Statement and if so could identify if the EPA assessed the adequacy of the Environmental Impact Statement. In particular, whether or not it contained the minimum information specified in Article 5 of the (EIA) Directive 97/11/EC. If the EPA is of the opinion that the Environmental Impact Statement is adequate could it please establish the criteria used to reach its decision?

In addition, on 23rd December 2004, Mr. David Kane, Piltown, Co Waterford registered a complaint (by fax) to EPA against AES for carried out unauthorised waste activities on this site. Could the EPA send EEC a copy of the results of its site investigation and what action it has or intends take against AES concerning this unauthorised waste activity.

Yours sincerely,



David Malone
Environmental Development Officer EEC

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