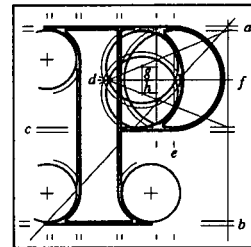


Our Ref: 09.CH3351 and 09.JA0041
P.A.Reg.Ref:

Your Ref: P1063-01



**An
Bord
Pleanála**

Gráinne Oglesby
Environmental Protection Agency
Johnstown Castle Estate
Co. Wexford

21st November 2017

Re:
Kerdiffstown Landfill Remediation Project at
Kerdiffstown, Co. Kildare

Dear Madam,

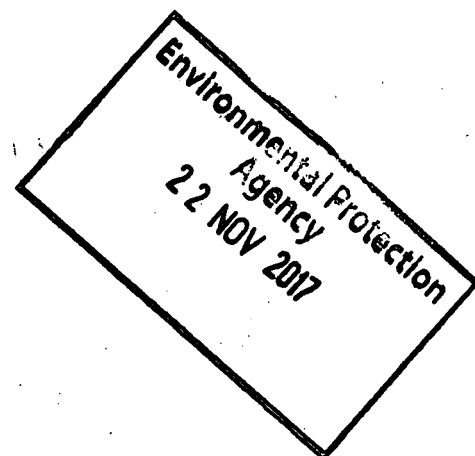
Further to the notification of Oral Hearing, please find enclosed Oral Hearing agenda in respect of the above mentioned application. Please note page 3 of the agenda, which requests a response from you.

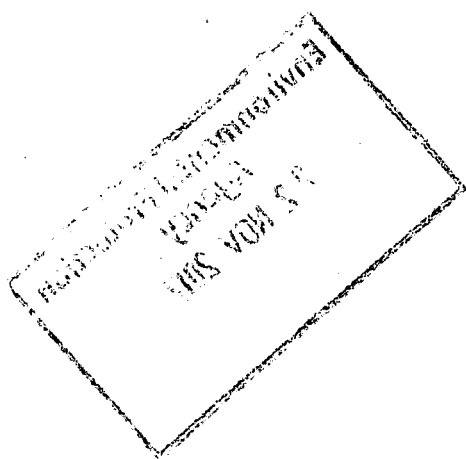
Yours faithfully,

pp Shain McKee
Muiriosa Cassells
Executive Officer
Direct Line: 01-8737247

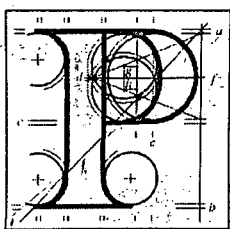
ADHOC/JA0041/03

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An
Bord
Pleanála

Oral Hearing Agenda

09.CH3351

09.JA0041.

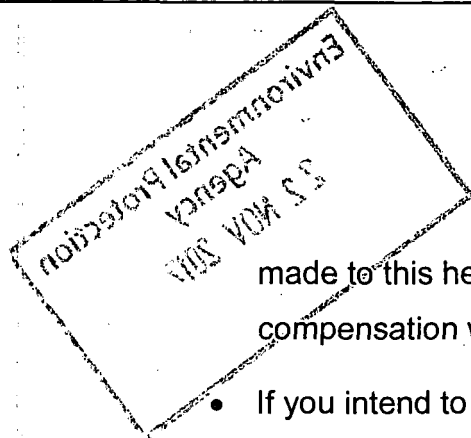
Environmental Protection
Agency
22 NOV 2017

Date Commencing	Tuesday, 5 th December, 2017
Start Time	11.00 AM
Location	Lawlor's Hotel, Poplar Square, Naas, Co. Kildare

The purpose of the oral hearing is to provide an opportunity for all parties, who wish to do so, to make further submissions beyond their written objections, and to allow the inspector to seek clarification on any relevant issues arising and objections made. Participants will also have the opportunity to ask questions or seek clarification on submissions made at the hearing at the discretion of the inspector.

The following should be noted:

- The hearing relates to the application by Kildare County Council for the remediation of the Kerdiffstown Landfill site and the associated application for a compulsory purchase order. The hearing is therefore a joint hearing, and submissions relating to both applications will be taken.
- There is no obligation on any party to make a submission to the oral hearing or to ask questions of the other parties. All written submissions already received will be considered by the inspector and the Board. For this reason, submissions previously made in writing should not be reiterated at the oral hearing.
- You are reminded that the Board has no role or jurisdiction in the determination or the assessment of compensation and that any submission



made to this hearing should bear this in mind as no discussion regarding compensation will be facilitated.

- If you intend to provide written copies of your submission these can only be accepted if there are copies available for all the parties at the hearing. **Three** copies of any written documentation should also be submitted for the Board file.
- The Board may direct the Local Authority in relation to the payment of a contribution towards the costs to any person appearing at an oral hearing, which have been incurred by that person, as a consequence of appearing at the hearing. Any payment will be at the Board's discretion. Any application for costs should be made in writing to the Board within three weeks of the date of the conclusion of the hearing.
- The agenda and order of appearance for the oral hearing is set out below, along with a timetable. Parties should please note that this timetable is indicative only, and may vary as a result of responses received to this correspondence, attendance at and / or submissions made during the course of the oral hearing.
- It is envisaged that the oral hearing will take 3 days to complete (closing on Thursday 7th December) however, if necessary, provision has been made to continue the hearing on Friday 8th December.
- On completion of the oral hearing, the inspector will prepare a report and recommendation on the cases for the Board. The decision to grant or refuse permission for the proposed landfill remediation project and to confirm or annul the CPO will be made by the Board.

PLEASE NOTE THE FOLLOWING WHERE APPLICABLE:

NOTE TO APPLICANT

You are requested to respond to the Board by 5.30pm on Tuesday 28th November in writing or by e mail to sidslapsoh@pleanala.ie indicating:

The witnesses you intend to present submissions to the hearing.

Other than presenting a summary of the proposed development and response to objections as provided for in the following Agenda, you are requested not to repeat submissions already received by the Board.

NOTE TO PRESCRIBED BODIES

You are requested to respond to the Board by 5.30pm on Tuesday 28th November in writing or by e mail to sidslapsoh@pleanala.ie indicating:

If you intend making a submission at the hearing and, if so, who will be making submissions and how long these submissions might take.

NOTE TO OBJECTORS

You are requested to respond to the Board by 5.30pm on Tuesday 28th November in writing or by e mail to sidslapsoh@pleanala.ie indicating:

1. If you intend making a submission at the hearing and how long the submission might take;
2. If you propose to have a specialist or other person make a submission on your behalf and if this is the case the name of the person(s);

The Board notes the content of objector's submissions which refer to certain legal issues, actions and allegations regarding the period leading up to and following the taking over of the site by the EPA. Whilst the inspector will at their discretion hear relevant submissions in relation to the planning history of the site, elements of the written submissions relate to matters considered outside of the Board's jurisdiction in this case which is to determine the planning merits of the for approval for the Kerdiffstown Landfill Remediation Project and to confirm or annul the associated CPO. Issues unrelated to these matters to be determined by the Board should not be raised at the oral hearing as they are outside of the scope of the proceedings.

AGENDA

Day and Date: 11 AM – Tuesday 5 th December, 2017	
Time	Topic
AM	<ul style="list-style-type: none"> Opening of oral hearing by Inspector
	<ul style="list-style-type: none"> Applicant: Summary of proposed development (maximum 30 minutes).
	<ul style="list-style-type: none"> Applicant: Response to issues raised in observations.
13:00 – 14:00	Break
PM	<ul style="list-style-type: none"> Applicant (continued)
	<ul style="list-style-type: none"> Questioning of Applicant by other parties.
Day and Date: 10 AM – Wednesday 6 th December, 2017	
Time	Topic
AM	<ul style="list-style-type: none"> Questioning of Applicant by other parties (continued).
	<ul style="list-style-type: none"> Prescribed Bodies Submissions (if relevant)
	<ul style="list-style-type: none"> Questioning of Prescribed Bodies by other parties (if relevant)
13:00 – 14:00	Break
PM	<ul style="list-style-type: none"> Objectors submissions <p>(Objectors are requested to make clear whether their objection relates to the application for approval, the CPO or both)</p>

Day and Date: 10 AM – Thursday 7 th December, 2017	
Time	Topic
AM	<ul style="list-style-type: none"> Objectors submissions (continued).
	<ul style="list-style-type: none"> Questioning of Objectors by other parties.
13:00 – 14:00	Break

Day and Date: 10 AM – Thursday 7 th December, 2017	
Time	Topic
PM	<ul style="list-style-type: none"> • Questioning of Objectors by other parties (continued)
	<ul style="list-style-type: none"> • Closing comments (maximum 10 minutes each) to be heard in the following order: <ul style="list-style-type: none"> • Objectors • Prescribed Bodies (if any) • Applicant • Closing of oral hearing by Inspector

Appendix: Order of Appearance for Prescribed Bodies and Objectors

Objectors

1. Dean Waste Co. Ltd. (c/o David M. Turner Solicitors)
2. Jenzsoph Ltd. (c/o David M. Turner Solicitors)
3. Mr Tony Dean (c/o David M. Turner Solicitors)
4. Egidijus Meskauskis (c/o Hennessy and Perrozzi Solicitors)
5. Ingrida Meskauskiene (c/o Hennessy and Perrozzi Solicitors)
6. Kristina Sipoviciute (c/o Hennessy and Perrozzi Solicitors)
7. Andrius Lekavicius (c/o Hennessy and Perrozzi Solicitors)
8. Any other Objectors

Prescribed Bodies

1. Irish Water
2. Inland Fisheries Ireland
3. Any other Prescribed Bodies

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