



Submission

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| Submitter: | Peter Guy |
| Submission Title: | Submission |
| Submission Reference No.: | S009917 |
| Submission Received: | 25 March 2021 |

Application

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|------------|--------------------------------|
| Applicant: | SSE Generation Ireland Limited |
| Reg. No.: | P0606-04 |

See below for Submission details.

Attachments are displayed on the following page(s).

County Waterford

24/02/21

Ref – Lack of Response to EPA Licence P0606-04 by the Requisite Regulatory bodies and Departments

For the attention of Director General Laura Burke

Dear Madam

I write in regards to Licence P0606-04, the application by SSE Generation Ireland Limited, site Great Island Generation Station for an Industrial Emissions Licence part of which is to allow the station to discharge 1000 tonnes of Sodium Hypochlorite into the estuary which potentially could be part of the pollution problem that exists in the estuary. I am shocked and dismayed at the lack of response from the organisations, spec bodies and departments that the EPA informed (list attached) about the Licence application, given the disastrous state of the Waterford estuary as regards pollution, habitat destruction, species endangerment (loss?) that all on the list would know about but staying silent on.

An estuary with European designations, Special Area of Conservation (SAC), NATURA Site and Shellfish Waters Designated for which all these requisite Spec bodies and Departments on the list have a role in the protection of. By not commenting the protectors on the list are polluters and not only polluters but are also showing a blatant disregard for human health. With Ireland having a problem with MILK and MILK products, holding potential health dangers for humans associated with using a small amount of Sodium Hypochlorite in the washing down of milking parlours, miniscule amounts in comparison to 1000 tonnes of Sodium Hypochlorite discharged annually into the estuary. These miniscule amounts of Sodium Hypochlorite used in the MILK process having to stop due to potential health concerns even though the finished products for consumption and export, are far removed from the Sodium Hypochlorite base.

The EPA notification of Licence Application P 0606 -04, sent out on 30/09/20 to the Requisite Regulatory bodies and Departments has been met with mass silence no response. The requisite Spec bodies on the list cannot or will not comment on an EPA Licence when granted see e-mail replies. It would appear that “No Accountability or Responsibility” as referred to in the document submitted to the European Commission would appear to be the track record of these regulatory

bodies and departments entrusted with the care and protection of the water and environment. (See attached document)

“Weak or non-implementation means depriving citizens and businesses of potential benefits derived from the objectives of EU legislation. Therefore, non-implementation and lack of enforcement affects the credibility of the Union”

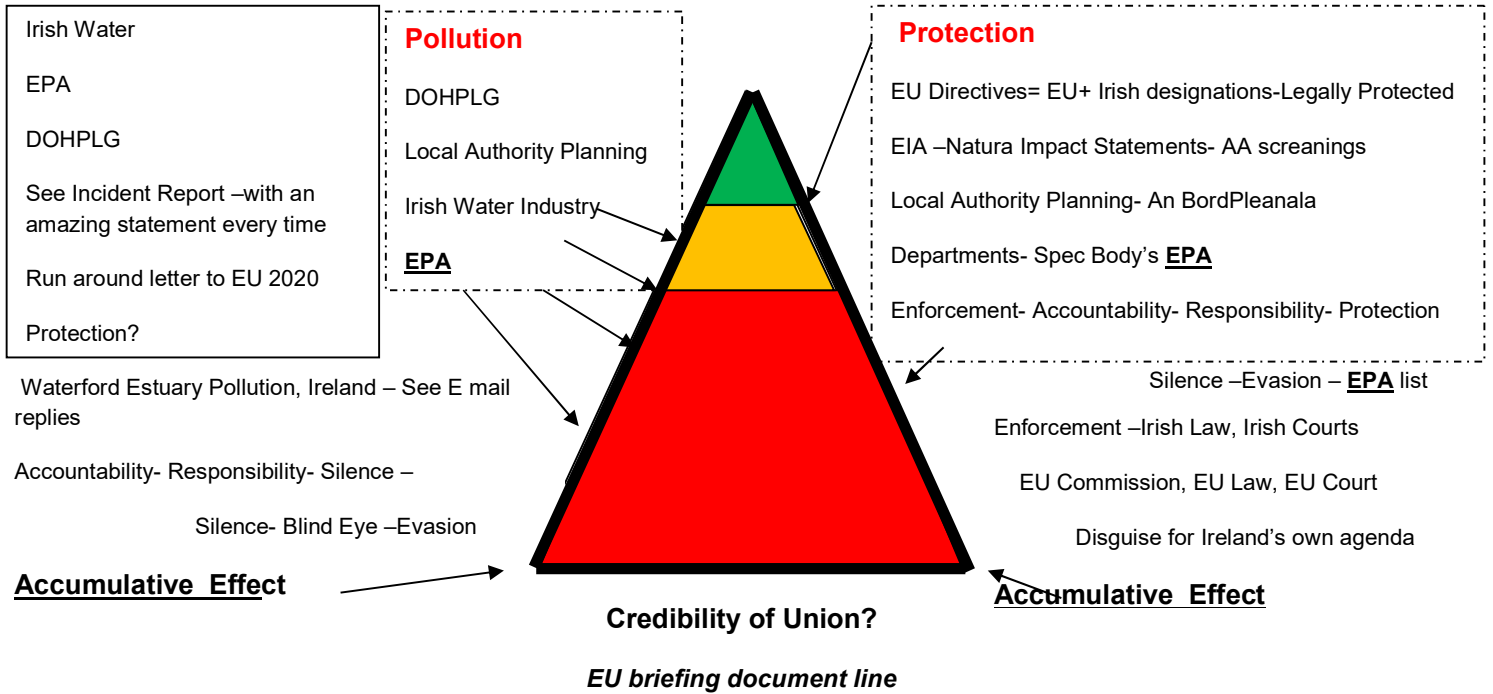
Now is their time (the requisite regulatory bodies) to provide input and they have been invited to do so by the EPA but all that can be seen and monitored is “Silence”. It is inconceivable that there would be no response from these Spec bodies and Departments whose job it is to protect the environment and who have a legal responsibility under Irish and European law to do so.

Should the High Court and Europe see the lack of response from the requisite bodies on the list at this time as evasion and disguise on account of the disastrous condition of the estuary. Where are the “Letters of Formal Notice” for Ireland, from Europe is it possible – credible that the EU does not know Ireland’s true record around Rivers, Estuaries and Coastal Waters especially when there are reviews on Ireland’s performance on water and Environment sent to Europe well disguised? Is silence and the run around from the requisite Spec bodies and Departments the way Ireland’s system is set up to evade EU legislation? In Ireland EIA- NATURA Impact Statements- Appropriate Assessment screenings are given a lot of credibility when in fact they are worthless pieces of paper, hence the disastrous state of Waterford Estuary.

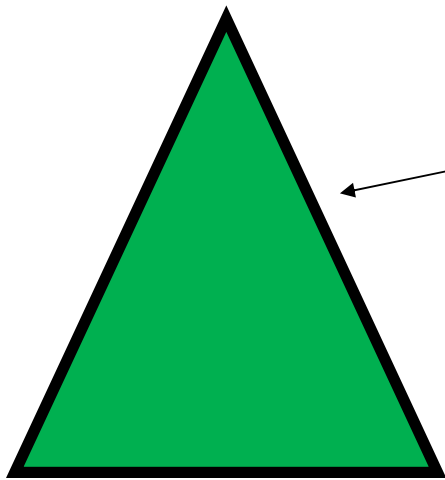
Yours sincerely

Pat Moran Stakeholder in the Waterford Estuary

How could so much pollution happen to Waterford Estuary with so much protection? –Ireland an Environmental Pollution Scandal



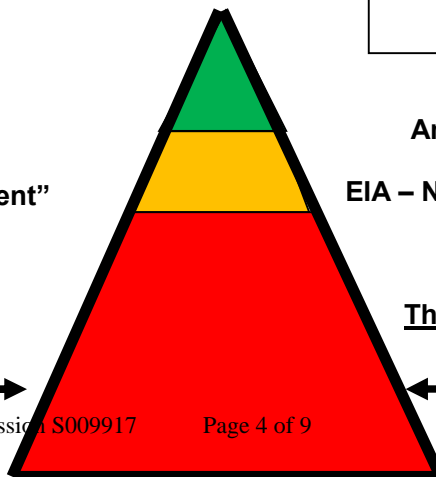
“Weak or non-implementation means depriving citizens and businesses of potential benefits derived from the objectives of EU legislation. Therefore, non-implementation and lack of enforcement affects the credibility of the Union”



The Fantasy Portrayal of Ireland’s “GREEN IRELAND”
 When the actual Pyramid in 2021 is

Key

- Good Environment
- Major Deterioration
- Environmental Disaster

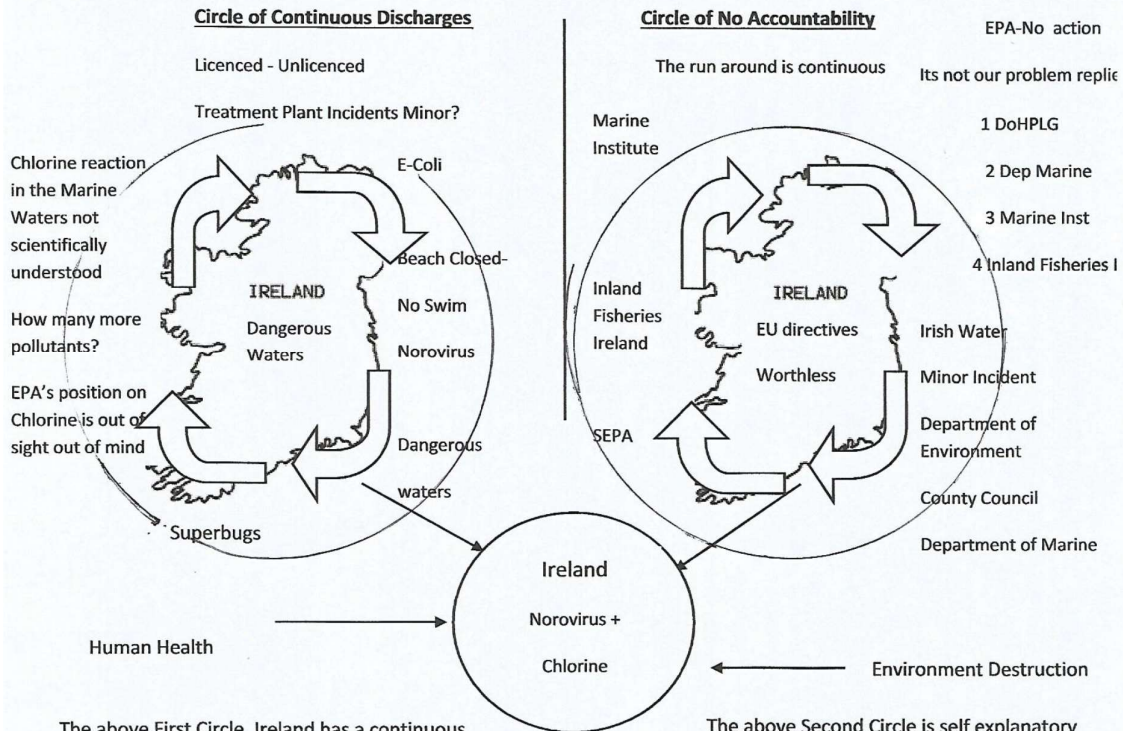


Pollution - Protection
“Non- Implementation and Lack of Enforcement”
Evasion – Disguise
The Accumulative Effect

An Irish and EU scandal
EIA – NATURA Impact Statements
AA Screenings
The Accumulative Effect

Pollution - Continuous Circle of No Accountability= No Sustainable Aquaculture

When Pollution is not controlled and Eu directives are not complied with there is no hope of sustainable Aquaculture. An Irish solution to an Irish problem is a Circle that goes round and round and round with no accountability and no answers = No problem.



The above First Circle, Ireland has a continuous flow of untreated sewage discharges from Waste Water Treatment Plants. When it rains these can flow into the Shellfish Designated Waters and these are referred to as minor incidents but they are not minor to Aquaculture producers when it is not known what is in these discharges.

The above Second Circle is self explanatory in that you are given the run around (run around e mail replies from each above agency and department) when looking for the authority or Department with responsibility for the protection of SAC, NATURA Sites, Shellfish Designated Waters. In Ireland no Department Agency will own up to having that role. EU Directives and Designations are worthless and not protected from pollution. In Ireland Sustainable Aquaculture would need protection but does not have it

The EU has now a big problem when a Member State has no respect or regard for EU directives and when the EU cannot compel compliance then there can be no sustainable Aquaculture in Ireland along with no protection for EU designations, SAC, NATURA Sites and Shellfish Designated Waters

**Sample Communications of aLack of Response by the Requisite Regulatory
bodies and Departments**

Re: Department's Response to Complaints

Inbox

Horan, Helena <Helena.Horan@agriculture.gov.ie>

Fri, Sep 25, 2020,
3:01 PM

to me, Gerry, Ann

Dear Mr. Moran,

Thank you for your recent correspondence.

The Department of Agriculture, Food and the Marine considers all applications for aquaculture licences in accordance with the provisions of the 1997 Fisheries (Amendment) Act, the 1933 Foreshore Act and applicable EU legislation. All aquaculture licences contain specific terms and conditions which must be adhered to by the operator of the site.

The Department's Marine Engineering Division carried out an inspection at Woodstown Beach in January 2020, following complaints in relation to litter from oyster harvesting in the area. Following this inspection, this Division wrote to you on 6 February 2020 requesting a clean-up of the site.

Issues associated with water quality generally and the Shellfish Water Directive fall under the remit of the Department of Housing, Local Government and Heritage and any queries therein should be directed by you to that Department.

I hope you find this information helpful.

Regards,

Helena Horan

PríomhoifigeachCúnta

Assistant Principal

AnRannánUiscshaothraitheagusBainistíochtaUrthrá

Aquaculture and Foreshore Management Division

AnRoinnTalmhaíochta, Bia agus Mara

Department of Agriculture, Food and the Marine

AnLárionad Bia Mara Náisiúnta, CloichnaCoillte, Corcaigh, P85 TX47

National Seafood Centre, Clonakilty, Cork, P85 TX47

www.agriculture.gov.ie

Fiona Mahon <Fiona.Mahon@fisheriesireland.ie>

Fri, Jun 12, 2020,
10:19 AM

to me

Dear Mr Moran,

I am writing in response to your recent email in relation to the Environmental Protection Agency (EPA)'s approach to Licence Register No " P0606-03.

Following consultation with the relevant Inland Fisheries Ireland (IFI) environmental staff I can confirm that as your query relates to an EPA licensed facility it is not within the remit of IFI to investigate the workings or otherwise of another agency.

IFI does not have any powers in legislation or otherwise to investigate or enforce the conditions of a license issued by the EPA. The licensing of such facilities is solely a matter for the EPA.

I regret that we cannot be of further assistance in relation to this matter

Kind Regards,

Fiona Mahon
Complaints Officer

IascachIntÃreÃ%ireann
Inland Fisheries Ireland

Customer Service <Customer.Service@dcaae.gov.ie>

Wed, May 20,
2020, 4:27 PM

to Customer, me

Dear Pat,

I have taken your concerns to our Environment teams for their advice.

I received the following information:

"The Environmental Protection Agency undertakes a range of regulatory tasks relating to the licensing, permitting, consenting or certification of activities that could have an impact on the environment or on human health. In this context, the Agency is the competent authority for granting and enforcing industrial and waste licences. The Agency undertakes an annual programme of audits and inspections of Agency licensed facilities.

The Minister for Communications, Climate Action and Environment is constrained by the provisions

of Sections 79(3) and 86(5) of the Environmental Protection Agency Act, 1992, as amended, from becoming involved in any way with the licensing of installations under the EPA Act or in the control of installations so licensed.

Therefore, as your query relates to an Agency licenced facility, it is not appropriate for the Minister or Department to comment or interfere in any way.”

I’m very sorry we cannot help you with your request.

Kind regards,

Alison

Alison Daly, Administrative Officer
Communications and Media Relations Division

RoinnCumarsáide, Gníomhaithear son nahAeráide&Comhshaoil
Department of Communications, Climate Action & Environment

29-31 Bóthar Adelaide, BaileÁthaCliath, D02 X285
29-31 Adelaide Road, Dublin, D02 X285

M +35387 466 0202 T +353 (0)1 6782444
Alison.Daly@dccae.gov.ie www.dccae.gov.ie

institute mail <institute.mail@marine.ie>

Thu, May 14,
2020, 2:22 PM

to me

Dear Pat

Thank you for your email. Unfortunately The Marine Institute has no role or remit in the Integrated Pollution Control (IPC) Licencing process. This is a matter for the EPA to address.

Kind regards
Institute mail

Noeleen Keavey

From: Noeleen Keavey
Sent: Tuesday 2 March 2021 12:46
To: Noeleen Keavey
Subject: FW: EPA Notification for Licence Application P0606-04
Attachments: EPAnotice250221v1.docx

From: Peter Guy
Sent: Thursday 25 February 2021 14:05
To: Wexford Receptionist <REC_WEX@epa.ie>
Cc: Pat Moran
Subject: EPA Notification for Licence Application P0606-04

For the attention of Director General Laura Burke

Dear Madam

In regard to the shocking lack of response to the EPA seeking comment on Licence Application P0606-04 please find the attached letter which I have sent to the requisite CEO's of regulatory bodies and departments that the EPA contacted in Sep 2020
I am truly disappointed at the lack of response of these mandatory regulatory bodies and departments that on paper appear to have no accountability or responsibility for the Environmental section that they supposedly represent.

In regard to the EPA's position to the above Licence Application P0606-04. I have two further questions for the EPA.

- 1/ Has the EPA been informed by SSE Generation Ireland Ltd Great Island of any incidents in connection with the fish at the Band Screens and fish going into and through the system during Dec 2020 - Jan 2021?
- 2/ Has the EPA been made aware by IFI, Sea Fisheries, Department of Marine and Environment as regards incidents reported to them by SSE Generation Ireland Ltd as regards fish at the Power Plant.

I am so aggrieved with the blatant disregard to the environment in the Waterford Estuary that I intend to raise this to the highest authorities in Ireland and the European Commission.

Yours sincerely

Pat Moran
Stakeholder in Waterford Estuary