



Headquarters
P.O. Box 3000
Johnstown Castle Estate
County Wexford
Ireland

WASTE LICENCE APPLICATION

PROPOSED DECISION OF A REVIEW OF A LICENCE

**Waste Licence
Application**

Register Number: 52-2

Applicant: Drogheda Port Company

Location of Facility: Stagrennan Polder, Marsh Road,
Stagrennan, Drogheda, County Louth.

DECISION & REASONS FOR THE DECISION

Proposed Decision

On the basis of the information available to it, the Environmental Protection Agency pursuant to its powers under Section 40(1) of the Waste Management Acts, 1996 to 2003 proposes to refuse to grant a revised waste licence to Drogheda Port Company to carry on the waste activities that are the subject of waste licence application register number 52-2 at Stagrennan Polder, Marsh Road, Stagrennan, Drogheda, County Louth.

In reaching this decision the Environmental Protection Agency has considered the application and supporting documentation received from the applicant, all submissions received from other parties and the report of its inspector.

Activities Refused

Refused waste recovery activities, in accordance with the Fourth Schedule of the Waste Management Acts, 1996 to 2003

Class 4.	Recycling or reclamation of other inorganic materials:
Class 13.	Storage of waste intended for submission to any activity referred to in a preceding paragraph of this Schedule, other than temporary storage, pending collection, on the premises where such waste is produced:

Reasons for the proposed decision:

1. Stagrennan Polder is now designated as part of the Special Protection Area (SPA) for the Boyne Estuary and the Agency considers that Stagrennan Polder should be restored back to inter-tidal mudflat as soon as possible. The Agency is not prepared to approve the extension of time for removal of the sand and gravel, which might delay the restoration of the Stagrennan Polder and which by its nature, would adversely affect a place of special interest by delaying the restoration of Stagrennan Polder to inter-tidal mudflat habitat.
2. The European Commission approved the co-financing of the dredging works on the basis inter alia that Stagrennan Polder would be classified as part of the SPA, that the use of Stagrennan Polder for waste storage would be temporary and made subject to a waste permit pursuant to the Waste Directive. In view of this the Agency is of the opinion that any changes to the temporary nature of storage of the deposited materials at Stagrennan Polder (as conditioned in the waste licence) is not appropriate.
3. The applicant has not demonstrated to the satisfaction of the Agency that the extended timeframe could be adhered.
4. The applicant has not specifically demonstrated how they will deal with the remaining deposited materials within the proposed timeframe.
5. The Agency considers that facilitating the applicant to regularise its activities is not appropriate in view of the reminders issued by the Agency to the licensee to ensure that sand and gravel was removed by the 14th January 2004.

Signed on behalf of the said Agency
on the 30th day of December, 2004

Authorised Person