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Date

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Our ref.

Reg. No. 167-1

Your ref.

Dear Ms Burke

I am to refer to your letter dated 12th June 2002 and to confirm the following. I should point out in the first instance that it is the carrying on of a Waste or IPC activity that requires a licence from the Agency.

The waste licence application submitted to the Agency relates to the carrying on of waste disposal and recovery activities at the proposed waste management facility at Carranstown, Duleek, Co Meath. The application is in respect of the following activities:-

Waste Disposal Activities, in accordance with the Third Schedule of the Waste Management Act 1996

Class 7	Physico-chemical treatment not referred to elsewhere in this schedule (including evaporation, drying and calcination), which results in final compounds or mixtures which are disposed of by means of any activity referred to in paragraphs 1. to 10. of this schedule (including evaporation drying and calcination
Class 8	Incineration on land or at sea
Class 12	Repackaging prior to submission to any activity referred to in a preceding paragraph of this schedule.
Class 13	Storage prior to submission to any activity referred to in a preceding paragraph of this schedule, other than temporary storage, pending collection, on the premises where the waste concerned is produced.

Waste Recovery Activities, in accordance with the Fourth Schedule of the Waste Management Act 1996

Class 2	Recycling or reclamation of organic substances which are not used as solvents (including composting and other biological transformation processes)
Class 3	Recycling or reclamation of metals and metal compounds
Class 4	Recycling or reclamation of other inorganic materials
Class 6	Recovery of components used for pollution abatement
Class 9	Use of any waste principally as a fuel or other means to generate energy
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.



The application primarily relates to the disposal of waste through the incineration of waste, energy recovery by the use of waste as a fuel to generate energy together with a number of other waste related activities. All of the activities outlined in the application come within the licensing and permitting control provisions as set out in the Waste Management Act and supporting Regulations.

A detailed examination of the application has however revealed that the primary waste activity described in the application also meets the description of one of the activities listed in the First Schedule to the Environmental Protection Agency Act 1992 namely Class 2.1: The production of energy in combustion plant the rated thermal input of which is equal to or greater than 50MW other than any such plant which makes direct use of the products of combustion in a manufacturing process, on the basis that the rated thermal input from the plant is greater than 50 MW. That being the case, and having regard to the exemption provisions set out in Section 39(7) of the Waste Management Act, an IPC licence is required for such activities in accordance with the provisions of Section 82 of the Environmental protection Agency Act 1992 as follows:-

Integrated Pollution Control Activities, in accordance with the First Schedule of the Environmental Protection Agency Act 1992

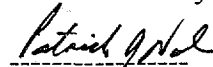
Class 2.1	The production of energy in combustion plant the rated thermal input of which is equal to or greater than 50MW other than any such plant which makes direct use of the products of combustion in a manufacturing process.
Class 11.1	The recovery or disposal of waste in a facility, within the meaning of the Waste Management Act, 1996, which facility is connected or associated with another activity specified in this Schedule in respect of which a licence or revised licence under Part 1V is in force or in respect of which a licence under the said Part is or will be required.

I should also point out that the application includes proposals for 'A Community Recycling Park' that is a stand-alone facility and not connected with the primary activities on site. This proposal would in its own right require a waste permit from the local authority under the Waste Management (Permit) Regulations, 1998 [S.I. No. 165 of 1998].

An integrated licence is required for this facility and any assessment by the Agency must ensure that the control requirements on emissions from such a facility meet national and EU standards and requirements in relation to the activities concerned.

I hope this clarifies matters for you.

Yours sincerely



Paddy Nolan
Programme Manager