



186-1 office.

Environmental Protection Agency  
An Ghnómháireacht um Chaomhnú Comhshaoil

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Mr. Derry Chambers  
Cork Environmental Alliance,  
Gort An Eadain,  
Cill Na Martra,  
Maigh Chromtha,  
Co. Corcaigh

9 June 2005

Re: Waste licence application (Reg. No.186-1) and oral hearing of objections to the proposed decision.

Dear Mr. Chambers

I am to refer to your letter addressed to Dr. Mary Kelly, Director General of the Agency, which was received on 17<sup>th</sup> May concerning the costs incurred by your organisation in participating at the oral hearing of objections to the above referenced waste licence application. Your letter has been forwarded to me for direct reply.

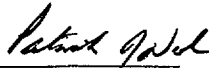
I note what you say in relation to the costs incurred by your organisation as participants in the objection process and in particular at the oral hearing of objections to the proposed decision that issued in respect of the waste licence application submitted by Indaver Irl. for its proposed facility at Ringaskiddy.

As you know the European Convention on Human Rights is a matter for the State and not the EPA. The powers and functions of the EPA are set out by the Oireachtas in the Environmental Protection Agency Acts 1992 and 2003 and the Waste Management Acts 1996 to 2003. These Acts do not authorise or empower the EPA to award such costs. The EPA, for its part, is carrying out its functions in accordance with the provisions of enactments listed earlier.

I note that you have made a submission to the chairperson of the oral hearing. I should advise that the chairperson has no such powers or functions in this regard.

I hope this clarifies matters for you.

Yours sincerely

  
Patrick J. Nolan  
Programme Manager

Noelen

1. Please file + give a copy of the reply etc to Jonathan for his info.
2. The public file shall be updated accordingly.



John 9/6