

Office



Environmental Protection Agency
An Ghníomhaireacht um Chaomhnú Comhshaoil

Bord na Móna Energy Ltd
Leabeg
Tullamore
County Offaly

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2 February 2006

Reg. No. 49-2/Art801PH

re: Notice in accordance with Article 8 of the Waste Management (Licensing) Regulations

Dear Sir/Madam

I am to refer to the above referenced application for a waste licence relating to a facility at Clonbulloge Ash Repository, Cloncreen Bog, Clonbulloge, Co. Offaly. I am directed to advise you that it appears to the Agency that the notices published and erected or fixed in relation to the application do not comply with Article 6 and 7 of the Waste Management (Licensing) Regulations 2004 (S.I. 395/2004).

1. The notices do not specify that the activity applied for is Class 1 of the Third Schedule of the Waste Management Acts, 1996-2005. In addition the wording detailed for the activity is incorrect. The notices should contain wording from Sections 54 and 55 of the POE Act, 2003.
2. The notices do not specify the quantity and nature of wastes involved in accordance with Article 6(c) of the Waste Management (Licensing) Regulations.
3. The notices do not state that an Environmental Impact Statement will be submitted to the Agency in accordance with Article 6(d) of the Waste Management (Licensing) Regulations.
4. The notices do not reflect the wording of Article 6(e)(ii) of the Waste Management (Licensing) Regulations.

The Agency therefore requires you, in accordance with Article 8 of the regulations, to

1. Publish an amended newspaper notice in accordance with Article 6 of the Waste Management (Licensing) Regulations. The notice should be published in the two newspapers which carried the original notice.

2. Replace the existing site notice with an amended notice that complies with Article 7 of the Waste Management (Licensing) Regulations.
3. Maintain the notice as amended at a location complying with Article 7 of the Waste Management (Licensing) Regulations for a period of two months following the making of the specified amendment.
4. An amended written notice should be given to the relevant planning authority in accordance with Article 9 of the Waste Management (Licensing) Regulations including the specified amendments.
5. The above requirements should be carried out within **two weeks** of the date of this notice.

The Agency further requires you to submit the following evidence in relation to compliance with the above requirement:

1. An original of the newspapers and two copies of the relevant page of the newspapers in which the amended notice have been published.
2. An original and two copies of both a letter stating the date on which the amended site notice was fixed and a drawing showing its location on site.
3. An original and two copies of the text of the amended notice erected or fixed in accordance with Article 7.
4. An original and two copies of the amended written notice to the relevant planning authority in accordance with Article 9.

The evidence requested should be submitted within two weeks of the date of this notice, in the form of a one original plus two copies. In addition submit two copies of the requested information in electronic searchable PDF format on a CD-ROM to the Agency.

Please note that the format of the application's register number has been revised to 49-
2. Please direct all correspondence in relation to this matter to the *Licensing Unit, Office of Licensing & Guidance, Environmental Protection Agency, Headquarters, PO Box 3000, Johnstown Castle Estate, County Wexford* quoting the register number.

Yours sincerely,



Ms Pernille Hermansen
Inspector
Office of Licensing & Guidance

