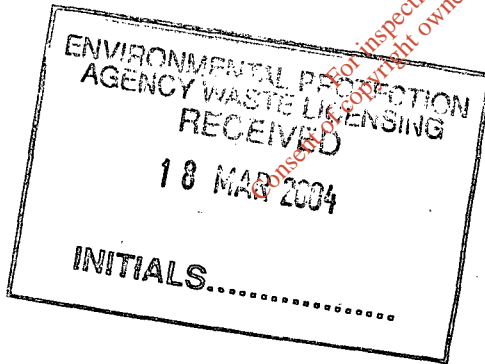


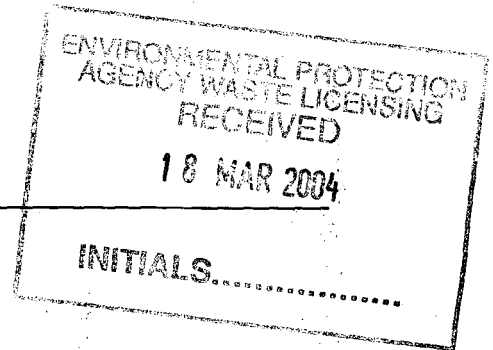
SECTION B - GENERAL

Sub-Section	Title	Location of Information
B.1	Applicant's Details	WLA & WLA Attachment B.1
B.2	Location of Activity	WLA & WLA Attachment B.2
B.3	Planning Authority	WLA & WLA Attachment B.3
B.4	Sanitary Authority	WLA & WLA Attachment B.4
B.5	Notices & Advertisements	WLA & WLA Attachment B.5
B.6	Type of Activity	WLA & WLA Attachment B.6
B.7	Fees	WLA
B.8	Quantity and Nature of Wastes	WLA
B.9	Major Industrial Hazard Regulations	WLA
B.10	Permits and Licences	WLA
B.11	Management Plans	WLA & WLA Attachment B.11
B.12	Type of Facility	WLA



ENVIRONMENT & RESOURCE MANAGEMENT LTD.

3 Tara Court
Naas,
Co. Kildare
Telephone: 045 874411
Fax: 045 874549
Email: info@erml.biz



Environmental Protection Agency,
Office of Licensing and Guidance,
Licensing Unit,
Waste Administration,
Johnstown Castle Estate,
Co. Wexford.

18th March 2004

Project No. 03.116

Re: Waste Licence Application for a Proposed Integrated Waste Management Facility at Whitestown Lower, Co. Wicklow

Dear Ms. Vaughey,

We are acting on behalf of Brownfield Restoration Ireland Ltd. Please find enclosed a Waste Licence Application that has been prepared to comply with the Waste Management (Licensing) Regulations (S.I. No. 185 of 2000). The application is accompanied with an Environmental Impact Statement.

Consent to copy for information purposes only. Further consent required for any other use.

The following documents are enclosed:

- 1 No. Master Copy of Waste Licence Form and Attachments
- 5 No. Copies of Waste Licence Form and Attachments
- 15 No. Copies of Environmental Impact Statement (EIS)

Note: The March 2004 EIS consists of the following:

- Volume I - Non-Technical Summary and Text (Sections 1-4)
- Volume II - Appendices
- Volume III - Drawings

I have also attached a cheque for the amount of **€29,203.97** (£23,000).

Yours sincerely,

Mr. Geoff Parker M.E.Sc., M.I.E.I., M.I.W.M

PREAMBLE TO WASTE LICENCE APPLICATION

**Proposed Integrated Waste Management Facility,
Whitestown Lower, Co. Wicklow.**

Enclosed is a Waste Licence Application that has been prepared to comply with the Waste Management (Licensing) Regulations (S.I. No. 185 of 2000).

The format of this Application follows the format of the Application Form prepared by the Environmental Protection Agency (EPA) for Waste Recovery / Disposal Activities (other than Landfill). The form used is dated 13 August 2003, however this form has been modified somewhat to include relevant sections of the form prepared by the EPA entitled *Waste Disposal Activities (Landfill Sites)*, dated July 2001.

This approach has been taken to reflect the integrated nature of the Proposed Waste Management Activities by the applicant '*Brownfield Restoration Ireland Ltd.*' at the application site, located at Whitestown Lower, Co. Wicklow.

The application follows through Sections A to N, as per the afore-mentioned modified 13 August 2003 form. Each Section is presented separately, together with relevant Attachments or References to the Environmental Impact Statement (EIS) that accompanies the Application.

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ENVIRONMENTAL PROTECTION
AGENCY WASTE LICENSING
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18 MAR 2004
INITIALS.....

B. GENERAL

B.1 Applicant's Details

Name*: BROWNFIELD RESTORATION IRELAND LTD.
Address: 7 ARDILEA DOWNS,
MOUNT ANVILLE ROAD,
DUBLIN 14.

Tel: 01-2833059
Fax: 01-2833052

* This should be the name of the applicant which is current on the date this Waste Licence Application is lodged with the Agency.

Name and Address for Correspondence (it must be noted that all correspondence or communications will be conducted through the correspondence name and address provided. Only application documentation submitted by the applicant and by the nominated person will be deemed to have come from the applicant.)

ENVIRONMENT & RESOURCE
Name: MANAGEMENT LTD.
Address: NO. 3 TARA COURT,
DUBLIN ROAD,
NAAS,
CO. KILDARE.
Tel: 045-874411
Fax: 045-874549

Address of registered or principal office of Body Corporate (if applicable)

Address: CONTRACT ACCOUNTING,
EAGLE HOUSE, WENTWORTH,
EBLANA VILLAS,
DUBLIN 2.
Tel: 01-676 8638
Fax: 01-676 8641

If the applicant is a body corporate, the following information must be attached as Attachment B1:

- a) a Certified Copy of the Certificate of Incorporation or Memorandum and Article of Association;
- b) the Company's Registration Number from the Companies Registry Office; and
- c) a list of the Company Directors.

State the interest of the applicant in the land which is subject to the application. The applicant is (please check):

Landowner	<input checked="" type="checkbox"/>
Lessee	<input type="checkbox"/>
Prospective Purchaser	<input type="checkbox"/>
Other (please specify)	

Name and address of all occupiers of the land on which the Activity is situated (if different from applicant named above).

Name: _____
Address: _____

Tel: _____
Fax: _____

Name: _____
Address: _____

Tel: _____
Fax: _____

Not applicable.

Name and address of the current* owner(s) and lessees of the land, buildings and ancillary plant on which the activity is or will be situated (if different from applicant named above). A drawing showing the above details should

Name: _____
 Address: _____

 Tel: _____
 Fax: _____

 Name: _____
 Address: _____

 Tel: _____
 Fax: _____

 Name: _____
 Address: _____

 Tel: _____
 Fax: _____

 Name: _____
 Address: _____

 Tel: _____
 Fax: _____

Not applicable

Not applicable

B.2 Location of Activity

BROWNFIELD RESTORATION
 Name: IRELAND LTD.
 Address*: WHITESTOWN LOWER,
CO. WICKLOW

Tel: Not applicable
 Fax: Not applicable

* Include any townland

National Grid Reference (8 digit 4E, 4N)	E=291,269 N=195,385
--	------------------------

A Site Plan must be provided. It should be noted that the Site Plan will legally define the area to which the waste licence will relate. Waste disposal operations by the applicant outside the area of the licence will be an offence under s39 of the Waste Management Act 1996. Accordingly, it is vital that the boundary of the activity is clearly marked and identified.

Original maps of the relevant area, such as maps from the Ordnance Discovery Series, from which the site grid reference can be read and confirmed, must be included in Attachment B.2.

The applicant should tick the appropriate box below to identify whether the activity is located within the Shannon Free Airport Development Company (SFADCo.) area.

Within SFADCo. Area Yes No

B.3 Planning Authority

Give the name of the planning authority in whose functional area the activity is or will be carried out.

Name: WICKLOW COUNTY COUNCIL
 Address: ARAS AN CHONTAE,
WICKLOW.

*Current at the time the application is submitted

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Tel: 0404-20100
Fax: 0404-67792

Has the Planning Authority received written notification from the applicant of the application to The Environmental Protection Agency for a Waste Licence under Article 9 of the Waste Management (Licensing) Regulations, 1997?

Planning Authority notified	Yes	<input checked="" type="checkbox"/>
	No	<input type="checkbox"/>

Planning Permission relating to this application:-

has been obtained	<input type="checkbox"/>
is being processed	<input type="checkbox"/>
is not yet applied for	<input checked="" type="checkbox"/>
is not required	<input checked="" type="checkbox"/>

Local Authority Planning File Reference No:	2492 / 78
---	-----------

Attachment B.3 should contain all current planning permissions, including a copy of all conditions. Copies of any EIS should also be enclosed. For existing activities, Attachment B.3 should also contain copies of all licences and permits in force at the time of submission. Where planning permission is not required for the development, provide reasons, relevant correspondence, etc.

B.4 Sanitary Authority

In the case of a discharge of any trade effluent or other matter (other than domestic sewage or storm water) to a sewer of a sanitary authority, give the name of the sanitary authority in which the sewer is vested or by which it is controlled and the waste water treatment plant (if any) to which the sewer discharges.

Name:

Address:

Tel:
Fax:

Waste water treatment plant
Name: BALTINGLASS WASTE WATER TREATMENT PLANT
Address: C/O ENVIRONMENT SECTION,
WICKLOW COUNTY COUNCIL, WICKLOW.
Tel: 0404-20100
Fax: 0404-67792.

In the case of a discharge of any trade effluent or other matter to a sewer not vested or controlled by a sanitary authority, give the name and address of the owner(s) of the sewer and the waste water treatment plant (if any) to which the sewer discharges.

Name:
Address:

Tel:
Fax:

Name:
Address:

Tel:
Fax:

Waste water treatment plant
Name:
Address:

Tel:
Fax:

The applicant must enclose, as Attachment B.4, a copy of any effluent discharge licence and/or agreement between the applicant and the body with responsibility for the sewer.

Consent of E.P.A. for information purposes only. Consent of copyright owner required for any other use.

Table B.4: DETAILS OF DISCHARGES TO SEWER
(ONE TABLE PER EMISSION POINT)

Emission Point Ref. N°:							
Name of emission point:							
Source of emission:							
Location of sewer connection:							
Grid Ref. (12 digit, 6E, 6N):							
Date of commencement:							
Name of sewer undertaker:							
Discharge Quality /Parameter		Level/units					
pH		NOT APPLICABLE <small>For inspection purposes only. Consent of copyright owner required for any other use.</small>					
Biological Oxygen Demand							
Chemical Oxygen Demand							
Suspended Solids							
Sulphate							
Ammoniacal Nitrogen (NH ₄ -N)							
Temperature							
Periods of emission (avg.):					min/hr	hr/day	day/yr
Volume to be emitted:					Average/day: m ³ /d		
					Maximum rate/hour: m ³ /h		
		Maximum rate/day: m ³ /d					
Name of receiving water:							
Flow rate in receiving water:	m ³ .sec ⁻¹ Dry Weather Flow					
	m ³ .sec ⁻¹ 95%ile flow					
Available waste assimilative capacity:							

B.5 Notices and Advertisements

Articles 6 and 7 of the Waste Management (Licensing) Regulations 1997 as amended requires all applicants to advertise the application in a newspaper and by way of a site notice. See *Guidance Note*.

Attachment B.5 should contain a copy of the site notice and a drawing showing its location on site. **The original application must include the complete newspaper in which the advertisement was placed.** The relevant page of the newspaper containing the advertisement should be included with the five copies of the application. Where the Waste Management (Licensing) Regulations 1997 as amended require notice of the application to be given to the Planning Authority, a copy of this notice should also be included.

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B.6 Type of Activity

Specify the relevant activities in the Third Schedule or Fourth Schedule to the Waste Management Act 1996 as amended by S.I. No. 166 of 1998, to which the application relates (check the relevant box(es) and mark the principal activity with a 'P'). Attachment B.6 should identify the principle activity and include a description of each of the other activities specified. There can only be one principal activity.

TABLE B.6 THIRD AND FOURTH SCHEDULES OF THE WASTE MANAGEMENT ACT 1996

Waste Management Act, 1996		
THIRD SCHEDULE Waste Disposal Activities		FOURTH SCHEDULE Waste Recovery Activities
1. Deposit on, in or under land (including landfill).		1. Solvent reclamation or regeneration.
2. Land treatment, including biodegradation of liquid or sludge discards in soils.		2. Recycling or reclamation of organic substances which are not used as solvents (including composting and other biological transformation processes).
3. Deep injection of the soil, including injection of pumpable discards into wells, salt domes or naturally occurring repositories.		3. Recycling or reclamation of metals and metal compounds.
4. Surface impoundment, including placement of liquid or sludge discards into pits, ponds or lagoons.	✓	4. Recycling or reclamation of other inorganic materials.
5. Specially engineered landfill, including placement into lined discrete cells which are capped and isolated from one another and the environment.	✓	5. Regeneration of acids or bases.
6. Biological treatment not referred to elsewhere in this Schedule 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.		6. Recovery of components used for pollution abatement.
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).	P	7. Recovery of components from catalysts.
8. Incineration on land or at sea.		8. Oil re-refining or other re-uses of oil.
9. Permanent storage, including emplacement of containers in a mine.		9. Use of any waste principally as a fuel or other means to generate energy.
10. Release of waste into a water body (including a seabed insertion).		10. The treatment of any waste on land with a consequential benefit for an agricultural activity or ecological system.
11. Blending or mixture prior to submission to any activity referred to in a preceding paragraph of this Schedule.	✓	11. Use of waste obtained from any activity referred to in a preceding paragraph of this Schedule.
12. Repackaging prior to submission to any activity referred to in a preceding paragraph of this Schedule.		12. Exchange of waste for submission to any activity referred to in a preceding paragraph of this Schedule.
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.	✓	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.

B.7 Fees

State each class of activity for which a fee is being submitted as per Part I of the Third Schedule of the Waste Management (Licensing) Regulations, S.I. No. 133 of 1997 as amended by S.I. No. 166 of 1998.

Fee (in £)	Waste Activity
£18,000	1 - DISPOSAL > 100,000 t/a
£ 5,000	10 - Recovery

£23,000 = €29,203.97

As per S.I. No. 185 of 2,000
THIRD SCHEDULE

B.8 Quantity and Nature of Waste

Provide the annual amount of waste accepted/to be accepted at the site and an estimation of the total quantities of waste in place, (if applicable), and to be disposed of during the lifetime of the facility. Additional information should be included in Attachment B.8. The tonnage per annum should be given of that expected for the life of the licence, with at least the next five years tonnages provided.

TABLE B.8.1 ANNUAL QUANTITIES AND NATURE OF WASTE

Year	Non-hazardous waste (tonnes per annum)	Hazardous waste (tonnes per annum)	Total annual quantity of waste (tonnes per annum)
1	180,000	0	180,000
2	180,000	0	180,000
3	180,000	0	180,000
4	180,000	0	180,000
5	180,000	0	180,000

TABLE B.8.2 TOTAL QUANTITIES AND NATURE OF WASTE

	Non-hazardous waste (tonnes)	Hazardous waste (tonnes)	Total (tonnes)
Already deposited	ca. 240,000	UNKNOWN	240,000
To be deposited prior to closure	ca. 800,000	NIL	

Maximum Annual Tonnage

The maximum annual tonnage of waste to be accepted at the site should be indicated and the year to which the quantity relates indicated.

Maximum Annual Tonnage (tpa)	180,000
Year	ALL YEARS

B.9 Major Industrial Hazard Regulations

State whether the activity consists of, comprises, or is for the purposes of, an industrial activity or isolated storage to which Regulations 12 to 18 of the European Communities (Major Accident Hazards of Certain Industrial Activities) Regulations, 1986 (S.I. No. 292 of 1986), as amended by the European Communities (Major Accident Hazards of Certain Industrial Activities) (Amendment) Regulations, 1989 (S.I. No. 194 of 1989) and the European Communities (Major Accident Hazards of Certain Industrial Activities) (Amendment) Regulations, 1992 (S.I. No. 21 of 1992) apply.

Regulations Apply	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
-------------------	------------------------------	--

If yes, Attachment B.9 should include the relevant details. Supporting information, as well as copies of any Hazardous Operation Studies (HAZOP) carried out for the site, should also be included in the attachment.

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B.10 Permits and Licences

Provide details of any current permits or licences held, and/or applied for.

Type of Licence/Permit	<i>Not applicable</i>
Relevant Legislation	
Issuing Authority	
Date of Issue	
Expiry Date	

Attachment B: should contain any additional information, copies of all current licences and permits and copies of all current applications, including all drawings.

B.11 Management Plans

B.11.1: Any relevant Air Quality Management Plans, Water Quality Management Plans, Waste Plans, or Hazardous Waste Plans should be referred to and included in Attachment B. .1

Title of Management Plan	Year
SEE ATTACHMENT B.11	

B.11.2: Provide evidence to show that the landfill project is in line with the relevant waste management plan or plans.

B.12 Type of Facility

State which of the following is relevant to the current application.

(a) landfill for hazardous waste	<input type="checkbox"/>
(b) landfill for non-hazardous waste	<input checked="" type="checkbox"/>
(c) landfill for inert waste	<input type="checkbox"/>

ATTACHMENT B.1 – APPLICANTS DETAILS

B.1.1 Company Information

The following information is enclosed for reference by the Agency:

- (a) A copy of the Certificate of Incorporation of Brownfield Restoration Ireland Ltd.
- (b) A copy of the Memorandum & Article of Association
- (c) The company directors are:
 - Mr. Ray Stokes - Managing Director
 - Mrs. Anne Stokes - Director

B.1.2 Applicant's Interest in Land

Brownfield Restoration Ireland Ltd. owns the lands for which this application is being made. Land ownership is depicted in Figure B.1.1 and is drawn at a scale of 1:5,000 (A3).

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AGENCY WASTE LICENSING
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19 MAR 2004

INITIALS.....

Number 375643

Certificate of Incorporation

I hereby certify that

BROWNFIELD RESTORATION IRELAND LIMITED

is this day incorporated under
the Companies Acts 1963 to 2001.
and that the company is limited.

Given under my hand at Dublin, this
Thursday, the 11th day of September, 2003

for Registrar of Companies



certified a True Copy



DIRECTOR

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*Memorandum
and
Articles of Association*

Company Limited By Shares

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Companies Act, 1963 - 2001

INITIALS.....
18 MAR 2004
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ENVIRONMENTAL PROTECTION
AGENCY WASTE LICENSING

COMPANIES ACTS 1963, TO 2001

COMPANY LIMITED BY SHARES

MEMORANDUM OF ASSOCIATION

- OF -

BROWNFIELD RESTORATION IRELAND LIMITED

1. The name of the Company is BROWNFIELD RESTORATION
IRELAND LIMITED

2. The objects for which the company is established are:

A(i) To carry on all the businesses of recycling in all
its various branches.

(ii) To carry on business as manufacturers, designers,
importers, exporters, buyers, sellers, (whether by wholesale
or retail) storers, warehousemen, distributors and suppliers
of and dealers in goods and articles of every description
(whether consumable or otherwise) and whether for domestic,
industrial, commercial or agricultural use.

(iii) To undertake, provide and carry out any service of
contract of works deemed necessary or advantageous in
promoting the objects of the Company.

(iv) To acquire and carry on any other business which may
seem to the Company capable of being conveniently carried on
in connection with the above, or which may seem calculated
directly or indirectly to enhance the value of or render
more profitable any of the Company's property or rights.

B. To purchase, take on lease or in exchange, hire or by any other means, acquire and protect, any freehold, leasehold, or other property, or any estate or interest, any lands, buildings, roads, railways, bridges, waterways, aircrafts, vessels, vehicles, machinery, engines, plant, live and dead stock, easements, rights, patents, patent rights, trade marks, brevet d'inventions, registered designs, protections and concessions, licences, stock in trade and any real or personal property or rights whatsoever which may be considered necessary, advantageous or useful to the Company.

C. To construct, build, erect, alter, enlarge, demolish, lay down, maintain; any buildings, roads, railways, bridges, walls, fences, banks, reservoirs, waterways and waterworks and to carry out preliminary and associated works; or contract, sub-contract, or join with others to carry out or complete any of the aforesaid and to work, manage and control the same or join with any person, firm or company in doing so.

D. To borrow, raise or secure the payment of money in such manner as the Company shall think fit and in particular to issue debentures, debenture stock, bonds, obligations and securities of all kinds and to charge and secure the same by Trust Deed or otherwise on the undertaking of the Company or upon any specific property or rights, present or future, of the Company including its uncalled capital or by any other means howsoever.

E. To guarantee, support or secure whether by mortgaging or charging all or any part of the undertaking, property and assets both present and future and uncalled capital of the Company or for the performance and discharge of any contract, obligation or liability of a company or any person or corporation with whom or which the company has dealings or having a business or undertaking in which the company is concerned or interested whether directly or indirectly and in particular to give security for any debts, obligations or liabilities of any company which is for the time being the Holding Company or a subsidiary of the company or a subsidiary of the Holding Company.

F. To pay or remunerate any person, firm or Company for rendering services for and on behalf of this Company and to pay any costs, charges or expenses incurred or sustained by or in connection with the formation and incorporation of this company and either by cash payments or by allotment to him or them of shares or securities of the company credited as fully paid up or otherwise. To open and operate bank accounts in any country.

G. To invest and deal with the moneys of the Company not immediately required for the purpose of its business in or upon such investments or securities and in such manner as may from time to time be determined.

H. To draw, make, accept, endorse, discount, negotiate and issue promissory notes, bills of exchange, warrants, Bills of Lading and other negotiable or transferable instruments.

I. To develop, improve, manage, cultivate, exchange, let on lease or otherwise, mortgage, charge, sell, dispose of, turn to account, grant rights and privileges in respect of, or otherwise deal with all or any part of the property and rights of the Company.

J. To lend and advance money or give credit to any person, firm or company and on such terms as may seem expedient.

K. To enter into and carry into effect any arrangement with any person, firm, company or Government or Government body or authority that may seem conducive to the company's objects and to apply for, promote, and obtain from any person, firm, company, Government or Government body or authority any contracts, concessions, privileges, charters, decrees and rights which the company may think is desirable and to carry out and exercise and comply with same.

L. To act as agents, brokers, and as trustees for any person, firm or Company and to establish agencies and branches and appoint agents and others to assist in the conduct or extension of the Company's business.

M. To provide for the welfare of persons employed or previously employed in or holding office under the company and to grant pensions, allowances, gratuities, bonuses or other payments to officers, ex-officers, employees and ex-employees or the dependants or connections of such persons; to establish and contribute to pensions or benefit funds or schemes for the benefit of persons aforesaid; to form, subscribe to or support any charitable, benevolent, religious or other institution and to instigate and maintain any club or other establishment calculated to advance the interests of the company or its officers, ex-officers, employees, ex-employees or dependants or connections.

N. To purchase or otherwise acquire and undertake all or any part of the business, property, goodwill, assets, liabilities and transactions of any person, firm or company carrying on any business which this company is authorised to carry on.

O. To undertake and execute the office of nominee, trustee, executor, administrator, registrar, secretary, committee or attorney for any purpose and either solely or jointly with others and generally to undertake, perform and fulfil any office of trust or confidence.

P. To accept payment for any property or rights sold or otherwise disposed of or dealt with by the company in whatever form and on such terms as the company may determine.

Q. To establish, promote or otherwise assist any company and to promote or otherwise assist any person or firm for the purpose of acquiring all or any of the properties and or liabilities or for furthering any objects of this company or for the purpose of instigating or opposing any proceedings or applications which may be considered necessary, advantageous or useful to the Company.

R. To subscribe for, accept, deal in, purchase or sell or otherwise acquire, deal in, dispose of or hold shares or other interests in or securities of any company carrying on or proposing to carry on any business within the objects of this company or carrying on any business capable of being carried on so as to benefit this company.

S. To purchase, redeem, hold, reissue, sell or otherwise deal in shares of this company in such manner as permitted by law.

T. To enter into any partnership or joint arrangement or arrangements for sharing profits with any company having objects similar or in part similar to those of this company and to give whatever undertakings are considered necessary by this company.

U. To distribute among the members in specie or otherwise as may be resolved, any assets of the company and in particular, any shares, debentures or securities of other companies belonging to this company or of which this company may have the power of disposing.

V. To procure the company to be registered or recognised in any place outside Ireland.

W. To do all such things as are incidental or conducive to the attainment of the foregoing objects or any of them.

The word Company, in this clause, except where used in reference to this Company, shall be deemed to include any body of persons whether incorporated or not and whether domiciled in Ireland or elsewhere.

It is hereby expressly declared that each sub-clause of this clause shall be construed independently of the other sub-clause hereof and that none of the objects mentioned in any sub-clause shall be deemed to be merely subsidiary to the objects mentioned in any other sub-clause.

Provided always that the provisions of this clause shall be subject to the company obtaining where necessary for the purpose of carrying any of its objects into effect such licence, permit or authority as may be required by law.

3. The liability of the members is limited.

4. The share capital of the Company is €100,000 divided into 100,000 shares of €1.00 each, with power to increase or decrease the share capital. The capital may be divided into different classes of shares with any preferential, deferred or special rights or privileges attached thereto, and from time to time the Company's regulations may be varied so far as may be necessary to give effect to any such preference, restriction or other term.

We, the several persons whose names, addresses and descriptions are subscribed, wish to be formed into a company in pursuance of this Memorandum of Association, and we agree to take the number of shares in the capital of the Company set opposite our respective names.

NAMES, ADDRESSES AND DESCRIPTIONS OF SUBSCRIBERS	NUMBER OF SHARES TAKEN BY EACH SUBSCRIBER
---	---

Northcote Limited , 41 Central Chambers, Dame Court, Dublin 2.	FIFTY
---	-------

Renmount Limited , 41 Central Chambers, Dame Court, Dublin 2.	FIFTY
--	-------

TOTAL SHARES TAKEN :	ONE HUNDRED
----------------------	-------------

DATED THE 8TH DAY OF SEPTEMBER, 2003

WITNESS TO THE ABOVE SIGNATURES: Elizabeth Kearney
1, Charlemont Terrace,
Dun Laoghaire,
Co. Dublin.

COMPANIES ACTS, 1963 TO 2001
COMPANY LIMITED BY SHARES
ARTICLES OF ASSOCIATION

- OF -

BROWNFIELD RESTORATION IRELAND LIMITED

1. (A.) The regulations contained in Part II of Table A in the First Schedule to the Companies Acts, 1963 to 2001 (hereinafter referred to as "Table A, Part II"), shall apply to the company, and together with the Regulations hereinafter contained, shall constitute the Regulations of the Company save in so far as they are hereby varied or excluded.

(B.) Regulations 75, 79 and 138 of Part I of Table A in the said schedule shall not apply to the Company.

SHARES

2. (A.) The Directors are generally and unconditionally authorised to exercise all powers of the Company to allot relevant securities (as such expression is defined in Section 20 of the Companies (Amendment) Act, 1983) up to a maximum aggregate of the number of unissued shares in the capital of the Company from time to time but this authority shall not extend beyond such date as shall be five years from the date of incorporation of the Company provided always that the directors shall have power, notwithstanding that the date aforesaid has expired, to allot relevant securities in pursuance of an offer or agreement made before the expiry of such date as aforesaid as if the authority conferred hereby had not expired.

(B.) Section 23 (I) of the Companies (Amendment) Act, 1983 is hereby excluded in its application in relation to all allotments by the Company of equity securities as defined for the purposes of that Section.

3. Subject to the provisions of Section 64 of the act, any preference shares may with the sanction of a special resolution be issued upon the terms that they are or at the option of the Company, are liable to be redeemed.

4. In regulation II of Table A, part I, the words ("not being a fully paid share") shall be omitted and the lien conferred by that Regulation shall attach to all shares registered in the name of any person indebted or under liability to the Company whether he shall be the sole registered holder thereof or one of two or more joint holders.

5. The Company may issue redeemable shares on such terms and conditions as it sees fit. The Company may purchase, redeem, hold, cancel, reissue, sell or otherwise deal in its own shares as permitted by law.

TRANSFER OF SHARES

6. Any shares of a deceased member may be transferred by his executor or administrator to the widow or widower, child or grandchild of such deceased member and Regulation 3 of Part II of Table A shall be modified accordingly.

7. An instrument of transfer of a share (other than a partly paid share) need not be attested, and Regulation 22 of Part I of Table A shall be modified accordingly.

GENERAL MEETING

8. A resolution in writing signed by all the members for the time being entitled to attend and vote on such resolution at a General Meeting (or being bodies corporate by their duly authorised representatives) shall be as valid and effective for all purposes as if the resolution had been passed at a General Meeting of the Company duly convened and held and may consist of one or more documents in the like form each signed by one or more of the members, (or being bodies corporate, by their duly authorised representatives). Such a resolution may also consist of one or more telefax or facsimile messages in like form signed in the name of each or all of the Members provided that in the case of each such telefax or facsimile message the Secretary or any Director shall have endorsed the same with a certificate stating that he is satisfied as to the authenticity thereof and if described as a Special Resolution shall be deemed to be a Special Resolution within the meaning of the Act.

9. Subject to Section 140 of the Companies Act 1963 concerning Annual General Meetings, all other meetings (including Extraordinary General and Class Meetings of the members of the Company and all meetings of the Board of Directors including any committees of the Board of Directors) may be conducted by the use of a conference telephone or similar facility provided always that the Chairman of the Meeting notes his satisfaction that all of the Members of the Company (in the case of Meetings of Members of the Company) and that all of the Directors of the Company (in the case of Meetings of Directors of the Company);

(A) have been notified of the convening of the Meeting and the availability of the conference telephone or similar facility for the Meeting; and

(B) can hear and contribute to the meeting

and such participation in a meeting shall constitute presence in person at the meeting.

10. Regulation 53 of Table A, Part I, shall apply as if the following words were added at the end thereof "and the fixing of the remuneration of the Directors."

11. A poll may be demanded by the chairman or by any member present in person or by proxy and Regulation 59 of Table A, Part I, shall be modified accordingly.

BORROWING POWERS

12. The Directors may exercise all the powers of the Company to raise or borrow money and to mortgage or charge its undertaking, property and uncalled capital, or any part thereof, and to issue debentures, debenture stock and other securities whether outright or as security for any debt, liability or obligation of the Company or any third party.

DIRECTORS

13. A resolution in writing signed by all the Directors for the time being entitled to receive notice of a meeting of the Directors shall be as valid as if it had been passed at a meeting of the Directors duly convened and held and may consist of one or more documents in the like form each signed by one or more of the directors.

14. Any Director may in writing appoint any person who is approved by the majority of the Directors, to be his alternate to act in his place at any meeting of the Directors at which he is unable to be present. Every such alternate shall be entitled to notice of meetings of the Directors and to attend and vote thereat as a Director when the person appointing him is not personally present, and where he is a Director, to have a separate vote on behalf of the Director he is representing in addition to his own vote. A Director may at any time in writing revoke the appointment of an alternate appointed by him. Every such alternate shall be an officer of the Company and shall not be entitled to be an agent of the Director appointing him. The remuneration of such an alternate shall be payable out of the remuneration payable to the Director appointing him, and the proportion thereof shall be agreed between them.

21. Unless and until otherwise determined by the Company in General Meeting, the number of Directors shall not be less than two nor more than twenty, The first Directors will be the persons named in the statement delivered to the Registrar of Companies in accordance with Section 3 of the Companies (Amendment) Act 1982.

SECRETARY

22. The first Secretary of the Company shall be the person named as the first Secretary of the Company in the statement delivered under Section 3 of the Companies (Amendment) Act 1982.

NOTICES

23. Any notice required to be given by the Company to any person ("the recipient") under these articles may be given by means of delivery, post, cable, telegram, telex, telefax, electronic mail or any other means of communication approved by the directors, to the address or number of the recipient notified to the Company by the recipient for such purposes (or if not so notified, then to the address or number of the recipient last known to the Company). Any notice so given shall be deemed, in the absence of any agreement to the contrary between the Company and the recipient, to have been served at the expiration of 48 hours after dispatch.

INDEMNITY

24. Subject to Section 200 of the act, every Director, Secretary, Agent or other officer of the Company shall be entitled to be indemnified out of the assets of the Company against all losses or liabilities which he may sustain or incur in or about the execution of the duties of his office or otherwise in relation thereto, including any liability incurred by him in defending any proceedings, whether civil or criminal, in which judgement is given in his favour or in which he is acquitted or in connection with any application under Section 391 of the Act in which relief is granted to him by the Court, and no Director or other officer shall be liable for any loss or damage incurred by the Company in the execution of the duties of his office or in relation thereto.

ACCOUNTS

25. The Company may, if it satisfies the requirements set out in the Companies (Amendment) (No. 2) act 1999, exempt itself from the requirement to have its accounts audited provided no member or members of the Company holding shares in the company that confer, in aggregate, not less than one tenth of the total voting rights in the company requests or request the company not to avail itself of the exemption the next financial year.

AUDITOR

26. The Company, provided it satisfies the requirements of the Companies (Amendment) (No. 2) act 1999 relating to exemption from the requirement to have its accounts audited including members rights (sec 33), shall not be required to appoint an auditor and if the Company so resolves, then any reference to an auditor in any regulation shall be deleted accordingly.

NAMES, ADDRESSES & DESCRIPTIONS OF SUBSCRIBERS

Northcote Limited,
41 Central Chambers,
Dame Court,
Dublin 2.

Renmount Limited,
41 Central Chambers,
Dame Court,
Dublin 2.

DATED THE 8TH DAY OF SEPTEMBER, 2003

WITNESS TO THE ABOVE SIGNATURES: Elizabeth Kearney
1, Charlemont Terrace,
Dun Laoghaire,
Co. Dublin.

The Regulations of Table A to the Companies Act 1963 to 2001 apply to the Company save in so far as they are not excluded or varied by its Articles of Association

FIRST SCHEDULE

Table A COMPANIES ACTS 1963 to 2001

Part 1

Regulations for Management of a Company
Limited by Shares not being a private company. (See Part 11 for Private Company)

INTERPRETATION

1. In these regulations

'the Act' means the Companies Acts 1963 to 2001

'the directors' means the directors for the time being of the company or the directors present at a meeting of the board of directors and includes any person occupying the position of director by whatever name called.

'the register' means the register of members to be kept as required by section 116 of the Act

'secretary' means any person appointed to perform the duties of the secretary of the company.

'the office' means the registered office for the time being of the company.

'the seal' means the common seal of the company.

Expressions referring to writing shall, unless the contrary intention appears, be construed as including references to printing, lithography, photography, and any other modes of representing or reproducing words in visible form.

Unless the contrary intention appears, words or expressions contained in these regulations shall bear the same meaning as in the Act or in any statutory modification thereof in force at the date at which these regulations become binding on the company.

SHARE CAPITAL AND VARIATION OF RIGHTS

2. Without prejudice to any special rights previously conferred on the holders of any existing shares or class of shares, any share in the company may be issued with such preferred, deferred or other special rights or such restrictions, whether in regard to dividend, voting, return of capital or otherwise, as the company may from time to time by ordinary resolution determine.

3. If at any time the share capital is divided into different classes of shares, the rights attached to any class may, whether or not the company is being wound up, be varied or abrogated with the consent in writing of the holders of three-fourths of the issued shares of that class, or with the sanction of a special resolution passed at a separate general meeting of the holders of the shares of the class.

4. The rights conferred upon the holders of the shares of any class issued with preferred or other rights shall not, unless otherwise expressly provided by the terms of issue of the shares of that class, be deemed to be varied by the creation or issue of further shares ranking *pari passu* therewith.

5. Subject to the provisions of these regulations relating to new shares, the shares shall be at the disposal of the directors, and they may (subject to the provisions of the Companies Acts, 1963 to 2001 allot, grant options over or otherwise dispose of them to such persons, on such terms and conditions and at such times as they may consider to be in the best interests of the company and its shareholders, but so that no share shall be issued at a discount and so that, in the case of shares offered to the public for subscription by a public limited company, the amount payable on application on each share shall not be less than one-quarter of the nominal amount of the share and the whole of any premium thereon.

6. The company may exercise the powers of paying commissions conferred by section 59 of the Act, provided that the rate per cent and the amount of commission paid or agreed to be paid shall be disclosed in the manner required by that section, and the rate of commission shall not exceed the rate of 10 per cent of the price at which the shares in respect whereof the same is paid are issued or an amount equal to 10 per cent of such price (as the case may be). Such commission may be satisfied by the payment of cash or the allotment of fully or partly paid shares in one way and partly in the other. The company may also, on any issue of shares, pay such brokerage as may be lawful.

7. Except as required by law, no person shall be recognised by the company as holding any share upon any trust, and the company shall not be bound by or be compelled in any way to recognise (even when having notice thereof) any equitable, contingent, future or partial interest in any share or any interest in any fractional part of a share of (except only as by these regulations or by law otherwise provided) any other rights in respect of any share except an absolute right to the entirety thereof in the registered holder; this shall not preclude the company from requiring the members on a transferee of shares to furnish the company with information as to the beneficial ownership of any share when such information is reasonably required by the company.

8. Every person whose name is entered as a member in the register shall be entitled without payment to receive within 2 months after allotment or lodgement of a transfer (or within such other period as the conditions of issue shall provide) one certificate for all his shares or several certificates each for one or more of his shares upon payment of 15 new cent for every certificate after the first or such less sum as the directors shall from time to time determine; so, however, that in respect of a share or shares held jointly by several persons the company shall not be bound to issue more than one certificate, and delivery of a certificate for a share to one of several joint holders shall be sufficient delivery to all such holders. Every certificate shall be under the seal or under the official seal kept by the company by virtue of section 3 of the Companies (Amendment) Act, 1977, and shall specify the shares to which it relates and the amount paid up thereon.

9. If a share certificate be defaced, lost or destroyed, it may be renewed on payment of 15c or such less sum and on such terms (if any) as to evidence and indemnity and the payment of out-of-pocket expenses of the company of investigating evidence as the directors think fit.

10. The company shall not give, whether directly or indirectly, and whether by means of a loan, guarantee, the provisions of security or otherwise, any financial assistance for the purchase of, or in connection with a purchase, or subscription made or to be made by any person of or for any shares in the company or in its holding company, but this regulation shall not prohibit any transaction permitted by section 60 of the Act.

11. The company shall have a first and paramount lien on every share (not being a fully paid share) for all moneys (whether immediately payable or not) called or payable at a fixed time in respect of that share and the company shall also have a first and paramount lien on all shares (other than fully paid shares) standing registered in the name of a single person for all moneys immediately payable by him or his estate to the company but the directors may at any time declare any share to be wholly or in part exempt from the provisions of this regulation. The company's lien on a share shall extend to all dividends payable thereon.

12. The company may sell, in such manner as the directors think fit, any shares on which the company has a lien, but no sale shall be made unless a sum in respect of which the lien exists is immediately payable, nor until the expiration of 14 days after a notice in writing, stating and demanding payment of such part of the amount in respect of which the lien exists as is immediately payable, has been given to the registered holder for the time being of the share, or the person entitled thereto by reason of his death or bankruptcy.

13. To give effect to any such sale, the directors may authorise some person to transfer the shares sold to the purchaser thereof. The purchaser shall be registered as the holder of the shares comprised in any such transfer, and he shall not be bound to see to the application of the purchase money, nor shall his title to the shares be affected by an irregularity or invalidity in the proceedings in reference to the sale.

14. The proceeds of the sale shall be received by the company and applied in payment of such part of the amount in respect of which the lien exists as is immediately payable, and the residue, if any, shall (subject to a like lien for sums not immediately payable as existed upon the shares before the sale) be paid to the person entitled to the shares at the date of the sale.

CALLS ON SHARES

15. The directors may from time to time make calls upon members in respect of moneys unpaid on their shares (whether on account of the nominal value of the shares or by way of premium) and not by the conditions of allotment thereof made payable at fixed times, provided that no call shall exceed one-fourth of the nominal value of the share or be payable at less than one month from the date fixed for the payment of the last preceding call, and each member shall (subject to receiving at least 14 days' notice specifying the time or times and place of payment) pay to the company at the time or times and place so specified the amount called on his share. A call may be revoked or postponed as the directors may determine.

16. A call shall be deemed to have been made at the time when the resolution of the directors authorising the call was passed and may be required to be paid by instalments.

17. The joint holders of a share shall be jointly and severally liable to pay all calls in respect thereof.

18. If a sum called in respect of a share is not paid before or on the day appointed for payment thereof, the person from whom the sum is due shall pay interest on the sum from the day appointed for payment thereof to the time of actual payment at such rate, not exceeding 5 per cent, per annum, as the directors may determine, but the directors shall be at liberty to waive payment of such interest wholly or in part.

19. Any sum which by terms of issue of a share becomes payable on allotment or at any fixed date, whether on account of the nominal value of the share or by way of premium, shall, or the purposes of these regulations, be deemed to be a call duly made and payable on the date on which, by the terms of issue, the same becomes payable, and in case of non-payment all the relevant provisions of these regulations as to payment of interest and expenses, forfeiture or otherwise, shall apply as if such sum had become payable by virtue of a call duly made and notified.

20. The directors may, on the issue of shares, differentiate between the holders as to the amount of calls to be paid and the times of payment.

21. The directors may, if they think fit, receive from any member willing to advance the same, all or any part of the moneys uncalled and unpaid upon any shares held by him, and upon all or any of the moneys so advanced may (until the same would, but for such advance, become payable) pay interest at such rate not exceeding (unless the company in general meeting otherwise directs) 5 per cent, per annum, as may be agreed upon between the directors and the member paying such sum in advance.

TRANSFER OF SHARES

22. The instrument of transfer of any share shall be executed by or on behalf of the transferor and transferee, and the transferor shall be deemed to remain the holder of the share until the name of the transferee is entered in the register in respect thereof.

23. Subject to such of the restrictions of these regulations as may be applicable, any member may transfer all or any of his shares by instrument in writing in any usual or common form or any other form which the directors may approve.

24. The directors may decline to register the transfer of a share (not being a fully paid share) to a person of whom they do not approve, and they may also decline to register the transfer of a share on which the company has a lien. The directors may also decline to register any transfer of a share which, in their opinion, may imperil or prejudicially affect the status of the company in the State or which may imperil any tax concession or rebate to which the members of the company are entitled or which may involve the company in the payment of any additional stamp or other duties on any conveyance of any property made or to be made to the company.

25. The directors may also decline to recognise any instrument of transfer unless:-

(a) a fee of 15c or such lesser sum as the directors may from time to time require, is paid to the company in respect thereof, and

(b) the instrument of transfer is accompanied by the certificate of the shares to which it relates, and such other evidence as the directors may reasonably require to show the right of the transferor to make the transfer; and

(c) the instrument of transfer is in respect of one class of share only.

26. If the directors refuse to register a transfer they shall within 2 months after the date on which the transfer was lodged with the company, send to the transferee notice of the refusal.

27. The registration of transfers may be suspended at such times and for such periods, not exceeding in the whole 30 days in each year as the directors may from time to time determine.

28. The company shall be entitled to charge a fee not exceeding 15c on the registration of every probate, letters of administration, certificate of death or marriage, power of attorney, notice as to stock or other instrument.

TRANSMISSION OF SHARES

29. In the case of the death of a member, the survivor or survivors where the deceased was a joint holder, and the personal representatives of the deceased where he was a sole holder, shall be the only persons recognised by the company as having any title to his interest in the shares, but nothing therein contained shall release the estate of a deceased joint holder from any liability in respect of any shares which had been jointly held by him with other persons.

30. Any person becoming entitled to share in consequence of the death or bankruptcy of a member may, upon such evidence being produced as may from time to time properly be required by the directors and subject as hereinafter provided, elect either to be registered himself as holder of the share or to have some person nominated by him registered as the transferee thereof, but the directors shall, in either case, have the same right to decline or suspend registration as they would have had in the case of a transfer of the share by that member before his death or bankruptcy, as the case may be.

31. If the person so becoming entitled elects to be registered himself he shall deliver or send to the company a notice in writing signed by him stating that he so elects. If he elects to have another person registered, he shall testify his election by executing to that person a transfer of the share. All the limitations, restrictions and provisions of these regulations relating to the right to transfer and the registration of transfers of shares shall be applicable to any such notice or transfer as aforesaid as if the death or bankruptcy of the member had not occurred and the notice or transfer were a transfer signed by that member.

32. A person becoming entitled to share by reason of the death or bankruptcy of the holder shall be entitled to the same dividends and other advantages to which he would be entitled if he were the registered holder of the share, except that he shall not, before being registered as a member in respect of the share, be entitled in respect of it to exercise any right conferred by membership in relation to meetings of the company, so, however, that the directors may at any time give notice requiring any such person to elect either to be registered himself or to transfer the share, and if the notice is not complied with within 90 days, the directors may thereupon withhold payment of all dividends, bonuses or other moneys payable in respect of the share until the requirement of the notice have been complied with.

FORFEITURE OF SHARES

33. If a member fails to pay any call or instalment of a call on the day appointed for payment thereof, the directors may, at any time thereafter during such time as any part of the call or

76. The remuneration of the directors shall from time to time be determined by the company in general meeting. Such remuneration shall be deemed to accrue from day to day. The directors may also be paid all travelling, hotel and other expenses properly incurred by them in attending and returning from meetings of the directors or any committee of the directors or general meetings of the company or in connection with the business of the company.

77. The shareholding qualification for directors may be fixed by the company in general meeting and unless and until so fixed, no qualification shall be required.

78. A director of the company may be or become a director or other officer of, or otherwise interested in, any company promoted by the company or in which the company may be interested as shareholder or otherwise, and no such director shall be accountable to the company for any remuneration or other benefits received by him as a director or officer of, or from his interest in, such other company unless the company otherwise directs.

BORROWING POWERS

79. The directors may exercise all the powers of the company to borrow money, and to mortgage or charge its undertaking, property and uncalled capital, or any part thereof, and subject to section 20 of the Companies (Amendment) Act, 1983 to issue debentures, debenture stock and other securities, whether outright or as security for any debt, liability or obligation of the company or of any third party, so, however, that the amount for the time being remaining undercharged of moneys borrowed or secured by the directors as aforesaid (apart from temporary loans obtained from the company's bankers in the ordinary course of business) shall at any time, without the previous sanction of the company in general meeting exceed the nominal amount of the share capital of the company for the time being issued, but nevertheless no lender or other person dealing with the company shall be concerned to see or inquire whether this limit is observed. No debt incurred or security given in excess of such limit shall be invalid or ineffectual except in the case of express notice to the lender or the recipient of the security at the time when the debt was incurred or security given that the limit hereby imposed had been or was thereby exceeded.

POWERS AND DUTIES OF DIRECTORS

80. The business of the company shall be managed by the directors, who may pay all expenses incurred in promoting and registering the company and may exercise all such powers of the company as are not, by the Act or by these regulations required to be exercised by the company in general meeting, subject, nevertheless, to any of these regulations, to the provisions of the Companies Acts, 1963 to 1983 and to such directions, being not inconsistent with aforesaid regulations or provisions, as may be given by the company in general meeting, but no direction given by the company in general meeting shall invalidate any prior act of the directors which would have been valid if that direction had not been given.

81. The directors may from time to time and at any time by power of attorney appoint any company, firm or person or body of persons, whether nominated directly or indirectly by the directors, to be the attorney or attorneys of the company for such purposes and with such powers, authorities and discretions (not exceeding those vested in or exercisable by the directors under these regulations) and for such period and subject to such conditions as they may think fit, and any such power of attorney may contain such provisions for the protection of persons dealing with any such attorney as the directors may think fit, and may also authorise any such attorney to delegate all or any of the powers, authorities and discretions vested in him.

82. The company may exercise the powers conferred by section 41 of the Act with regard to having an official seal for use abroad, and such powers shall be vested in the directors.

83. A director who is in any way, whether directly or indirectly, interested in a contract or proposed contract with the company shall declare the nature of his interest at a meeting of the directors in accordance with section 194 of the Act.

84. A director shall not vote in respect of any contract or arrangement in which he is so interested, and if he shall so vote, his vote shall not be counted, nor shall he be counted in the quorum present at the meeting but neither of these prohibitions shall apply to

(a) any arrangement for giving any director any security or indemnity in respect of money lent by him to or obligations undertaken by him for the benefit of the company, or

(b) any arrangement for the giving by the company of any security to a third party in respect of a debt or obligation of the company for which the director himself has assumed responsibility in whole or in part under a guarantee or indemnity or by the deposit of a security or

(c) any contract by a director to subscribe for or underwrite shares or debentures of the company, or

(d) any contract or arrangement with any other company in which he is interested only as an officer of such other company or as a holder of shares or other securities in such other company,

and these prohibitions may at any time be suspended or relaxed to any extent and either generally or in respect of any particular contract, arrangement or transaction by the company in general meeting.

85. A director may hold any other office or place of profit under the company (other than the office of auditor) in conjunction with his office of director for such period and on such terms as the remuneration and otherwise as the directors may determine, and no director or intending director shall be disqualified by his office from contracting with the company either with regard to his tenure of any such other office or place of profit or as vendor, purchaser or otherwise, nor shall any such contract or any contract or arrangement entered into by or on behalf of the company in which any director is in any way interested, be liable to be avoided, nor shall any director so contracting or being so interested be liable to account to the company for any profit realised by any such contract or arrangement by reason of such director holding that office or of the fiduciary relation thereby established.

86. A director, notwithstanding his interest, may be counted in the quorum present at any meeting whereat he or any other director is appointed to hold any such office or place of profit under the company or whereat the terms of any such appointment are arranged, and he may vote on any such appointment or arrangement other than his own appointment or the arrangement of the terms thereof.

87. Any director may act by himself or his firm in a professional capacity for the company, and he or his firm shall be entitled to remuneration for professional services as if he were not a director, but nothing herein contained shall authorise a director or his firm to act as auditor to the company.

88. All cheques, promissory notes, drafts, bills of exchange and other negotiable instruments and all receipts for moneys paid to the company shall be signed, drawn, accepted, endorsed or otherwise executed, as the case may be, by such person or persons and in such manner as the directors shall from time to time by resolution determine.

89. The directors shall cause minutes to be made in books provided for the purpose:-

(a) of all appointments of officers made by the directors;

(b) of the names of the directors present at each meeting of the directors and of any committee of the directors;

(c) of all resolutions and proceedings at all meetings of the company and of the directors and of committees of directors.

90. The directors on behalf of the company may pay a gratuity or pension or allowance on retirement to any director who has held any other salaried office or place of profit with the company or to his widow or dependants, and may make contributions to any fund and pay premiums for the purchase or provision of any such gratuity, pension or allowance.

DISQUALIFICATION OF DIRECTORS

91. The office of director shall be vacated if the director:-

(a) ceases to be a director by virtue of section 180 of the Act; or

(b) is adjusted bankrupt in the State or in Northern Ireland or Great Britain or makes any arrangement or composition with his creditors generally; or

(c) becomes prohibited from being a director by reason of any order made under section 184 of the Act; or

(d) becomes of unsound mind; or

(e) resigns his office by notice in writing to the company; or

(f) is convicted of an indictable offence unless the directors otherwise determine; or

(g) is for more than 6 months absent without permission of the directors from meetings of the directors held during that period.

ROTATION OF DIRECTORS

92. At the first annual general meeting of the company all the directors shall retire from office, and at the annual general meeting in every subsequent year, one-third of the directors for the time being or, if their number is not three or a multiple of three, then the number nearest one-third shall retire from office.

93. The directors to retire in every year shall be those who have been longest in office since their last election but as between persons who became directors on the same day, those to retire shall (unless they otherwise agree among themselves) be determined by lot.

94. A retiring director shall be eligible for re-election.

95. The company at the meeting at which a director retires in manner aforesaid, may fill the vacated office by electing a person thereto, and in default the retiring director shall, if offering himself for re-election, be deemed to have been re-elected, unless at such meeting it is expressly resolved not to fill such vacated office, or unless a resolution for the re-election of such director has been put to the meeting and lost.

96. No person other than a director retiring at the meeting shall, unless recommended by the directors, be eligible for election to the office of director at any general meeting unless not less than 3 nor more than 21 days before the day appointed for the meeting there shall have been left at the office notice in writing signed by a member duly qualified to attend and vote at the meeting for which such notice is given, of his intention to propose such person for election and also notice in writing signed by that person of his willingness to be elected.

97. The company may from time to time by ordinary resolution increase or reduce the number of directors and may also determine in what rotation the increased or reduced number is to go out of office.

98. The directors shall have power at any time and from time to time to appoint any person to be a director, either to fill a casual vacancy or as an addition to the existing directors, but so that the total number of directors shall not at any time exceed the number fixed in accordance with these regulations. Any director so appointed shall hold office only until the next following annual general meeting, and shall then be eligible for re-election but shall not be taken into account in determining the directors who are to retire by rotation at such meeting.

99. The company may, by ordinary resolution, of which extended notice has been given in accordance with section 142 of the Act, remove any director before the expiration of his period of office, notwithstanding anything in these regulations or in any agreement between the company and such director. Such removal shall be without prejudice to any claim such director may have for damages for breach of any contract of service between him and the company.

100. The company may, by ordinary resolution, appoint another person in place of a director removed from office under regulation 99 and without prejudice to the powers of the directors under regulation 98 the company in general meeting may appoint any person to be a director either to fill a casual vacancy or as an additional director. A person appointed in place of a director so removed or to fill such a vacancy shall be subject to retirement at the same time as if he had become a director on the day on which the director in whose place he is appointed was last elected a director.

PROCEEDINGS OF DIRECTORS

101. The directors may meet together for the dispatch of business, adjourn and otherwise regulate their meetings as they think fit. Questions arising at any meeting shall be decided by a majority of votes. Where there is an equality of votes, the chairman shall have a second or casting vote. A director may, and the secretary on the requisition of a director shall, at any time summon a meeting of the directors. If the directors so resolve, it shall not be necessary to give notice of a meeting of directors to any director who, being resident in the State, is for the time being absent from the State.

102. The quorum necessary for the transaction of the business of the directors may be fixed by the directors, and unless so fixed shall be two.

103. The continuing directors may act notwithstanding any vacancy in their number but, if and so long as their number is reduced below the number fixed by or pursuant to the regulations of the company as the necessary quorum of directors or director may not act for the purpose of increasing the number of directors to that number or of summoning a general meeting of the company but for no other purpose.

104. The directors may elect a chairman of their meetings and determine the period for which he is to hold office, but if no such chairman is elected, or if at any meeting the chairman is not present within 5 minutes after the time appointed for holding the same, the directors present may choose one of their number to be chairman of the meeting.

105. The directors may delegate any of their powers to committees consisting of such member or members of the board as they think fit; any committee so formed shall, in the exercise of the powers so delegated, conform to any regulations that may be imposed on it by the directors.

106. A committee may elect a chairman of its meetings; if no such chairman is elected, or if at any meeting the chairman is not present within 5 minutes after the time appointed for holding the same, the members present may choose one of their number to be chairman of the meeting.

107. A committee may meet and adjourn as it thinks proper. Questions arising at any meeting shall be determined by a majority of votes of the members present, and where there is an equality of votes, the chairman shall have a second or casting vote.

108. All acts done by any meeting of the directors or of a committee of directors or by any person acting as a director shall, notwithstanding that it be afterwards discovered that there was some defect in the appointment of such director or person acting as aforesaid, or that they or any of them were disqualified, be as valid as if every such person had been duly appointed and was qualified to be a director.

109. A resolution in writing signed by all the directors for the time being entitled to receive notice of a meeting of the directors shall be as valid as if it had been received notice of a meeting of the directors shall be as valid as if it had been passed at a meeting of the directors duly convened and held.

MANAGING DIRECTOR

110. The directors may from time to time appoint one or more of themselves to the office of managing director for such period and on such terms as to remuneration and otherwise as they think fit, and, subject to the terms of any agreement entered into in any particular case, may revoke such appointment. A director so appointed shall not whilst holding that office, be subject to retirement by rotation or be taken into account in determining the rotation of retirement of directors but (without prejudice to any claim he may have for damages for breach of any contract of service between him and the company) his appointment shall be automatically determined if he ceases from any cause to be a director.

111. A managing director shall receive such remuneration whether by way of salary, commission or participation in the profits, or partly in one way and partly in another, as the directors may determine.

112. The directors may entrust to and confer upon a managing director any of the powers exercisable by them upon such terms and conditions and with such restrictions as they may think fit, and either collaterally with or to the exclusion of their own powers, and may from time to time revoke, withdraw, alter or vary all or any of such powers.

SECRETARY

113. Subject to section 3 of the Companies (Amendment) Act 1982, the secretary shall be appointed by the directors for such term, at such remuneration and upon such conditions as they may think fit, and any secretary so appointed may be removed by them.

114. A provision of the Act or these regulations requiring or authorising a thing to be done by or to a director and the secretary shall not be satisfied by its being done by or to the same person acting both as director and as, or in place of the secretary.

THE SEAL

115. The seal shall be used only by the authority of the directors or of a committee of directors authorised by the directors in that behalf, and every instrument to which the seal shall be affixed shall be signed by a director and shall be counter-signed by the secretary or by a second director or by some other person appointed by the directors for the purpose.



LEGEND

- NATIONAL SECONDARY ROUTE
- MINOR ROAD
- MAIN WATER COURSE
- MINOR WATER COURSE
- APPLICANTS LAND HOLDING

NOTES

1. FIELD BOUNDARIES MAY NOT REPRESENT CURRENT CONDITIONS

ORDNANCE SURVEY IRELAND
LICENCE NUMBER
AR0056004

Issue Date:	No.	Date	Description

Surveyed By:
A | MAR. '04 | WASTE LICENCE APPLICATION

Environment & Resource Management Ltd.

Client:
BROWNFIELD RESTORATION ISRELAND LTD.
WHITESTOWN LOWER, CO. WICKLOW

Project:
PROPOSED INTEGRATED WASTE MANAGEMENT FACILITY

Title of Figure:
APPLICANTS LAND HOLDING

Scale: 1:5,000 A3

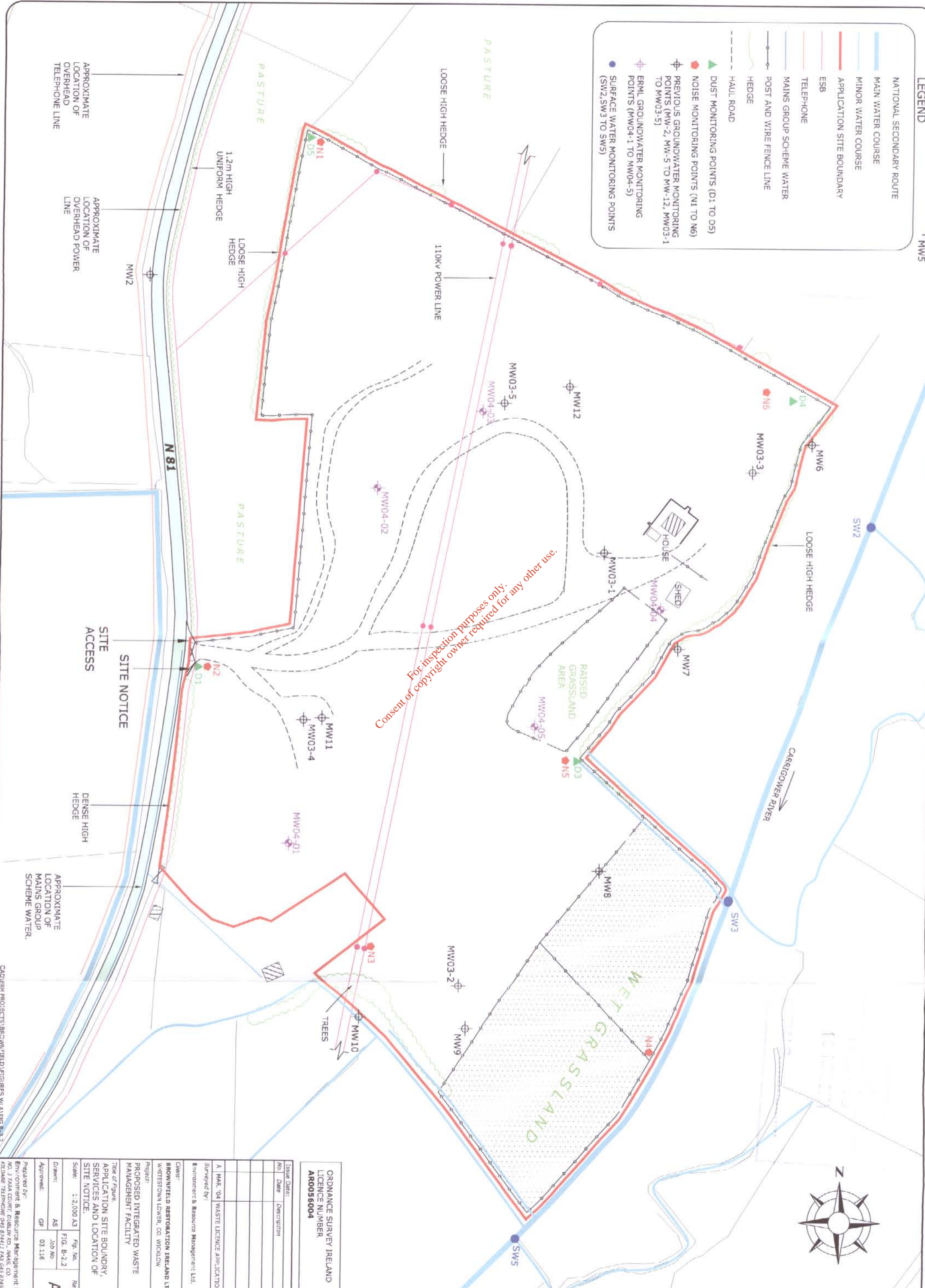
Drawn:	Fig. No.	Rev.
AS	FIG. B-1.1	
GP	03.115	A

Prepared by:
Environment & Resource Management Ltd.
NO. 37 MAHA COURT, DUBLIN 9, DUBLIN, CO. DUB.
KILDARE TELEPHONE 045 874411 FAX 045 874549

C:\CIRRM PROJECTS\BROWNFIELD\FIGURES WLA\FIG B-1.1

LEGEND

- NATIONAL SECONDARY ROUTE
- MAIN WATER COURSE
- MINOR WATER COURSE
- APPLICATION SITE BOUNDARY
- ESB
- TELEPHONE
- MAINS GROUP SCHEME WATER
- POST AND WIRE FENCE LINE
- HEDGE
- HAUL ROAD
- DUST MONITORING POINTS (D1 TO D5)
- NOISE MONITORING POINTS (N1 TO N6)
- PREVIOUS GROUNDWATER MONITORING POINTS (MW-2, MW-5 TO MW-12, MW03-1 TO MW03-5)
- ERM GROUNDWATER MONITORING POINTS (MW04-1 TO MW04-5)
- SURFACE WATER MONITORING POINTS (SW2, SW3 TO SW5)



ORDNANCE SURVEY IRELAND
LICENCE NUMBER
AR0056004

Issue No.	Date	Description
1		A. MAR. '04 WASTE LICENCE APPLICATION

Prepared by: Environment & Resource Management Ltd
 Environment & Resource Management Ltd
 Client: BROWNFIELD RESTORATION IRELAND LTD, WHITESTOWN LOWER, CO. WICKLOW
 Project: PROPOSED INTEGRATED WASTE MANAGEMENT FACILITY
 Title of Figure: APPLICATION SITE BOUNDARY, SERVICES AND LOCATION OF SITE NOTICE.
 Scale: 1:2,000 A3
 Drawn: AS
 Approved: GP
 Rev: A

LOCAL GOVERNMENT (PLANNING AND DEVELOPMENT) ACT, 1963
NOTIFICATION OF DECISION TO GRANT PERMISSION/AN APPROVAL
(SUBJECT TO CONDITIONS) UNDER SECTION 26 OF THE ACT

COUNCIL OF THE COUNTY OF WICKLOW

TO Mr. Colin G. Scallion, Ref. No. in Planning Reg. 2492/78
C/o Sand Gravel & Stone Ltd., Application Received 19th April, 1978
Whitestown, P.I.R.R. 3rd August, 1978 &
Stratford-on-Slaney. 1th August, 1978


In pursuance of the powers conferred upon them by the above mentioned Act, Wicklow County Council have by order dated 17 September, 1978 decided to grant a permission/an approval for the development of land, namely:-
portable gravel washing and grading plant at Whitestown.

SUBJECT TO THE CONDITIONS SET OUT IN THE SCHEDULE ATTACHED HERETO.

If there is no Appeal against the said decision a grant of permission/approval in accordance with the decision will be issued after the expiration of the period within which an Appeal may be made to An Bord Pleanala (see footnote).

It should be noted that until a grant of permission/approval has been issued the development in question is NOT AUTHORISED.

Signed on behalf of Wicklow County Council:


COUNTY SECRETARY

Date: 17 September, 1978

NOTE: An Appeal against a decision of a Planning Authority under Section 26 of the Act of 1963 may be made to An Bord Pleanala. The applicant for permission may appeal within one month beginning on the day of receipt by him of the decision. Any other person may appeal to An Bord within three weeks beginning on the date of the decision.

Appeals should be addressed to An Bord Pleanala, Holbrook House, Holles St., Dublin 2. An Appeal by the applicant for permission should be accompanied by this form. An Appeal to An Bord will be invalid unless it is accompanied by a deposit of £10.00. In the case of An Appeal by any other person the name of the applicant, particulars of the proposed development and the date of the decision of the Planning Authority should be stated.

DATED 14/12/01

H. Purcell
PHILIP DUFFY
STAFF OFFICER

LOCAL GOVERNMENT (PLANNING & DEVELOPMENT) ACT, 1963

DATE _____

Reference Number in Register: 2492/78

1. The inside of the galvanised iron building which surrounds the screen section of the grader shall be lined on walls and roof with 1" (25mm) thick resin Bonded Fibreglass Type 425.

REASON: In order to reduce noise contribution from this component of the plant.

2. Silencers shall be maintained in good working order on all plants.

REASON: To minimise noise levels in order to ensure that the proposals will not adversely effect the amenities of the area.

3. A barrier shall be constructed between the Brady residence and the path of trucks. This barrier shall consist of a wall or an earthen mound.

REASON: To minimise noise levels in order to ensure that the proposals will not adversely affect the amenities of the area.

4. Noise levels shall not exceed acceptable standards as decided by I.I.R.S. The developer shall make arrangements with the I.I.R.S. for the monitoring of noise levels as and when required by the Council.

REASON: To ensure that the noise level does not exceed acceptable standard.

5. During dry weather dust shall be controlled by water spraying.

REASON: To avoid the creation of any nuisance.

6. The developer shall ensure that no pollution arises or is caused to existing water sources or water supplies and adequate steps shall be taken as necessary to illuminate any such pollution source arising from the development.

REASON: In the interests of public health and amenity.

7. A rehabilitation and re-instatement programme shall be carried out to the satisfaction of Wicklow County Council including top soiling, screening, and any necessary planting. Within a period of one month from the date of grant of permission the applicant shall lodge security with the Council for the satisfactory completion of rehabilitation and rehabilitation works. This security shall be given by-
 - (a) Lodgement with the Council of an approved Insurance Company Bond in the amount of £2,000 (two thousand pounds). If development has not commenced within one calendar year from the date of grant of this

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permission, the Council may at its discretion require an increase in the amount of the bond corresponding with increases of estimated increases in the costs of provision of the services which may have occurred since that date.

- (b) Lodgement with the Council of the sum of £2,000 (two thousand pounds). If development has not commenced within one calendar year from the date of grant of this permission, the Council may at its discretion require an increase in this amount corresponding with increases or estimated increases in the costs of provision of the services which may have occurred since that date.

REASON: To ensure satisfactory completion of the site development works.

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