



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

## APPLICATION FOR A REVIEW OF A WASTE LICENCE

### Decision and Reasons for Decision

## ***Decision & Reasons for the Decision***

On the basis of the information before it, the Environmental Protection Agency (the Agency) pursuant to its powers under Section 46(8) of the Waste Management Acts 1996 to 2005 hereby refuses to grant a revised waste licence to Carbury Compost Limited to carry on the expanded waste activities, the scale and details of which are set out in the waste licence review application register number W0124-02, at Drummin, Carbury, County Kildare.

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.

No objection having been received to the proposed decision, the revised licence is refused in accordance with the terms of the proposed decision.

### ***Reasons for the Decision***

1. The applicant has not demonstrated to the satisfaction of the Agency and to the extent necessary for the Agency to grant a licence that the expanded operations applied for will be carried out in accordance with the conditions of a revised licence if granted.
2. The level of non-compliance with the conditions of the current licence is such that there is a real and likely danger that such non-compliance will cause environmental pollution.
3. The Agency is not satisfied that the company will manage an increased waste input and also ensure that necessary protective measures are taken so that operations at the facility will not cause or lead to environmental pollution.
4. The applicant has failed to convince the Agency, to the extent necessary to satisfy the provisions of Sections 40(4)(d) and Section 40(7) of the Waste Management Acts, 1996-2005, that any person or persons employed by him to direct or control the carrying on of the expanded activity to which the application relates, has or have the requisite technical knowledge to carry on the proposed expanded activity in accordance with any proposed licence.
5. The Agency is not satisfied that the company will use the best available technology to prevent, eliminate, limit, abate or reduce emissions from the activity having regard to the level of non compliance with requirements of their existing licence to install necessary infrastructure.

## ***Part I Schedule of Activities Refused***

***Waste recovery activities, in accordance with the Fourth Schedule of the Waste Management Acts 1996 to 2005, the scale and details of which are set out in the waste licence review application register number W0124-02.***

<b>Class 2.</b>	Recycling or reclamation of organic substances which are not used as solvents (including composting and other biological transformation processes):
<b>Class 4.</b>	Recycling or reclamation of other inorganic materials:
<b>Class 11.</b>	Use of waste obtained from any activity referred to in a preceding paragraph of this Schedule:
<b>Class 13.</b>	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:

**Sealed by the seal of the Agency on this the 20<sup>th</sup> day of July 2007.**

**PRESENT when the seal of the Agency  
was affixed hereto:**

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**Dr. Padraic Larkin Director/Authorised Person**