

TopChem Pharmaceuticals Ltd.
Ballymote Business Park,
Carrownanty, Ballymote,
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January 2nd, 2008

Office of Licensing and Guidance,
Environmental Protection Agency,
Johnstown Castle Estate,
County Wexford.

Re: Reg.No. P0828-01

Dear Marie,

Following our review of the Agency's notification of its proposed determination on the IPPC license application from TopChem Pharmaceuticals Limited, Ballymote Business Park, Carrownanty, Ballymote, Co Sligo, attached please find enclosed our comments, which I also discussed by telephone with Mr. Patrick Byrne on 2/1/08, with reference to the 12 conditions listed.

We have no comments with respect to conditions 1, 4, 5, 7, 8, 9, 10, 11, 12.

We have made comments with respect to conditions 2, 3 & 6 (specifically 2.2.2.2., 3.3, 3.4, 3.8, 6.3, 6.10) which indicate that we can not comply with the stated conditions.

Finally, we object to the establishment of a Data Management System as per clause 6.14 as no meaningful data will be generated as per Schedule C.

Condition 2

Clause 2.2.2.2 Observation:

This clause sets out very clear targets for waste reduction and minimization. However, it will be difficult for TopChem Pharmaceuticals Limited to set meaningful targets until such time as the facility is in routine production on Malathion and other products as they come on stream. Please advise your expectations of TopChem Pharmaceuticals Limited in light of the above.



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Condition 3

Clause 3.3 Observation:

Requires the licensee to install sampling points or equipment including data-logging equipment on all emission points. However, as per Schedule C, no such monitoring is required. The licensee cannot comply with this Condition.

Clause 3.4 Observation:

Requires the licensee to clearly label and provide safe and permanent access to all on-site sampling and monitoring points. However, as per Schedule C, no such monitoring is required. The licensee cannot comply with this Condition.

Clause 3.8 Observation:

Requires provision of a catchment system to collect any leaks from flanges and valves of all over-ground pipes used to transport materials other than water. As no such pipes or flanges exist on-site, the licensee cannot comply with this Condition.

Condition 6

Clause 6.3 Observation:

Requires all automatic monitors and samplers shall be functioning at all times. As there are no automatic monitors and samplers required by the draft licence, the licensee cannot comply with this Condition.

Clause 6.10 Observation:

Requires a weekly inspection of all flanges and valves on over-ground pipes. As no such pipes or flanges exist on-site, the licensee cannot comply with this Condition.



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Clause 6.14 Objection:

"The licensee shall, within six months of the date of grant of this licence, develop and establish a Data Management System for collation, archiving, assessing and graphically presenting the environmental monitoring data generated as a result of this licence".

Objection: The licence Schedule C states monitoring of emissions to Air, Water and Sewer as follows: "there shall be no emissions to air of environmental significance". We accept Schedule C, but as no data will be generated as per Schedule C, we object to the establishment of a Data Management System as per Clause 6.14

If you have any questions or require clarification on any of the above comments, please don't hesitate to contact me at 071-9189685 or 087-9162685.

Yours sincerely,

 02/10/2008

Nigel Cannon
General Manager TopChem Pharmaceuticals Limited.

CC Patrick Byrne