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Your ref: DC

Re Oral Hearing/ Dublin City Council, Pigeon House Road

Dear Sirs,

We act for the Environmental Protection Agency and have been instructed to reply to your letter of 31st March herein addressed to the Agency.

Any documents handed in at the oral hearing held by An Bord Pleanala were a matter for that body only. Any relevant matters which you may wish to raise in relation to health and safety issues should be raised at the forthcoming hearing.

The Applicant in this case is Dublin City Council. If the application is granted the Council will be the holder of the Licence and party responsible for compliance with the conditions. The Agency has no powers or function in relation to the appointment of an operator. Any decisions as to the identity of the operator is a matter for the Council.

The Agency has no power to call for or enforce the attendance of witnesses from the Health and Safety executive.. Neither do they have any power to order that the Council pay the costs of any witnesses. It is a matter for all parties to produce such witnesses as they may wish at the hearing and all evidence which you adduce will be considered.

We note your suggestion that all problems should be addressed now. With respect that is the purpose of the oral hearing and your comments and evidence should be presented at the Oral Hearing and will be given full consideration.

Yours faithfully,

Barry Doyle & Co.