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5th September 2008

re: Waste Licence Application in respect of Soil Recovery Facility at Blackhall,
Punchestown, Naas, Co. Kildare. Register No. W0247-01

Dear Sir/Madam,

I refer to Waste Licence Application W0247-01 in respect of a soil recovery facility at Blackhall, Punchestown, Naas, Co. Kildare.

I attached correspondence from Kildare County Council for your information, following the Agency's consultation with the Planning Authority under section 54(4) of the Waste Management Acts 1996 to 2008.

I am to advise that a licence issued under the Waste Management Acts 1996 to 2008 does not negate a licensee's statutory obligations or requirements under any other enactments or regulations.

Yours sincerely,

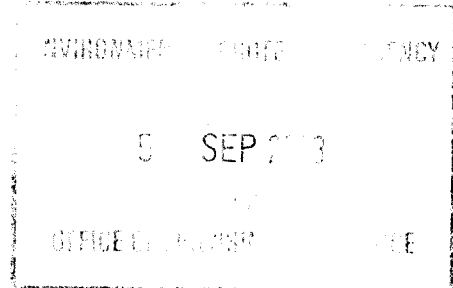
Aoife Loughnane
Office of Climate, Licensing & Resource Use



Date: 2nd September 2008

For the attention of:

Aoife Loughnane, Inspector,
Office of Climate Licensing and Resource Use.
Environmental Protection Agency (EPA)
Regional Inspectorate
McCumiskey House,
Richview,
Clonskeagh Road,
Dublin 14



Re: *Behan Pit at Blackhull, Naas, Co. Kildare - Letter dated 5/8/08 from the Environmental Protection Agency on Foot of an Application for a Waste Licence.*

I refer to your correspondence dated 5/8/08, relating to the above waste licence application and refer to the applicants online application form and accompanying details outlined in section B3. It is noted that the applicant makes particular reference to planning permission 592/93 and 97/1497 (refer section B3). It is the view of the Planning Authority that the applicant has failed to adequately demonstrate through the submission of appropriate documentation that a valid permission exists for the development proposed with particular reference to:

- a) the nature of development now proposed and in particular the recycling of construction and demolition waste
- b) absence of details of the restoration profile authorised under planning permission(s) (i.e drawings and details from relevant EIS(s))
- c) compliance with appropriate time periods within which restoration was to be achieved

It is recommend that the foregoing issues be clarified with the applicant.



George Perry
Senior Executive Officer