



OFFICE OF CLIMATE, LICENSING & RESOURCE USE

LICENSING UNIT MEMORANDUM

TO:	DIRECTOR
FROM:	Loretta Joyce
DATE:	12 th September, 2008
RE:	Request for the transfer of a Waste Licence (W0129-02) from 'Murphy Concrete Manufacturing Limited' to 'Murphy Environmental Hollywood Limited'

An application for the transfer of waste licence Reg. No. W0129-02 was received by the Agency on 31st July 2008 from Patel Tonra Ltd., on behalf of Murphy Environmental (a division of Murphy Concrete Manufacturing Ltd.). The required fee of €5,000 was received and the proposed date of transfer was 1st September 2008.

The transfer application was submitted wholly under the heading "Confidential Information". The transfer application was returned to the applicant as some but not all of the information submitted may be considered as confidential. The applicant was advised to re-submit the information that the applicant considers confidential under separate cover and the information that is not confidential in a format for placing on public file. A revised transfer application together with supporting information in confidential format was received on 21st August 2008.

Waste licence (Reg. No. W0129-01) was issued to Murphy Concrete Manufacturing Limited on the 4th December 2002 and a revised waste licence (Reg. No. W0129-02) was issued on 21st May 2008. The reason for the licence review was to extend the landfill footprint of the facility in line with the quarry footprint and to increase the rate of infill to 500,000 tonnes per annum.

I have reviewed the transfer application and the confidential information submitted and I am satisfied with the information that has been provided.

In particular I have noted the following with regard to Murphy Environmental Hollywood Limited:

- A certified copy of the Certificate of Incorporation of the transferee has been provided.
- Information in relation to the status of the transferee as a 'Fit and Proper Person' has been provided and based on review of this information it is understood that the applicant or other relevant person has no relevant convictions, has sufficient technical experience and support and is likely to be in a position to meet any financial commitments or liabilities associated with the carrying on of the activity.
- Correspondence from the transferee's Insurance Broker has been provided in confidential format confirming the extent and level of insurances held by their client.

- A statement has been provided from the transferee assuming and accepting all liabilities, requirements and obligations provided for in or arising under the licence.
- It is considered that estimated expenditure associated with the carrying on of the activity, including closure and aftercare costs, clean up required after an accident/incident and control and monitoring costs are adequately provided for from working capital and the value of the site itself.
- A letter from Patel Tonra Ltd., on behalf of Murphy Concrete Manufacturing Ltd. dated 26th June 2003 detailing Restoration and Aftercare costs was deemed to be in compliance by the Office of Environmental Enforcement. It is noted that Condition 10 of the revised licence directs the licensee to prepare, maintain and review a CRAMP annually. This will be due for submission in May 2009.
- The transferee or 'any relevant person' has not had an application for a licence rejected.

Having examined the information submitted under "Confidential" cover, I am satisfied that it can be considered as confidential information as it contains bank account numbers and insurance details. It should be kept in the Agency's confidential safe.

Recommendations:

I recommend that Waste Licence Reg. No. W0129-02 be transferred from 'Murphy Concrete Manufacturing Limited' to 'Murphy Environmental Hollywood Limited' under Section 47 of the Waste Management Acts 1996 to 2008. Furthermore, I recommend that the information submitted under confidential cover be kept in the Agency's confidential safe.

Signed: _____
Loretta Joyce, Inspector

Dated: _____