



Fingal County Council Comhairle Contae Fhine Gall

W0231-01

FAO: Anne Bolger
Administration,
Licensing Unit,
Office of Climate, Licensing & Resource Use,
Environmental Protection Agency,
Headquarters, PO Box 3000,
Johnstown Castle Estate,
County Wexford

RECEIVED	
Time	14 30
08 APR 2009	
Signature	
Environmental Protection Agency, HQ, P.O. Box 3000, Johnstown Castle Estate, Co. Wexford.	

Re: Waste Licence application: Resumed Oral Hearing: Fingal Landfill

Dear Sirs,

I refer to the above and to the oral hearing which has been scheduled to resume on Monday 27 April next.

On behalf of the County Council, as applicant, I wish to request a deferment of the commencement of the oral hearing in the following circumstances.

The County Council understands that the sole focus of the resumed oral hearing is the risk assessment including modelling undertaken at the request of the Agency [letter of 17 October 2008 refers].

On receiving notification of the date, I have checked on the availability of the principal witnesses involved whose attendance is, in the view of the County Council, of paramount importance for the resumed hearing. These are Shane O Herlihy and Richard Graham of RPS, the Consultants retained by the County Council.

Richard Graham, who undertook the modelling is, for personal family reasons, on adoptive leave for the period commencing on Monday 27 April until Friday 8 May next. The nature and reason for this leave is of a sensitive nature and can be further explained on request.

Shane O Herlihy, is unavailable on Wednesday 29 and Thursday 30th

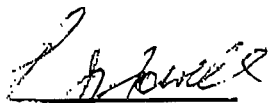


It is in these unusual circumstances that I requesting an adjournment of the commencement of the oral hearing to a later date. In this regard, the County Council would welcome, if necessary, a preliminary hearing before the Inspector to make what arrangements are necessary to ensure an expeditious conclusion of the oral hearing process in the shortest timeframe, in the event that the Agency is disposed to facilitating this request.

I trust that the foregoing sets out the very real difficulty that has arisen and would ask that the Agency exercise its discretion accordingly.

Should you require any further information, please let me know.

Yours sincerely



PJ Howell
Director of Services

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