

## Attachment L.1 Statutory Requirements

### Section 40(4) of the Waste Management Act 1996-2003

As indicated throughout this application, Greenport Environmental Ltd. will ensure that:

( a ) any emissions from the development activity in question ("the activity concerned") will not result in the contravention of any relevant standard, including any standard for an environmental medium, or any relevant emission limit value, prescribed under any other enactment,

( b ) the activity concerned, carried on in accordance with such conditions as may be attached to the licence, will not cause environmental pollution,

( c ) the best available technology not entailing excessive costs will be used to prevent or eliminate or, where that is not practicable, to limit, abate or reduce an emission from the activity concerned,

( d ) if the applicant is not a local authority, the corporation of a borough that is not a county borough, or the council of an urban district, subject to *subsection (8)*, he or she is a fit and proper person to hold a waste licence,

by implementing the following design and control measures proposed in this application including:

- There will be no process discharges to sewer of environmental significance as all process wastewater will be contained within the facility and will be recycled in the process. The foul sewer from the office area will discharge via an upgraded "Envirocare" unit or equivalent. This is best available technology for such purpose.
- There will be no discharges of environmental significance to surface water from the development as the process is fully enclosed including delivery and dispatch areas. Stormwater discharges from any external hardstanding areas will discharge via a Class 1 oil interceptor, attenuation and controlled discharge valve.
- There will be no air emissions of environmental significance. Significant additional capital will be invested to ensure all operations are conducted indoors and the process is fully contained within sealed in-vessel tunnels within the building. The process technology and control system are best available technologies and will ensure optimum control conditions are

provided. The air extraction system will be directed to a scrubber/humidifier/biofilter abatement equipment to fully treat the air emissions and prevent emissions of potential odours, dust or bioaerosols. The technology provided is best available technology and is used extensively throughout the EU and elsewhere.

- Greenport will install AD technology for the purpose of generating electricity and heat energy which will be used to operate the facility. Any excess electricity will be fed into the National Grid. The facility itself will have a carbon neutral footprint and the excess electricity generated will replace any electricity generated from fossil fuels such as coal, gas or oil resulting in a significant reduction of pollution from power stations.
- This process technology will help the Limerick/Kerry/Clare Waste Region meet the objectives of diverting of biodegradable waste from landfill.
- Noise emissions from the facility will be controlled as the facility and all ancillary equipment will be fully enclosed. It should be noted that the facility is located in an industrial area.
- An Environmental Management Programme will be put in place to ensure there are no emissions of environmental significance and to ensure full compliance with all relevant regulatory requirements.
- A Management Team with extensive qualifications, training and experience in the waste industry is in place to operate this facility.
- From a financial perspective, Mr Binman Ltd, the parent Company of Greenport Environmental Ltd is committed to providing financial provision, commitments and liabilities in relation to this development. In support of this commitment please find attached a letter from Bank of Ireland Scotland detailing the Credit rating of Mr Binman Ltd and its subsidiaries and its commitment to supporting this project.

25<sup>th</sup> November, 2008



**TO WHOM IT MAY CONCERN**

**Re: Mr. Binman Ltd and/or its subsidiaries**

Mr Binman Ltd has been an excellent client of the bank since our initial involvement in 1994. The company is now arguably one of our largest clients outside of the property sector.

We have the highest regard for its directors and management who we feel have the utmost integrity.


Its credit facilities with the bank are very sizeable and we are glad to report that its repayment record is impeccable with all repayments being paid to term and in some instances before expiry. This would be confirmed by reference to the Irish Credit Bureau agency reports.

We have always supported the Mr. Binman group in the development of its substantial plant at Luddenmore, Grange, Co Limerick and with several acquisitions at different locations mainly throughout Munster. In addition to honouring all its resultant financial commitments to us the group has also satisfied us fully on the many environmental issues arising from such acquisitions. These in particular refers to their large plants at Luddenmore, Carrick-on-Suir (Clearpoint Ltd) and at Foynes (Greenport Environmental Ltd). The bank would be very concerned that the plants should conform with the major environmental issues as laid down by the various governmental agencies. We are satisfied from our many visits to the plants that these appear to be very well run and maintained.

In relation to Foynes we have provided most of the acquisition costs and have also agreed to the group's substantial fit-out costs (as outlined in its budgets) which we understand will be undertaken sometime next year when the necessary planning is in place.

Should you wish to discuss any of the foregoing please feel free to contact me

Yours sincerely



Tim Carroll  
Lending Manager

## **Attachment L.2 Fit and Proper Person**

Greenport Environmental Ltd has no convictions under the Waste Management Acts 1996 to 2003, the EPA Act 1992 and 2003, the Local Government (Water Pollution) Acts 1977 and 1990 or the Air Pollution Act 1987.

Greenport Environmental Ltd is a subsidiary of Mr. Binman. In 15 years of operation in the waste management business, Mr Binman was only convicted of two offences.

In 2006 at Bruff District Court, Mr Binman Ltd entered a guilty plea to a prosecution under s.34 of the Waste Management Act. The allegation was that optibags had been put into the same collection compartment as other waste and that this amounted to re-mixing of segregated waste, even though the optibags were subsequently sorted out on the conveyor belt. A fine of €600 was imposed.

Mr. Binman continues to upgrade its fleet by investing in dual compartment trucks to allow collection of dry recyclables and residual waste, thereby avoiding a second collection on the same route.

In 2008, Mr Binman entered a guilty plea for accepting waste in excess of a limit of 87,500tonnes/annum at its recycling/transfer facility in Luddenmore, Grange, Kilmallock, Co Limerick during 2007. A fine of €2,000 was imposed.

Mr Binman recycled a significant portion of the waste accepted which would otherwise have been sent to landfill. Having reached its waste acceptance limit, Mr Binman Ltd would have breached the conditions of its Waste Collection Permit issued by the Local Authority had it send the source separated dry recyclables direct to landfill. It was also acknowledged by the Judge that Mr Binman is a large operator in the Region and no other operator would be capable of providing such a service if Mr Binman Ltd stopped collecting such waste. Mr Binman Ltd applied for a review of its Waste Licence in order to rectify this issue. It should be noted that the Judge specifically pointed out that this conviction should not be seen as a "black mark" against the company in any future applications it might make and the company was, in his view, "a fit and proper person" to hold licences in the future.

### **Technical Knowledge and Qualifications**

Please refer to Attachment C.1

### **Financial Commitments**

Please refer to Attachment L.1