

Waste Management Acts, 1996 to 2008

**NOTIFICATION OF A PROPOSED DECISION ON A REVIEW OF A WASTE LICENCE
IN ACCORDANCE WITH SECTION 42(2) OF THE WASTE MANAGEMENT ACTS, 1996 TO 2008**

In pursuance of the powers conferred on it by the above mentioned Acts, the Environmental Protection Agency (the Agency) proposes, under Section 46(8)(a) of the said Acts, to determine the following application for a review of a waste licence:

Waste Licence Register No: W0104-02
Applicant: Advanced Environmental Solutions (Ireland) Ltd., Unit 1,
 Monread Commercial Park, Monread Road, Naas, County Kildare.
Facility: Cappincur Industrial Estate, Cappincur, Tullamore, County Offaly.

The application was submitted by the licensee on 09/09/2008.

Proposed Decision: It is proposed, for the reasons hereinafter set out, to grant a waste licence to the above named applicant to carry on the following activities at the above named facility, subject to twelve Conditions:

*Licensed waste disposal activities in accordance with the Third Schedule
of the Waste Management Acts, 1996 to 2008:*

Class 11.	Blending or mixture prior to submission to any activity referred to in a preceding paragraph of this Schedule.
Class 12.	Repacking prior to submission to any activity referred to in a preceding paragraph of this Schedule.
Class 13.	Storage prior to submission to any activity referred to in a preceding paragraph of this Schedule, other than temporary storage, pending collection, on the premises where the waste concerned is produced.

*Licensed waste recovery activities in accordance with the Fourth Schedule
of the Waste Management Acts, 1996 to 2008:*

Class 2.	Recycling or reclamation of organic substances which are not used as solvents (including composting and other biological processes). (P)
Class 3.	Recycling or reclamation of metals and metal compounds.
Class 4.	Recycling or reclamation of other inorganic materials.
Class 12.	Exchange of waste for submission to any activity referred to in a preceding paragraph of this Schedule.
Class 13.	Storage of waste intended for submission to any activity referred to in a preceding paragraph of this Schedule, other than temporary storage, pending collection, on the premises where such waste is produced.



Proposed Licence: A copy of the proposed licence, including the reasons for the proposed decision, the proposed (twelve) Conditions and the reasons therefor and associated schedules attached thereto accompanies this notification. A copy of the proposed licence may also be obtained from the Environmental Protection Agency, P.O. Box 3000, Johnstown Castle Estate, County Wexford.

OBJECTIONS & ORAL HEARINGS

Any person may object to the proposed decision, in accordance with Section 42 of the Waste Management Acts, 1996 to 2008, at any time no later than **14th September 2009**. A person making an objection may also request an oral hearing of the objection, in accordance with Section 42 of the Acts, at any time no later than the date specified above. It is important to note that any objection to a proposed decision/request for an oral hearing must be **received by the Agency before the appropriate period expires**.

An objection/request for an oral hearing must be made on-line on the Agency's website at www.epa.ie or by sending the objection or request by prepaid post to the Agency, or by leaving the objection or request with an employee of the Agency at the principal offices of the Agency in Wexford during office hours, i.e. 9.00 a.m. to 5.00 p.m. Monday to Friday.

An objection against the proposed decision must state in full the grounds of the objection. An objection and a request for an oral hearing of an objection must each be accompanied by the appropriate fee and also comply with the other statutory requirements set out in the Waste Management Acts, 1996 to 2008 and the Waste Management (Licensing) Regulations, S.I. No. 395 of 2004. Extracts from the Acts and the Regulations accompany this notification. For the purposes of making an objection and/or a request for an oral hearing, the address of the principal office of the Agency is **P.O. Box 3000, Johnstown Castle Estate, County Wexford**.

In the event that;

- (a) no objection is taken against the proposed decision or
- (b) an objection or objections is or are taken against the proposed decision and the objection or objections is or are withdrawn,

the decision of the Agency will be in accordance with the proposed decision and will be issued as soon as may be after the appropriate period expires.

Signed on behalf of the Agency:
on the 18th day of August, 2009



**Mary Turner,
Authorised Person**

re: Proposed Decisions of the Environmental Protection Agency in respect of Waste Licence applications

Fees for the making of Objections and Oral Hearing requests

Fees for making an Objection:

Article 42 (1) A fee shall be paid to the Agency in respect of the making of an objection.

(2) Subject to sub-article (3), the fee payable under sub-article (1) shall be the amount indicated in column (3) of Part II of the Second Schedule opposite the appropriate mention of objection in column (2) of the said Part of the Schedule.

(3) Where an objection is made to the Agency by -

- (a) A local authority,
- (b) A planning authority,
- (c) A sanitary authority,
- (d) The Central Fisheries Board,
- (e) An Taisce - The National Trust for Ireland,
- (f) Failte Ireland,
- (g) In the case of an activity any part of which is situate within the functional area of the Shannon Free Airport Development Company Limited, that Company,

a reduced fee shall be payable in respect of the said objection, in accordance with sub-article (2).

Fees for making a request for an Oral Hearing (payable *in addition to* the fee payable for making the associated objection)

Article 44 (1) A fee shall be paid to the Agency in respect of a request for an oral hearing of an objection. (See table of fees below).

(1) The fee payable under sub-article (1) shall be the amount indicated in column (3) of Part II of the Second Schedule opposite the mention of a request for an oral hearing in column (2) of the said Part of the Schedule.

Table of Fees for Objections and Requests for Oral Hearings

(1)	(2)	(3) Amount of fee (€)
Article 42	Objection by the applicant or licensee	€500
	Objection by an authority or body mentioned in Article 42(3)	€100
	Objection by any other person	€200
Article 44	Request for an oral hearing	€100

Making an Objection and requesting an Oral Hearing of an objection on a Proposed Decision of the Environmental Protection Agency on a Waste Licence Application.

Extracts from the relevant sections of the Waste Management Acts, 1996 to 2007.

Section

- 42(2) Before making a decision under *Section 40* in respect of an application made to it for the grant of a waste licence, or under *Section 46(2)* in consequence of a review of a waste licence that has been conducted by it under that section, the Agency shall give notice in writing to—
- (a) the applicant or the holder of the licence, as the case may be,
 - (b) any person who has made a written submission to it in relation to the application or the review, in accordance with regulations under this Part,
 - (c) where relevant, the local authority in whose functional area the activity, the subject matter of the proposed waste licence or the waste licence, as the case may be, is intended to be, or is, carried on, and
 - (d) such other persons as may be prescribed,
- of the decision it proposes to make in respect of the application or in consequence of the review and, where the decision so notified is a decision to grant a waste licence or a revised waste licence, shall specify where a copy of the proposed licence or revised licence may be obtained.
- 42(3) Any person may, subject to compliance with the requirements of any regulations under *Sections 45* and *50*, and at any time before the expiration of the appropriate period, make an objection to the Agency in relation to a decision referred to in *subsection (2)* that it proposes to make.
- 42(4) An objection shall—
- (a) be made in writing,
 - (b) state the name and address of the objector,
 - (c) state the subject matter of the objection,
 - (d) state in full the grounds of objection and the reasons, considerations and arguments on which they are based, and
 - (e) be accompanied by such fee (if any) as may be payable in respect of the making of such objection in accordance with regulations under *Section 50*.
- 42(5) (a) An objection which does not comply with the requirements of *subsection (4)* shall be invalid.
(b) The requirement of *subsection (4) (d)* shall apply whether or not the objector requests, or proposes to request, under *subsection (9)* an oral hearing of the objection.
- 42(6) An objection shall be accompanied by such documents, particulars, or other information relating to the objection as the objector considers necessary or appropriate.
- 42(7) Without prejudice to the provisions of any regulations under *Section 45*, an objector shall not be entitled to elaborate in writing upon, or make further submissions in writing in relation to, the grounds of objection stated in the objection, and any such elaboration, submissions or further grounds of objection that is or are received by the Agency shall not be considered by it.
- 42(8) Any documents, particulars or other information submitted by an objector, other than such documents, particulars or other information which accompanied the objection or which were furnished to the Agency under and in accordance with a requirement of,

or made pursuant to, regulations under *Section 45*, shall not be considered by the Agency.

- 42(9) (a) A person making an objection under *subsection (3)* may request an oral hearing of the objection.
- (b) (i) A request for an oral hearing of an objection shall be made in writing to the Agency and shall be accompanied by such fee (if any) as may be payable in respect of such request in accordance with regulations under *Section 50*.
- (ii) A request for an oral hearing of an objection which is not accompanied by such fee (if any) as may be payable in respect of such request shall not be considered by the Agency.
- (c) A request for an oral hearing of an objection shall be made within the appropriate period, and any request received by the Agency after the expiration of that period shall not be considered by it.

- 42(10) An objection, or a request for an oral hearing under *subsection (9)*, shall be made—
- (a) by sending the objection or request by prepaid post to the Agency, or
- (b) by leaving the objection or request with an employee of the Agency, at the principal office of the Agency, during office hours, or
- (c) by such other means as may be prescribed.

- 42(11) (a) Where a request for an oral hearing of an objection is made in accordance with *subsection (9)*, or otherwise where an objection has been made, the Agency shall have an absolute discretion to hold an oral hearing in relation to the objection and, if it decides to hold such a hearing, it shall give notice in writing of that decision to—
- (i) the applicant or the holder of the licence, as the case may be,
- (ii) where relevant, the local authority in whose functional area the activity, the subject matter of the proposed waste licence or the waste licence, as the case may be, is intended to be, or is, carried on,
- (iii) any person who requested an oral hearing, and
- (iv) such other person as may be prescribed.
- (b) Where the Agency decides not to hold an oral hearing under this subsection, it shall give notice in writing of its decision to the person who requested the oral hearing.

- 42(12) In this section “the appropriate period” means the period of 28 days beginning on the day on which notification is sent under *subsection (2)* in respect of the matter concerned.

42A ***Calculation of appropriate period and other time limits over holidays***

When calculating the appropriate period (within the meaning of *Section 42*) or any other time limit under this Act or in any regulations made under this Act, the period between the 24th day of December and the 1st day of January, both days inclusive, shall be disregarded.

- 43(1) (a) Where
- (i) no objection is made in accordance with *Section 42(3)* to the Agency in relation to a decision that it proposes to make in respect of an application made to it for the grant of a waste licence or in consequence of a review conducted by it of a waste licence, or

- (ii) any objection or objections that has or have been so made to it in relation thereto is or are withdrawn,

the decision of the Agency in relation to that application or in consequence of the review shall be that as notified by it under Section 42(2).

- (b) Where the decision of the Agency is to grant a waste licence or a revised waste licence, such a licence shall be granted by it as soon as may be after the making of the decision.



Headquarters
P.O. Box 3000
Johnstown Castle Estate
County Wexford
Ireland

**WASTE LICENCE
Proposed Decision**

Licence Register Number:	W0104-02
Licensee:	Advanced Environmental Solutions (Ireland) Limited
Location of Facility:	Cappincur Industrial Estate, Cappincur, Tullamore, County Offaly.

INTRODUCTION

This introduction is not part of the licence and does not purport to be a legal interpretation of the licence.

The reviewed licence relates to the proposed intensification of waste acceptance activities at the existing Advanced Environmental Solutions (AES) Waste Transfer Station at Cappincur, Tullamore, County Offaly. The facility is located within the Cappincur Industrial Estate along the local Daingean Road approximately 2km east of Tullamore.

The immediate land uses surrounding the site are a mixture of industrial and agricultural. On the eastern boundary of the site a number of industrial units are present. A council dog pound adjoins the southern boundary of the site. The nearest residential dwellings are approximately 200m to the north east of the site.

Classes 11, 12 and 13 of the Third Schedule and Classes 2,3,4,12 and 13 of the Fourth Schedule were applied for in the review application. Class 2 of the Fourth Schedule is the Principal Activity, i.e., recycling or reclamation of organic substances which are not used as solvents (including composting and other biological processes). The Classes applied for are in line with those previously licensed under W0104-01.

The facility currently accepts waste quantities of 24,000 tonnes per annum (tpa) and this licence allows increased intake levels to 50,000tpa. To accommodate the increased processing and treatment of mixed residual & source segregated waste it will be necessary to reconfigure on-site processes to facilitate more efficient handling of materials. This increased intake will not involve any extension of the existing waste transfer station building.

This licence extends the hours permitted to handle waste to between 07:00 and 23:00 Monday to Saturday with waste being accepted on-site between the hours of 06:00 and 00:00 Monday to Saturday.

The licence sets out in detail the conditions under which Advanced Environmental Solutions (Ireland) Limited will operate and manage this facility.

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Glossary of Terms

All terms in this licence should be interpreted in accordance with the definitions in the Environmental Protection Agency Acts 1992 to 2007 / Waste Management Acts 1996 to 2008, unless otherwise defined in the section.

Adequate lighting	20 lux measured at ground level.
AER	Annual Environmental Report.
Aerosol	A suspension of solid or liquid particles in a gaseous medium.
Agreement	Agreement in writing.
Annually	At approximately twelve-monthly intervals.
Application	The application by the licensee for this licence.
Appropriate Facility	A waste management facility, duly authorised under relevant law and technically suitable.
Attachment	Any reference to Attachments in this licence refers to attachments submitted as part of this licence application.
BAT	Best Available Techniques.
Biannually	All or part of a period of six consecutive months.
Biennially	Once every two years.
Biodegradable waste	Any waste that is capable of undergoing anaerobic or aerobic decomposition, such as food, garden waste, sewage sludge, paper and paperboard.
BOD	5 day Biochemical Oxygen Demand (without nitrification suppression).
CEN	Comité Européen De Normalisation – European Committee for Standardisation.
COD	Chemical Oxygen Demand.
Commercial Waste	As defined in Section 5(1) of the Waste Management Acts 1996 to 2008.
Construction and demolition (C&D) waste	Wastes that arise from construction, renovation and demolition activities: Chapter 17 of the EWC or as otherwise may be agreed.

Containment boom	A boom that can contain spillages and prevent them from entering drains or watercourses or from further contaminating watercourses.
Daily	During all days of plant operation and, in the case of emissions, when emissions are taking place; with at least one measurement on any one day.
Day	Any 24-hour period.
Daytime	0800 hrs to 2200 hrs.
dB(A)	Decibels (A weighted).
DO	Dissolved oxygen.
Documentation	Any report, record, results, data, drawing, proposal, interpretation or other document in written or electronic form which is required by this licence.
Drawing	Any reference to a drawing or drawing number means a drawing or drawing number contained in the application, unless otherwise specified in this licence.
EMP	Environmental Management Programme.
Emission limits	Those limits, including concentration limits and deposition rates, established in <i>Schedule B: Emission Limits</i> of this licence.
Environmental damage	As defined in Directive 2004/35/EC.
EPA	Environmental Protection Agency.
European Waste Catalogue (EWC)	A harmonised, non-exhaustive list of wastes drawn up by the European Commission and published as Commission Decision 2000/532/EC and any subsequent amendment published in the Official Journal of the European Community.
Facility	Any site or premises used for the purpose of the recovery or disposal of waste.
Fortnightly	A minimum of 24 times per year, at approximately two week intervals.
GC/MS	Gas chromatography/mass spectroscopy.
Green Waste	Waste wood (excluding timber), plant matter such as grass cuttings, and other vegetation.
ha	Hectare
Heavy metals	This term is to be interpreted as set out in "Parameters of Water Quality, Interpretation and Standards" published by the Agency in 2001. ISBN 1-84095-015-3.

84095-015-3.

Hours of operation	The hours during which the facility is authorised to be operational.
Hours of waste acceptance	The hours during which the facility is authorised to accept waste.
ICP	Inductively coupled plasma spectroscopy.
Incident	The following shall constitute as incident for the purposes of this licence: <ul style="list-style-type: none">(i) an emergency;(ii) any emission which does not comply with the requirements of this licence;(iii) any exceedance of the daily duty capacity of the waste handling equipment;(iv) any trigger level specified in this licence which is attained or exceeded; and,(v) any indication that environmental pollution has, or may have, taken place.
Industrial waste	As defined in Section 5(1) of the Waste Management Acts 1996 to 2008.
Inert waste	Waste that does not undergo any significant physical, chemical or biological transformations. Inert waste will not dissolve, burn or otherwise physically or chemically react, biodegrade or adversely affect other matter with which it comes into contact in a way likely to give rise to environmental pollution or harm human health. The total leachability and pollutant content of the waste and the ecotoxicity of the leachate must be insignificant, and in particular must not endanger the quality of surface water and/or groundwater.
IPPC	Integrated Pollution Prevention & Control.
K	Kelvin.
kPa	Kilopascals.
Landfill Directive	Council Directive 1999/31/EC.
L_{eq}	Equivalent continuous sound level.
Licence	A Waste Licence issued in accordance with the Waste Management Acts 1996 to 2008.
Licensee	Advanced Environmental Solutions (Ireland) Limited, Unit 1, Monread Commercial Park, Monread Road, Naas, County Kildare.
Liquid waste	Any waste in liquid form and containing less than 2% dry matter.

List I	As listed in the EC Directives 76/464/EEC and 80/68/EEC and amendments.
List II	As listed in the EC Directives 76/464/EEC and 80/68/EEC and amendments
Local Authority	Offaly County Council.
Maintain	Keep in a fit state, including such regular inspection, servicing, calibration and repair as may be necessary to perform its function adequately.
Mass flow limit	An emission limit value expressed as the maximum mass of a substance that can be emitted per unit time.
Mass flow threshold	A mass flow rate above which a concentration limit applies.
Monthly	A minimum of 12 times per year, at intervals of approximately one month.
Municipal waste	As defined in Section 5(1) of the Waste Management Acts 1996 to 2008.
Night-time	2200 hrs to 0800 hrs.
Noise-sensitive location (NSL)	Any dwelling house, hotel or hostel, health building, educational establishment, place of worship or entertainment, or any other facility or area of high amenity, which for its proper enjoyment requires the absence of noise at nuisance levels.
Oil separator	Device installed according to the International Standard I.S. EN 858-2:2003 (Separator system for light liquids, (e.g. oil and petrol) – Part 2: Selection of normal size, installation, operation and maintenance).
PRTR	Pollutant Release and Transfer Register.
Quarterly	At approximately three – monthly intervals. All or part of a period of three consecutive months beginning on the first day of January, April, July or October.
Recyclable materials	Waste types, such as cardboard, batteries, gas cylinders etc, may be recycled.
Regional Fisheries Board	Shannon Regional Fisheries Board.
Sample(s)	Unless the context of this licence indicates to the contrary, the term samples shall include measurements taken by electronic instruments.
Sanitary effluent	Wastewater from facility toilet, washroom and canteen facilities.
SOP	Standard operating procedure.

Source segregated waste	Waste which is separated at source; meaning that the waste is sorted at the point of generation into a recyclable fraction(s) for separate collection (e.g., paper, metal, glass, plastic, bulk dry recyclables, biodegradables, etc.) and a residual fraction. The expression 'separate at source' shall be construed accordingly.
Specified emissions	Those emissions listed in <i>Schedule B: Emission Limits</i> of this licence.
Standard method	A National, European or internationally recognised procedure (e.g. I.S. EN, ISO, CEN, BS or equivalent); or an in-house documented procedure based on the above references; a procedure as detailed in the current edition of "Standard Methods for the Examination of Water and Wastewater" (prepared and published jointly by A.P.H.A., A.W.W.A. & W.E.F.), American Public Health Association, 1015 Fifteenth Street, N.W., Washington DC 20005, USA; or an alternative method as may be agreed by the Agency.
Storm water	Rain water run-off from roof and non-process areas.
Temporary storage	In relation to waste is a period of less than six months as defined in the Waste Management Acts 1996 to 2008.
The Agency	Environmental Protection Agency.
TOC	Total organic carbon.
Trade effluent	Trade effluent has the meaning given in the Water Services Act, 2007.
Trigger level	A parameter value, the achievement or exceedance of which requires certain actions to be taken by the licensee.
Water Services Authority	Offaly County Council.
WEEE	As defined in S.I. No. 340 of 2005.
Weekly	During all weeks of plant operation and, in the case of emissions, when emissions are taking place; with at least one measurement in any one week.
WWTP	Waste water treatment plant.

Decision & Reasons for the Decision

The Environmental Protection Agency is satisfied, on the basis of the information available, that subject to compliance with the conditions of this licence, any emissions from the activity will comply with and will not contravene any of the requirements of Section 40(4) of the Waste Management Acts 1996 to 2008.

In reaching this decision the Environmental Protection Agency has considered the application and supporting documentation received from the applicant, and the report of its inspector.

Part I Schedule of Activities Licensed

In pursuance of the powers conferred on it by the Waste Management Acts 1996 to 2008, the Environmental Protection Agency (the Agency) proposes, under Section 46(8)(a) of the said Acts to grant this Waste Licence to Advanced Environmental Solutions (Ireland) Limited, Unit 1, Monread Commercial Park, Monread Road, Naas, County Kildare to carry on the waste activities listed below at Cappincur Industrial Estate, Cappincur, Tullamore, County Offaly subject to conditions, with the reasons therefor and the associated schedules attached thereto set out in the licence.

Licensed Waste Disposal Activities, in accordance with the Third Schedule of the Waste Management Acts 1996 to 2008

Class 11.	Blending or mixture prior to submission to any activity referred to in a preceding paragraph of this Schedule.
Class 12.	Repacking prior to submission to any activity referred to in a preceding paragraph of this Schedule.
Class 13.	Storage prior to submission to any activity referred to in a preceding paragraph of this Schedule, other than temporary storage, pending collection, on the premises where the waste concerned is produced.

Licensed Waste Recovery Activities, in accordance with the Fourth Schedule of the Waste Management Acts 1996 to 2008

Class 2.	Recycling or reclamation of organic substances which are not used as solvents (including composting and other biological processes). (P)
Class 3.	Recycling or reclamation of metals and metal compounds.
Class 4.	Recycling or reclamation of other inorganic materials.
Class 12.	Exchange of waste for submission to any activity referred to in a preceding paragraph of this Schedule.
Class 13.	Storage of waste intended for submission to any activity referred to in a preceding paragraph of this Schedule, other than temporary storage, pending collection, on the premises where such waste is produced.

Part II Conditions

Condition 1. Scope

- 1.1 Waste activities at this facility shall be restricted to those listed and described in *Part I Schedule of Activities Licensed*, and shall be as set out in the licence application or as modified under Condition 1.4 of this licence and subject to the conditions of this licence.
- 1.2 Activities at this facility shall be limited as set out in *Schedule A: Limitations* of this licence.
- 1.3 For the purposes of this licence, the facility authorised by this licence is the area of land outlined in red on Drawing No. CE08-628-01-100-002 of the application. Any reference in this licence to "facility" shall mean the area thus outlined in red. The licensed activities shall be carried on only within the area outlined.
- 1.4 No alteration to, or reconstruction in respect of, the activity, or any part thereof, that would, or is likely to, result in
- (i) a material change or increase in:
 - the nature or quantity of any emission;
 - the abatement/treatment or recovery systems;
 - the range of processes to be carried out;
 - the fuels, raw materials, intermediates, products or wastes generated, or
 - (ii) any changes in:
 - site management, infrastructure or control with adverse environmental significance;
- shall be carried out or commenced without prior notice to, and without the agreement of, the Agency.
- 1.5 Waste Acceptance Hours and Hours of Operation
- 1.5.1 Waste shall be accepted at or dispatched from the facility only between the hours of 0600hrs and 0000hrs Monday to Saturday inclusive.
- 1.5.2 The facility shall be operated only during the hours of 0700hrs to 2300hrs Monday to Saturday inclusive.
- 1.5.3 The facility shall not operate or accept/dispatch waste on Sundays or on Public Holidays without the agreement of the Agency.
- 1.6 The facility shall be controlled, operated and maintained, and emissions shall take place as set out in the licence. All programmes required to be carried out under the terms of this licence become part of this licence.
- 1.7 This licence is for purposes of waste licensing under the Waste Management Acts 1996 to 2008 only and nothing in this licence shall be construed as negating the licensee's statutory obligations, or requirements under any other enactments or regulations.
- 1.8 This licence has been granted in substitution for the licence granted to the licensee on 01/03/2004 (Register No W0104-01). The previous Waste licence (Reg No. W0104-01) is superseded by this revised licence.

Reason: *To clarify the scope of this licence.*

Condition 2. Management of the Facility

2.1 Facility Management

2.1.1 The licensee shall employ a suitably qualified and experienced facility manager who shall be designated as the person in charge. The facility manager or a nominated, suitably qualified and experienced deputy shall be present on the facility at all times during its operation or as otherwise required by the Agency.

2.1.2 The licensee shall ensure that personnel performing specifically assigned tasks shall be qualified on the basis of appropriate education, training and experience as required and shall be aware of the requirements of this licence. In addition, the facility manager and his/her deputy shall successfully complete a FAS waste management training programme or a Certificate in Compost Facility Operation or equivalent agreed by the Agency.

2.2 Maintenance Programme

The licensee shall establish and maintain within six months of the date of grant of this licence a structured programme for maintenance and service of vehicles and equipment. This programme shall be supported by appropriate record-keeping systems and diagnostic testing.

2.3 Environmental Management System (EMS)

2.3.1 The licensee shall maintain an Environmental Management System (EMS) on-site. The EMS shall be updated on an annual basis.

2.3.2 The EMS shall include, as a minimum, the following elements:

2.3.2.1 Management and Reporting Structure.

2.3.2.2 Schedule of Environmental Objectives and Targets.

The licensee shall maintain a Schedule of Environmental Objectives and Targets. The schedule shall, as a minimum, provide for a review of all operations and processes, including an evaluation of practicable options, for energy and resource efficiency, the use of cleaner technology, cleaner production, and the prevention, reduction and minimisation of waste and shall include waste reduction targets. The schedule shall include time frames for the achievement of set targets and shall address a five-year period as a minimum. In relation to waste recovery the schedule shall include an initial waste recovery target of waste throughput, as well as time frames for achieving higher recovery targets. As a minimum this shall include specific objectives for the control and minimisation as well as an annual review of the dust and noise nuisance potential of the site activities. The schedule shall be reviewed annually and amendments thereto notified to the Agency for agreement as part of the Annual Environmental Report (AER).

2.3.2.3 Environmental Management Programme (EMP)

The licensee shall maintain an EMP, including a time schedule, for achieving the Environmental Objectives and Targets prepared under Condition 2.2.2.2. Once agreed the EMP shall be maintained by the licensee. It shall include:

- designation of responsibility for targets;
- the means by which they may be achieved;
- the time within which they may be achieved.

The EMP shall be reviewed annually and amendments thereto notified to the Agency for agreement as part of the Annual Environmental Report (AER).

A report on the programme, including the success in meeting agreed targets, shall be prepared and submitted to the Agency as part of the AER. Such reports shall be retained on-site for a period of not less than seven years and shall be available for inspection by authorised persons of the Agency.

2.3.2.4 Documentation

- (i) The licensee shall maintain an environmental management documentation system that shall be to the satisfaction of the Agency.
- (ii) The licensee shall issue a copy of this licence to all relevant personnel whose duties relate to any condition of this licence.

2.3.2.5 Corrective Action

The licensee shall maintain procedures to ensure that corrective action is taken should the specified requirements of this licence not be fulfilled. The responsibility and authority for persons initiating further investigation and corrective action in the event of a reported non-conformity with this licence shall be defined.

2.3.2.6 Awareness and Training

The licensee shall maintain procedures for identifying training needs, and for providing appropriate training, for all personnel whose work can have a significant effect upon the environment. Appropriate records of training shall be maintained.

2.3.2.7 Communications Programme

The licensee maintain a Public Awareness and Communications Programme to ensure that members of the public can obtain information at the facility, at all reasonable times, concerning the environmental performance of the facility.

2.3.2.8 Maintenance Programme

The licensee shall maintain a programme for maintenance of all plant and equipment based on the instructions issued by the manufacturer/supplier or installer of the equipment. Appropriate record keeping and diagnostic testing shall support this maintenance programme. The licensee shall clearly allocate responsibility for the planning, management and execution of all aspects of this programme to appropriate personnel (see Condition 2.1 above).

2.3.2.9 Efficient Process Control

The licensee shall maintain a programme to ensure there is adequate control of processes under all modes of operation. The programme shall identify the key indicator parameters for process control performance, as well as identifying methods for measuring and controlling these parameters. Abnormal process operating conditions shall be documented, and analysed to identify any necessary corrective action.

Reason: To make provision for management of the activity on a planned basis having regard to the desirability of ongoing assessment, recording and reporting of matters affecting the environment.

Condition 3. Infrastructure and Operation

- 3.1 The licensee shall establish and maintain, for each component of the facility, all infrastructure referred to in this licence in advance of the commencement of the licensed activities in that component, or as required by the conditions of this licence. Infrastructure specified in the application that relates to the environmental performance of the installation and is not specified in the licence, shall be installed in accordance with the schedule submitted in the application.
- 3.2 Facility Notice Board
- 3.2.1 The licensee shall, within one month of the date of grant of this licence, provide a Facility Notice Board on the facility so that it is legible to persons outside the main entrance to the facility. The minimum dimensions of the board shall be 1200 mm by 750 mm. The notice board shall be maintained thereafter.
- 3.2.2 The board shall clearly show:
- (i) the name and telephone number of the facility;
 - (ii) the normal hours of opening;
 - (iii) the name of the licence holder;
 - (iv) an emergency out of hours contact telephone number;
 - (v) the licence reference number; and
 - (vi) where environmental information relating to the facility can be obtained.
- 3.2.3 A plan of the facility clearly identifying the location of each storage and treatment area shall be displayed as close as is possible to the entrance to the facility. The plan shall be displayed on a durable material such that is legible at all times. The plan shall be replaced as material changes to the facility are made.
- 3.3 Specified Engineering Works
- 3.3.1 The licensee shall submit proposals for all Specified Engineering Works, as defined in *Schedule D: Specified Engineering Works*, of this licence, to the Agency for its agreement at least two months prior to the intended date of commencement of any such works. No such works shall be carried out without the prior agreement of the Agency.
- 3.3.2 All specified engineering works shall be supervised by a competent person(s) and that person, or persons, shall be present at all times during which relevant works are being undertaken.
- 3.3.3 Following the completion of all specified engineering works, the licensee shall complete a construction quality assurance validation. The validation report shall be made available to the Agency on request. The report shall, as appropriate, include the following information:-
- (i) A description of the works;
 - (ii) As-built drawings of the works; and
 - (iii) Any other information requested in writing by the Agency.
- 3.4 The licensee shall maintain all emission points such sampling points or equipment, including any data-logging or other electronic communication equipment, as may be required by the Agency. All such equipment shall be consistent with the safe operation of all sampling and monitoring systems.

- 3.5 In the case of composite sampling of aqueous emissions from the operation of the facility, a separate composite sample or homogeneous sub-sample (of sufficient volume as advised) shall be retained as required for EPA use.
- 3.6 The licensee shall clearly label and provide safe and permanent access to all on-site sampling and monitoring points and to off-site points as required by the Agency. The requirement with regard to off-site points is subject to the prior agreement of the landowner(s) concerned.
- 3.7 Tank, Container and Drum Storage Areas
- 3.7.1 All tank, container and drum storage areas shall be rendered impervious to the materials stored therein. Bunds shall be designed having regard to Agency guidelines '*Storage and Transfer of Materials for Scheduled Activities*' (2004).
- 3.7.2 All tank and drum storage areas shall, as a minimum, be bunded, either locally or remotely, to a volume not less than the greater of the following:
- (i) 110% of the capacity of the largest tank or drum within the bunded area; or
 - (ii) 25% of the total volume of substance that could be stored within the bunded area.
- 3.7.3 All drainage from bunded areas shall be treated as hazardous waste unless it can be demonstrated to be otherwise. All drainage from bunded areas shall be diverted for collection and safe disposal.
- 3.7.4 All inlets, outlets, vent pipes, valves and gauges must be within the bunded area.
- 3.7.5 All tanks, containers and drums shall be labelled to clearly indicate their contents.
- 3.8 Facility Security
- 3.8.1 Security and stockproof fencing and gates shall be maintained. The base of the fencing shall be set in the ground. Subject to the implementation of the restoration and aftercare plan and to the agreement of the Agency, the requirement for such site security may be removed.
- 3.8.2 The licensee shall maintain a CCTV monitoring system at the facility.
- 3.8.3 Gates shall be locked shut when the facility is unsupervised.
- 3.8.4 The licensee shall remedy any defect in the gates and/or fencing as follows: -
- 3.8.5 A temporary repair shall be made by the end of the working day; and
- 3.8.6 A repair to the standard of the original gates and/or fencing shall be undertaken within three working days.
- 3.9 Facility Roads and Site Surfaces
- 3.9.1 Effective site roads shall be maintained to ensure the safe and nuisance-free movement of vehicles within the facility.
- 3.9.2 The licensee shall maintain an impermeable concrete surface in all areas of the facility associated with the movement, processing, storage and handling of waste and emissions. The surfaces shall be concreted and constructed to British Standard 8110 or an alternative as agreed by the Agency.
- 3.10 Facility Office
- 3.10.1 The licensee shall maintain an office at the facility. The office shall be constructed and maintained in a manner suitable for the processing and storing of documentation.
- 3.10.2 The licensee shall maintain a working telephone and a method for electronic transfer of information at the facility.
- 3.11 Waste Inspection and Quarantine Areas
- 3.11.1 A Waste Inspection Area and a Waste Quarantine Area shall be maintained at the facility.

- 3.11.2 These areas shall be constructed and maintained in a manner suitable, and be of a size appropriate, for the inspection of waste and subsequent quarantine if required. The waste inspection area and the waste quarantine area shall be clearly identified and segregated from each other.
- 3.11.3 Drainage from these areas shall be directed to the trade effluent collection & storage system.
- 3.12 Weighbridge and Wheel Cleaner
- 3.12.1 The licensee shall maintain a weighbridge and wheel cleaner at the facility.
- 3.12.2 The wheel cleaner shall be used by all vehicles leaving the facility as required to ensure that no wastewater or waste is carried off-site. All water from the wheel cleaning area shall be directed to the vehicle wash water collection & recycling interceptor/sump.
- 3.12.3 Vehicle wash-water not recycled on site shall be disposed of as trade effluent.
- 3.12.4 The wheel wash shall be inspected on a daily basis and drained as required.
- 3.13 Waste handling, ventilation and processing plant
- 3.13.1 Items of plant deemed critical to the efficient and adequate processing of waste at the facility (including *inter alia* waste loading vehicles and ejector trailers) shall be maintained on the following basis: -
- a) 100% duty capacity;
 - b) 20% standby capacity available on a routine basis; and
 - c) Provision of contingency arrangements and/or back up and spares in the case of breakdown of critical equipment.
- 3.13.2 The licensee shall maintain on site a record detailing the duty and standby capacity in tonnes per day, of all waste handling and processing equipment to be used at the facility. These capacities shall be based on the licensed waste intake, as per *Schedule A: Limitations*, of this licence.
- 3.13.3 The quantity of waste to be accepted at the facility on a daily basis shall not exceed the duty capacity of the equipment at the facility. Any exceedance of this intake shall be treated as an incident.
- 3.14 Waste Transfer buildings
- The licensee shall maintain the waste transfer buildings. The buildings shall be acoustically screened.
- 3.15 Operational Controls
- 3.15.1 The licensee shall provide and use adequate lighting during the operation of the facility in hours of darkness.
- 3.16 Dust/Odour control
- The licensee shall provide and maintain adequate measures for the control of odours and dust emissions, including fugitive dust emissions, from the facility. Installation of odour management infrastructure shall at a minimum include the following:
- 3.16.1 Provision of 100% duty capacity and 20% stand by capacity, back ups and spares must be provided for the air handling, ventilation and abatement plant.
- 3.16.2 The licensee shall undertake, as required by the Agency, an odour assessment, which shall include as a minimum the identification and quantification of all significant odour sources and an assessment of the suitability and adequacy of the odour abatement system(s) to deal with these emissions. Any recommendations arising from such an odour assessment shall be implemented following agreement with the Agency.

3.17 Wastewater Treatment System

Within four months of date of grant of licence, all sanitary effluent and trade effluent shall drain to a bunded storage tank for holding prior to disposal off-site. The tank shall be fitted with high-level liquid alarms and a leak detection system. Trade and sanitary effluent stored in the on-site storage tanks shall be tankered off-site in fully enclosed road tankers to an agreed Wastewater Treatment Plant where it shall be appropriately treated.

3.18 Construction and Demolition Waste Recovery Area

3.18.1 The licensee shall maintain a construction and demolition waste recovery area. This infrastructure shall at a minimum comprise the following: -

- a) an impermeable concrete slab;
- b) collection and disposal infrastructure for all run-off;
- c) appropriate bunding to provide visual and noise screening;
- d) all stockpiles shall be adequately contained to minimise dust generation.

3.18.2 Only Construction and Demolition waste shall be accepted at this area. Wastes that are capable of being recovered shall be separated and shall be stored temporarily in this area in advance of being subjected to other recovery activities at the facility or transport off the facility.

3.18.3 Within two months of the date of grant of this licence, the licensee shall implement measures to minimise dust generation at this facility and shall as instructed by the Agency install a sprinkling irrigation system for the control of dust nuisance from the facility. Any remedial works necessary to control dust must be implemented within a time-scale to be agreed by the Agency.

3.19 The licensee shall have in storage an adequate supply of containment booms and/or suitable absorbent material to contain and absorb any spillage at the facility. Once used, the absorbent material shall be disposed of at an appropriate facility.

3.20 Silt Traps and Oil Separators

The licensee shall maintain silt traps and oil separators at the facility to ensure that all storm water discharges from the facility pass through a silt trap and oil separator in advance of discharge. The separator shall be a Class I full retention separator and the silt traps and separator shall be in accordance with I.S. EN-858-2: 2003 (separator systems for light liquids).

3.21 All pumps sumps, storage tanks, lagoons or other treatment plant chambers from which spillage of environmentally significant materials might occur in such quantities as are likely to breach local or remote containment or separators, shall be fitted with high liquid level alarms (or oil detectors as appropriate) within six months from the date of grant of this licence.

3.22 The provision of a catchment system to collect any leaks from flanges and valves of all over-ground pipes used to transport material other than water shall be examined. This shall be incorporated into a Schedule of Environmental Objectives and Targets set out in Condition 2. of this licence for the reduction in fugitive emissions.

3.23 All wellheads, as shown on Drawing No. 2.4, Volume 2 of EIS accompanying the licence application shall be adequately protected to prevent contamination or physical damage within six months from the date of grant of this licence.

3.24 The licensee shall maintain in a prominent location on the site a wind-sock, or other wind direction indicator, which shall be visible from the public roadway outside the site.

Reason: To provide for appropriate operation of the facility to ensure protection of the environment.

Condition 4. Interpretation

- 4.1 Emission limit values for emissions to atmosphere in this licence shall be interpreted in the following way:
- 4.1.1 Continuous Monitoring
- (i) No 24-hour mean value shall exceed the emission limit value.
 - (ii) 97% of all 30 minute mean values taken continuously over an annual period shall not exceed 1.2 times the emission limit value.
 - (iii) No 30-minute mean value shall exceed twice the emission limit value.
- 4.1.2 Non-Continuous Monitoring
- (i) For any parameter where, due to sampling/analytical limitations, a 30-minute sample is inappropriate, a suitable sampling period should be employed and the value obtained therein shall not exceed the emission limit value.
 - (ii) For flow, no hourly or daily mean value, calculated on the basis of appropriate spot readings, shall exceed the relevant limit value.
 - (iii) For all other parameters, no 30-minute mean value shall exceed the emission limit value.
- 4.2 Emission limit values for emissions to waters in this licence shall be interpreted in the following way:
- 4.2.1 Continuous Monitoring
- (i) No flow value shall exceed the specific limit.
 - (ii) No pH value shall deviate from the specified range.
 - (iii) No temperature value shall exceed the limit value.
- 4.2.2 Composite Sampling
- (i) No pH value shall deviate from the specified range.
 - (ii) For parameters other than pH and flow, eight out of ten consecutive composite results, based on flow proportional composite sampling, shall not exceed the emission limit value. No individual results similarly calculated shall exceed 1.2 times the emission limit value.
- 4.2.3 Discrete Sampling
- For parameters other than pH and temperature, no grab sample value shall exceed 1.2 times the emission limit value.
- 4.3 Where the ability to measure a parameter is affected by mixing before emission, then, with agreement from the Agency, the parameter may be assessed before mixing takes place.
- 4.4 Noise
- Noise from the facility shall not give rise to sound pressure levels (Leq, T) measured at the boundary of the facility which exceed the limit value(s).
- 4.5 Dust and Particulate Matter
- Dust and particulate matters from the activity shall not give rise to deposition levels that exceed the limit value(s).

Reason: *To clarify the interpretation of limit values fixed under the licence.*

Condition 5. Emissions

- 5.1 No specified emission from the facility shall exceed the emission limit values set out in *Schedule B: Emission Limits* of this licence. There shall be no other emissions of environmental significance.
- 5.2 No emissions, including odours, from the activities carried on at the site shall result in an impairment of, or an interference with amenities or the environment beyond the facility boundary or any other legitimate uses of the environment beyond the facility boundary.
- 5.3 No substance shall be discharged in a manner, or at a concentration, that, following initial dilution, causes tainting of fish or shellfish.
- 5.4 No trade effluent and/or contaminated storm water shall be discharged to surface water drains or surface watercourses.
- 5.5 There shall be no direct emissions to groundwater.
- 5.6 The licensee shall ensure that all or any of the following:
- Vermin
 - Birds
 - Flies
 - Mud
 - Dust
 - Litter

associated with the activity do not result in an impairment of, or an interference with, amenities or the environment at the facility or beyond the facility boundary or any other legitimate uses of the environment beyond the facility boundary. Any method used by the licensee to control or prevent any such impairment/interference shall not cause environmental pollution.

Reason: *To provide for the protection of the environment by way of control and limitation of emissions.*

Condition 6. Control and Monitoring

- 6.1 The licensee shall carry out such sampling, analyses, measurements, examinations, maintenance and calibrations as set out below and as in accordance with *Schedule C: Control & Monitoring* of this licence.
- 6.1.1 Analyses shall be undertaken by competent staff in accordance with documented operating procedures.
- 6.1.2 Such procedures shall be assessed for their suitability for the test matrix and performance characteristics shall be determined.
- 6.1.3 Such procedures shall be subject to a programme of Analytical Quality Control using control standards with evaluation of test responses.
- 6.1.4 Where any analysis is sub-contracted it shall be to a competent laboratory.

- 6.2 The licensee shall ensure that:
- (i) sampling and analysis for all parameters listed in the Schedules to this licence; and
 - (ii) any reference measurements for the calibration of automated measurement systems;
- shall be carried out in accordance with CEN-standards. If CEN standards are not available, ISO, national or international standards that will ensure the provision of data of an equivalent scientific quality shall apply.
- 6.3 All automatic monitors and samplers shall be functioning at all times (except during maintenance and calibration) when the activity is being carried on unless alternative sampling or monitoring has been agreed in writing by the Agency for a limited period. In the event of the malfunction of any continuous monitor, the licensee shall contact the Agency as soon as practicable, and alternative sampling and monitoring facilities shall be put in place. The use of alternative equipment, other than in emergency situations, shall be as agreed by the Agency.
- 6.4 Monitoring and analysis equipment shall be operated and maintained as necessary so that monitoring accurately reflects the emission/discharge (or ambient conditions where that is the monitoring objective).
- 6.5 All groundwater-monitoring infrastructure shall be installed within three months of date of grant of licence.
- 6.6 The licensee shall ensure that groundwater monitoring well sampling equipment is available/installed on-site and is fit for purpose at all times. The sampling equipment shall be to Agency specifications.
- 6.7 All treatment/abatement and emission control equipment shall be calibrated and maintained in accordance with the instructions issued by the manufacturer/supplier or installer.
- 6.8 The frequency, methods and scope of monitoring, sampling and analyses, as set out in this licence, may be amended with the agreement of the Agency following evaluation of test results.
- 6.9 The licensee shall prepare a programme, to the satisfaction of the Agency, for the identification and reduction of fugitive emissions using an appropriate combination of best available techniques. This programme shall be included in the Environmental Management Programme.
- 6.10 The integrity and water tightness of all underground pipes, tanks, bunding structures and containers and their resistance to penetration by water or other materials carried or stored therein shall be tested and demonstrated by the licensee at least once every three years and reported to the Agency on each occasion. This testing shall be carried out in accordance with any guidance published by the Agency. A written record of all integrity tests and any maintenance or remedial work arising from them shall be maintained by the licensee.
- 6.11 The drainage system (i.e., gullies, manholes, any visible drainage conduits and such other aspects as may be agreed) and bunds, silt traps and oil separators shall be inspected weekly and desludged as necessary. All sludge and drainage from these operations shall be collected for safe disposal. The drainage system, bunds, silt traps and oil interceptors shall be properly maintained at all times.
- 6.12 Litter Control
- 6.12.1 The measures and infrastructure as described in the Application documentation for licence register W0104-02 shall be applied to control litter at the facility.
 - 6.12.2 All loose litter or other waste, placed on or in the vicinity of the facility, other than in accordance with the requirements of this licence, shall be removed, subject to the

agreement of the landowners, immediately and in any event by 10.00 am of the next working day after such waste is discovered.

6.12.3 The licensee shall ensure that all vehicles delivering waste to and removing waste and materials from the facility are appropriately covered.

6.13 Dust/Odour Control

6.13.1 All putrescible waste for disposal shall be removed from site within forty-eight hours of its arrival to avoid odour nuisances.

6.13.2 All waste for disposal stored overnight at the facility shall be stored in suitably covered and enclosed containers.

6.13.3 In dry weather, site roads and any other areas used by vehicles shall be sprayed with water as and when required to minimise airborne dust nuisance.

6.14 Operational Controls

6.14.1 The floor of the waste transfer building shall be cleaned on a weekly basis and on a daily basis where putrescible waste is handled. The floor of the storage bays for recovered wastes shall be washed down and cleaned on each occasion such bays are emptied, or as a minimum on a weekly basis.

6.14.2 Scavenging shall not be permitted at the facility.

6.14.3 All tanks and drums shall be labelled to clearly indicate their contents.

6.14.4 There shall be no unauthorised public access to the waste transfer facility.

6.14.5 No dirty vehicles with the potential to foul the public highway shall be permitted to exit the site.

6.15 Monitoring Locations

6.15.1 The licensee shall provide an additional dust monitoring location, annotated A2-1, at the exit to the air extraction system. This location is to be identified using an eight-digit grid reference number.

6.15.2 Within three months of the date of grant of this licence, the licensee shall submit to the Agency an appropriately scaled drawing(s) showing all the monitoring locations that are stipulated in this licence including any noise-sensitive locations and private wells to be monitored. The drawing shall include the eight-digit national grid reference of each monitoring point.

6.16 Nuisance Monitoring

The licensee shall, at a minimum of one-week intervals inspect the facility and its immediate surrounds for nuisances caused by litter, vermin, birds, flies, mud, dust and odours. The licensee shall maintain a record of all nuisance inspections.

6.17 Storm Water

A visual examination of the storm water discharges shall be carried out daily. A log of such inspections shall be maintained.

6.18 Noise

The licensee shall carry out a noise survey of the site operations annually. The survey programme shall be undertaken in accordance with the methodology specified in the 'Environmental Noise Survey Guidance Document' as published by the Agency.

6.19 Pollutant Release and Transfer Register (PRTR)

The licensee shall prepare and report a PRTR for the site. The substances and/or waste to be included in the PRTR shall be as agreed by the Agency each year by reference to EC Regulation No. 166/2006 concerning the establishment of the European Pollutant Release and Transfer Register and amending Council Directives 91/689/EEC and 96/61/EC. The PRTR shall be prepared in accordance with any relevant guidelines issued by the Agency and shall be submitted electronically in specified format and as part of the AER.

- 6.20 The licensee shall, within six months of the date of grant of this licence, develop and establish a Data Management System for collation, archiving, assessing and graphically presenting the monitoring data generated as a result of this licence.

Reason: *To provide for the protection of the environment by way of treatment and monitoring of emissions*

Condition 7. Resource Use and Energy Efficiency

- 7.1 The licensee shall carry out an audit of the energy efficiency of the site within one year of the date of grant of this licence. The audit shall be carried out in accordance with the guidance published by the Agency, "Guidance Note on Energy Efficiency Auditing". The energy efficiency audit shall be repeated at intervals as required by the Agency.
- 7.2 The audit shall identify all practicable opportunities for energy use reduction and efficiency and the recommendations of the audit will be incorporated into the Schedule of Environmental Objectives and Targets under Condition 2 above.
- 7.3 The licensee shall identify opportunities for reduction in the quantity of water used on site including recycling and reuse initiatives, wherever possible. Reductions in water usage shall be incorporated into Schedule of Environmental Objectives and Targets.
- 7.4 The licensee shall undertake an assessment of the efficiency of use of raw materials in all processes, having particular regard to the reduction in waste generated. The assessment should take account of best international practice for this type of activity. Where improvements are identified, these shall be incorporated into the Schedule of Environmental Objectives and Targets.

Reason: *To provide for the efficient use of resources and energy in all site operations.*

Condition 8. Materials Handling

- 8.1 Disposal or recovery of waste on-site shall only take place in accordance with the conditions of this licence and in accordance with the appropriate National and European legislation and protocols.
- 8.2 Waste sent off-site for recovery or disposal shall be transported only by an authorised waste contractor. The waste shall be transported from the site of the activity to the site of recovery/disposal only in a manner that will not adversely affect the environment and in accordance with the appropriate National and European legislation and protocols.
- 8.3 The licensee shall ensure that, in advance of transfer to another person, waste shall be classified, packaged and labelled in accordance with National, European and any other standards which are in force in relation to such labelling.
- 8.4 The loading and unloading of materials shall be carried out in designated areas protected against spillage and leachate run-off.
- 8.5 Waste shall be stored in designated areas, protected as may be appropriate against spillage and leachate run-off. The waste shall be clearly labelled and appropriately segregated.
- 8.6 All dry recyclable materials shall be stored internally within the waste transfer building unless otherwise agreed by the Agency.

- 8.7 All waste processing shall be carried out inside the waste transfer building.
- 8.8 No waste classified as green list waste in accordance with the EU Shipment of Waste Regulations (Council Regulation EEC No. 1013/2006, as may be amended) shall be consigned for recovery without the agreement of the Agency.
- 8.9 The licensee shall neither import waste into the State nor export waste out of the State except in accordance with the relevant provisions of Regulation (EC) No 1013/2006 of the European Parliament and of the Council of 14th June 2006 on shipments of waste and associated national regulations.
- 8.10 Waste for disposal/recovery off-site shall be analysed in accordance with *Schedule C: Control & Monitoring* of this licence.
- 8.11 Unless approved in writing, in advance, by the Agency the licensee is prohibited from mixing a hazardous waste of one category with a hazardous waste of another category or with any other non-hazardous waste.
- 8.12 Stable, non-nuisance and non-pollutant forming processed waste (e.g. concrete, chipped wood, baled plastic and cardboard, and similar approved) may be stored external of the building in agreed areas/containers.
- 8.13 Waste Acceptance and Characterisation Procedures
- 8.13.1 Waste shall only be accepted at the facility from Local Authority waste collection or transport vehicles or holders of waste permits, unless exempted or excluded, issued under the Waste Management Acts 1996 to 2008. Copies of these waste collection permits must be maintained at the facility.
- 8.13.2 The licensee shall maintain and operate detailed written procedures for the acceptance and handling of wastes.
- 8.13.3 Waste shall be accepted at the facility only from known customers or new customers subject to initial waste profiling and waste characterisation off-site (Civic Amenity sites and WEEE collection centres excepted). The written records of this off-site waste profiling and characterisation shall be retained by the licensee for all active customers and for a two year period following termination of licensee/customer agreements.
- 8.13.4 Waste arriving at the facility shall have its documentation checked at the point of entry to the facility and subject to this verification, weighed, documented and directed to the Waste Transfer Building. Each load of waste arriving at the Waste Transfer Building shall be inspected upon tipping within this building. Only after such inspections shall the waste be processed for disposal or recovery.
- 8.13.5 Any waste deemed unsuitable for processing at the facility and/or in contravention of this licence shall be immediately separated and removed from the facility at the earliest possible time. Temporary storage of such wastes shall be in a designated Waste Quarantine Area. Waste shall be stored under appropriate conditions in the quarantine area to avoid putrefaction, odour generation, the attraction of vermin and any other nuisance or objectionable condition.

Reason: *To provide for the appropriate handling of material and the protection of the environment.*

Condition 9. Accident Prevention and Emergency Response

- 9.1 The licensee shall ensure that a documented Accident Prevention Procedure is in place that addresses the hazards on-site, particularly in relation to the prevention of accidents with a possible impact on the environment. This procedure shall be reviewed annually and updated as necessary.
- 9.2 The licensee shall ensure that a documented Emergency Response Procedure is in place that addresses any emergency situation that may originate on-site. This procedure shall include provision for minimising the effects of any emergency on the environment. This procedure shall be reviewed annually and updated as necessary.
- 9.3 Incidents
- 9.3.1 In the event of an incident the licensee shall immediately:
- (i) carry out an investigation to identify the nature, source and cause of the incident and any emission arising therefrom;
 - (ii) isolate the source of any such emission;
 - (iii) evaluate the environmental pollution, if any, caused by the incident;
 - (iv) identify and execute measures to minimise the emissions/malfunction and the effects thereof;
 - (v) identify the date, time and place of the incident;
 - (vi) notify the Agency and other relevant authorities.
- 9.3.2 The licensee shall provide a proposal to the Agency for its agreement within one month of the incident occurring or as otherwise agreed by the Agency, to:
- (i) identify and put in place measures to avoid recurrence of the incident; and
 - (ii) identify and put in place any other appropriate remedial actions.
- 9.4 Emergencies
- 9.4.1 In the event of a breakdown of equipment or any other occurrence, which results in the closure of the transfer station building, any waste arriving at or already collected at the facility shall be transferred directly to appropriate landfill sites or any other appropriate facility until such time as the transfer station building is returned to a fully operational status. Such a breakdown event will be treated as an emergency and rectified as soon as possible.
- 9.4.2 All significant spillages occurring at the facility shall be treated as an emergency and immediately cleaned up and dealt with so as to alleviate their effects.
- 9.4.3 No waste shall be burnt within the boundaries of the facility. A fire at the facility shall be treated as an emergency and immediate action shall be taken to extinguish it and notify the appropriate authorities.
- 9.4.4 In the event that monitoring of local wells indicates that the facility is having a significant adverse effect on the quantity and/or quality of the water supply this shall be treated as an emergency and the licensee shall provide an alternative supply of water to those affected.

Reason: *To provide for the protection of the environment.*

Condition 10. Decommissioning & Residuals Management

- 10.1 Following termination, or planned cessation for a period greater than six months, of use or involvement of all or part of the site in the licensed activity, the licensee shall, to the satisfaction of the Agency, decommission, render safe or remove for disposal/recovery any soil, subsoil, buildings, plant or equipment, or any waste, materials or substances or other matter contained therein or thereon, that may result in environmental pollution.
- 10.2 Decommissioning Management Plan (DMP)
- 10.2.1 The licensee shall prepare, to the satisfaction of the Agency, a fully detailed and costed plan for the decommissioning or closure of the site or part thereof. This plan shall be submitted to the Agency for agreement within twelve months of the date of grant of the licence.
- 10.2.2 The plan shall be reviewed annually and proposed amendments thereto notified to the Agency for agreement as part of the AER. No amendments may be implemented without the agreement of the Agency.
- 10.2.3 The licensee shall have regard to the Environmental Protection Agency Guidance on Environmental Liability Risk Assessment, Decommissioning Management Plans and Financial Provision when implementing Condition 10.2.1 above.
- 10.3 The Decommissioning Management Plan shall include, as a minimum, the following:
- (i) a scope statement for the plan;
 - (ii) the criteria that define the successful decommissioning of the activity or part thereof, which ensures minimum impact on the environment;
 - (iii) a programme to achieve the stated criteria;
 - (iv) where relevant, a test programme to demonstrate the successful implementation of the decommissioning plan; and
 - (v) details of the costings for the plan and the financial provisions to underwrite those costs.
- 10.4 A final validation report to include a certificate of completion for the Decommissioning Management Plan, for all or part of the site as necessary shall be submitted to the Agency within three months of execution of the plan. The licensee shall carry out such tests, investigations or submit certification, as requested by the Agency, to confirm that there is no continuing risk to the environment.

Reason: *To make provision for the proper closure of the activity ensuring protection of the environment.*

Condition 11. Notification, Records and Reports

- 11.1 The licence shall notify the Agency by both telephone and facsimile, if available, to the Agency's headquarters in Wexford, or to such other Agency office as may be specified by the Agency, as soon as practicable after the occurrence of any of the following:
- (i) any release of environmental significance to atmosphere from any potential emissions point including bypasses;
 - (ii) any emission that does not comply with the requirements of this licence;
 - (iii) any malfunction or breakdown of key control equipment or monitoring equipment set out in *Schedule C: Control and Monitoring*, of this licence which is likely to lead to loss of control of the abatement system; and

- (iv) any incident with the potential for environmental contamination of surface water or groundwater, or posing an environment threat to air or land, or requiring an emergency response by the Local Authority.

The licensee shall include as part of the notification, date and time of the incident, summary details of the occurrence, and where available, the steps taken to minimise any emissions.

- 11.2 In the case of any incident relating to discharges to water, the licensee shall notify the Local and Water Services Authority and the Shannon Regional Fisheries Board as soon as practicable after such an incident.
- 11.3 The licensee shall make a record of any incident. This record shall include details of the nature, extent, and impact of, and circumstances giving rise to, the incident. The record shall include all corrective actions taken to manage the incident, minimise wastes generated and the effect on the environment, and avoid recurrence. The licensee shall, as soon as practicable following incident notification, submit to the Agency the incident record.
- 11.4 The licensee shall record all complaints of an environmental nature related to the operation of the activity. Each such record shall give details of the date and time of the complaint, the name of the complainant (if provided), and give details of the nature of the complaint. A record shall also be kept of the response made in the case of each complaint.
- 11.5 The licensee shall record all sampling, analyses, measurements, examinations, calibrations and maintenance carried out in accordance with the requirements of this licence and all other such monitoring which relates to the environmental performance of the facility.
- 11.6 The licensee shall as a minimum keep the following documents at the site:
 - (i) the licences relating to the facility;
 - (ii) the current EMS for the facility;
 - (iii) the previous year's AER for the facility;
 - (iv) records of all sampling, analyses, measurements, examinations, calibrations and maintenance carried out in accordance with the requirements of this licence and all other such monitoring which relates to the environmental performance of the facility;
 - (v) relevant correspondence with the Agency;
 - (vi) up to date site drawings/plans showing the location of key process and environmental infrastructure, including monitoring locations and emission points;
 - (vii) up to date Standard Operational Procedures for all processes, plant and equipment necessary to give effect to this licence or otherwise to ensure that standard operation of such processes, plant or equipment does not result in unauthorised emissions to the environment;
 - (viii) any elements of the licence application or EIS documentation referenced in this licence.

This documentation shall be available to the Agency for inspection at all reasonable times.
- 11.7 The licensee shall submit to the Agency, by the 31st March of each year, an AER covering the previous calendar year. This report, which shall be to the satisfaction of the Agency, shall include as a minimum the information specified in *Schedule E: Annual Environmental Report* of this licence and shall be prepared in accordance with any relevant guidelines issued by the Agency.
- 11.8 A full record, which shall be open to inspection by authorised persons of the Agency at all times, shall be kept by the licensee on matters relating to the waste management operations and practices at this site. This record shall be as a minimum contain details of the following:
 - (i) the tonnages, EWC Code and description for the waste materials imported and/or sent off-site for disposal/recovery;
 - (ii) the names of the agent and carrier of the waste, and their waste collection permit details, if required (to include issuing authority and vehicle registration number);

- (iii) details of the ultimate disposal/recovery destination facility for the waste and its appropriateness to accept the consigned waste stream, to include its permit/licence details and issuing authority, if required;
 - (iv) written confirmation of the acceptance and disposal/recovery of any hazardous waste consignments sent off-site;
 - (v) details of all waste consigned abroad for Recovery and classified as 'Green' in accordance with the EU Shipment of Waste Regulations (Council Regulation EEC No. 1013/2006, as may be amended). The rationale for the classification must form part of the record;
 - (vi) details of any rejected consignments;
 - (vii) details of any approved waste mixing;
 - (viii) the results of any waste analyses required under *Schedule C: Control & Monitoring*, of this licence; and
 - (ix) the tonnage and EWC Code for the waste materials recovered/disposed on-site.
- 11.9 A record shall be kept of each consignment of trade effluent, leachate and/or contaminated storm water removed from the facility. The record shall include the following:
- (i) the name of the carrier;
 - (ii) the date and time of removal of trade effluent, leachate and/or contaminated storm water from the facility;
 - (iii) the volume of trade effluent, leachate and/or contaminated storm water, in cubic metres, removed from the facility on each occasion;
 - (iv) the name and address of the Wastewater Treatment Plant to which the trade effluent, leachate and/or contaminated storm water was transported; and
 - (v) any incidents or spillages of trade effluent, leachate and/or contaminated storm water during its removal or transportation.
- 11.10 Waste Recovery Reports
- The licensee shall as part of the Annual Environmental Report for the site submit a report on the contribution by this facility to the achievement of the waste recovery objectives stated in Condition 2.2.2.2 and as otherwise may be stated in National and European Union waste policies and shall, as a minimum, include the following:
- (i) the recovery of metals;
 - (ii) the recovery of C & D derived waste materials;
 - (iii) the recovery/treatment of biowaste (including contribution of facility to the pre-treatment targets in the EU Landfill Directive);
 - (iv) the separation and recovery of other recyclable materials.
- 11.11 The licensee shall submit report(s) as required by the conditions of this licence to the Agency's Headquarters in Wexford, or to such other Agency office as may be specified by the Agency.
- 11.12 All reports shall be certified accurate and representative by the facility manager or a nominated, suitably qualified and experienced deputy.

Reason: *To provide for the collection and reporting of adequate information on the activity.*

Condition 12. Financial Charges and Provisions

12.1 Agency Charges

12.1.1 The licensee shall pay to the Agency an annual contribution of €9,746, or such sum as the Agency from time to time determines, having regard to variations in the extent of reporting, auditing, inspection, sampling and analysis or other functions carried out by the Agency, towards the cost of monitoring the activity as the Agency considers necessary for the performance of its functions under the Waste Management Acts 1996 to 2008. The first payment shall be a pro-rata amount for the period from the date of grant of this licence to the 31st day of December, and shall be paid to the Agency within one month from the date of grant of the licence. In subsequent years the licensee shall pay to the Agency such revised annual contribution as the Agency shall from time to time consider necessary to enable performance by the Agency of its relevant functions under the Waste Management Acts 1996 to 2008, and all such payments shall be made within one month of the date upon which demanded by the Agency.

12.1.2 In the event that the frequency or extent of monitoring or other functions carried out by the Agency needs to be increased, the licensee shall contribute such sums as determined by the Agency to defray its costs in regard to items not covered by the said annual contribution.

12.2 Water Services Authority Charges

The licensee shall pay to the Water Services Authority such sum as may be determined from time to time, having regard to the variations in the cost of providing effluent reception and treatment costs. Payment is to be made on demand.

12.3 Environmental Liabilities

12.3.1 The licensee shall as part of the AER, provide an annual statement as to the measures taken or adopted at the site in relation to the prevention of environmental damage, and the financial provisions in place in relation to the underwriting of costs for remedial actions following anticipated events (including closure) or accidents/incidents, as may be associated with the carrying on of the activity.

12.3.2 The licensee shall arrange for the completion, by an independent and appropriate qualified consultant, of a comprehensive and fully costed Environmental Liabilities Risk Assessment (ELRA) to address the liabilities from past and present activities. The assessment shall include those liabilities and costs identified in Condition 10 for execution of the DMP. A report on this assessment shall be submitted to the Agency for agreement within twelve months of date of grant of this licence. The ELRA shall be reviewed as necessary to reflect any significant change on site, and in any case every three years following initial agreement. The results of the review shall be notified as part of the AER.

12.3.3 As part of the measures identified in Condition 12.3.1, the licensee shall, to the satisfaction of the Agency, make financial provision to cover any liabilities identified in Condition 12.3.2. The amount of indemnity held shall be reviewed and revised as necessary, but at least annually. Proof of renewal or revision of such financial indemnity shall be included in the annual 'Statement of Measures' report identified in Condition 12.3.1.

- 12.3.4 The licensee shall have regard to the Environmental Protection Agency Guidance on Environmental Liability Risk Assessment, Decommissioning Management Plans and Financial Provision when implementing Conditions 12.3.2 and 12.3.3 above.

Reason: *To provide for adequate financing for monitoring and financial provisions for measures to protect the environment.*

SCHEDULE A: Limitations

A.1 Waste Acceptance

Table A.1 Waste Categories and Quantities

Waste Type		Maximum ^{Note 2} (Tonnes Per Annum)
Non-Hazardous Wastes ^{Note 1}	Municipal Solid Waste ^{Note 3}	14,000
	Commercial and Industrial ^{Note 3}	26,000
	Construction & Demolition	9,800
Non-Hazardous Waste Total		49,800
Hazardous Waste Total ^{Note 4}		
13 02 04	Mineral-based chlorinated engine, gear and lubricating oils	
13 02 05	Mineral-based non-chlorinated engine, gear and lubricating oils	
13 02 06	Synthetic engine, gear and lubricating oils	
13 02 07	Readily biodegradable engine, gear and lubricating oils	
13 02 08	Other engine, gear and lubricating oils	
20 01 23	Discarded equipment containing chlorofluorocarbons	200
20 01 27	Paints, inks, adhesives and resins containing dangerous substances	
20 01 28	Paints, inks, adhesives and resins other than those mentioned in 20 01 28	
20 01 33	Batteries and accumulators included in 16 06 01, 16 06 02 or 16 06 03 and unsorted batteries and accumulators containing these batteries	
20 01 36	Discarded electrical and electronic equipment other than those mentioned in 20 01 21, 20 01 23 & 20 01 35	
Total		50,000

Note 1: Any proposals to accept other compatible non-hazardous waste types must be agreed in advance by the Agency.

Note 2: The limitation on individual non-hazardous waste types may be varied with the agreement of the Agency subject to the total limit for non-hazardous waste staying the same.

Note 3: Excluding source separated organic or putrescible waste.

Note 4: Hazardous waste types as detailed, or as may otherwise be agreed in advance by the Agency.



SCHEDULE B: Emission Limits

There shall be no emissions to air of environmental significance.

B.1 Storm Water Emissions to Water

Emission Point Reference No: SW1 (Formerly SW02)
 Name of Receiving Waters: Drainage ditch – Tributary of Tullamore River
 Location: Southern perimeter of site

Parameter	Emission Limit Value (mg/l unless otherwise stated)
BOD	5
Suspended Solids	25
Ammonia (as N)	1.0
Mineral Oils	5
pH	6 – 9
Chloride	250
Conductivity	1000µS/cm

B.2 Emissions to Sewer

There shall be no process effluent emissions to sewer.

B.3 Noise Emissions

Daytime dB(A) L_{Aeq} (30 minutes)	Night-time dB(A) L_{Aeq} (30 minutes)
55 ^{Note 1}	45 ^{Note 1}

Note 1: There shall be no clearly audible tonal component or impulsive component in the noise emission from the activity at the boundary.

B.4 Dust Deposition Limits

Monitoring Point Reference No: D1, D2, D3 & D4 indicated on Drawing No. 2.3 of the application documentation.

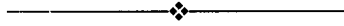
Level (mg/m ² per day) ^{Note 1}
350

Note 1: 30 day composite sample with the results expressed as mg/m² per day.

SCHEDULE C: Control & Monitoring

C.1.1. Control of Emissions to Air

There shall be no emissions to air of environmental significance.



C.1.2. Monitoring of Emissions to Air

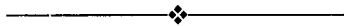
Emission Point Reference No: A2-1

Parameter	Monitoring Frequency	Analysis Method/Technique
Particulates	Biannually	Standard Method



C.2.1. Control of Emissions to Water

There shall be no emissions to water of environmental significance.



C.2.2. Monitoring of Emissions to Water

There shall be no emissions to water of environmental significance.



C.2.3. Control of Storm Water Emissions

Emission Point Reference No.: SW1 (Formerly SW02)

Description of Treatment: Interceptor/Silt Traps

Control Parameter	Monitoring	Key Equipment ^{Note 1}
Oil removal Suspended solids	Mineral oil content in water at discharge point	Class I Full Retention Oil Interceptor Silt traps

Note 1: The licensee shall maintain appropriate access to standby and/or spares to ensure the operation of the abatement system.

C.2.4. Monitoring of Storm Water Emissions

Emission Point Reference No:

SW1 (Formerly SW02)

Control Parameter	Monitoring Frequency	Key Equipment/Technique
pH	Weekly	pH electrode/meter with recorder
Conductivity	Weekly	Conductivity Meter
Visual Inspection	Weekly	-
Biochemical Oxygen Demand	Quarterly	Standard Method
Chemical Oxygen Demand	Quarterly	Standard Method
Suspended Solids	Quarterly	Standard Method
Ammonia (as N)	Quarterly	Standard Method
Chloride	Quarterly	Standard Method
Mineral Oils	Quarterly	Standard Method



C.3.1. Control of Emissions to Sewer

There shall be no process effluent emissions to sewer.



C.3.2. Monitoring of Emissions to Sewer

There shall be no process effluent emissions to Sewer.



C.4 Tankered Effluent Monitoring

Waste Class	Frequency	Parameter	Method
Trade effluent sent off-site for disposal	Quarterly	BOD, COD, Metals, Mineral Oils, Chloride, Ammonia (NH ₄), Sulphate, SS, pH	Standard Method



C.5 Noise Monitoring

Location	Measurement ^{Note 1}	Frequency
N1, N2, N3, N4	L _{aeq} (30 mins) L10 (30 mins) L90 (30 mins) Frequency analysis (1/3 Octave band analysis)	Quarterly

Note 1: "International Standards Organisation. ISO 1996. Acoustics - Description and Measurement of Environmental Noise. Parts 1, 2 and 3."



C.6 Ambient Monitoring

Air Monitoring

Location:

D1, D2, D3 & D4

Parameter	Monitoring Frequency	Analysis Method/Technique
Dust deposition	Three times per annum ^{Note 1}	Standard Method

Note 1: Twice during the period May to September



Groundwater Monitoring

Location: GW1, GW2 & GW3

Parameter	Monitoring Frequency	Analysis Method/Techniques
Visual Inspection	Quarterly	-
Total Ammonia	Quarterly	Standard Method
Conductivity	Quarterly	Standard Method
Diesel Range Organics	Quarterly	Standard Method
pH	Quarterly	pH electrode/meter
Groundwater Level	Annually	Standard Method
COD	Annually	Standard Method
Nitrate	Annually	Standard Method
Total Ammonia	Annually	Standard Method
Total Nitrogen	Annually	Standard Method
Chloride	Annually	Standard Method
Fluoride	Annually	Standard Method
Arsenic	Annually	Standard Method
Mercury	Annually	Standard Method
Sulphate	Annually	Standard Method
Total Organic Carbon	Annually	Standard Method
Faecal Coliforms	Annually	Standard Method
Total Coliforms	Annually	Standard Method
Organic Compounds ^{Note1}	Annually	Standard Method

Note 1: Screening for pollutant list substances (such as US EPA volatile and/or semi-volatile compounds).

Schedule D: Specified Engineering Works

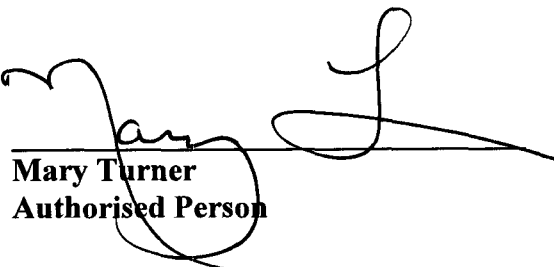
Specified Engineering Works
Construction of the treated waste water and trade effluent holding tank. Installation of dust suppression infrastructure. Any other works notified in writing to the Agency.

SCHEDULE E: Annual Environmental Report

Annual Environmental Report Content <small>Note 1</small>
<p>Emissions from the facility</p> <p>Waste management record.</p> <p>Waste Recovery Report.</p> <p>Waste activities carried out at the facility.</p> <p>Quantity and composition of waste recovered, received and disposed of during the reporting period and each previous year (relevant EWC codes and waste descriptions to be used).</p> <p>Full title and a written summary of any procedures developed by the licensee in the year relating to the facility operation.</p> <p>Review of nuisance controls.</p> <p>Volume of trade effluent/treated waste water produced and volume transported off-site.</p> <p>Resource consumption summary.</p> <p>Complaints summary.</p> <p>Schedule of Environmental Objectives and Targets.</p> <p>Environmental management programme – report for previous year.</p> <p>Environmental management programme – proposal for current year.</p> <p>Pollutant Release and Transfer Register – report for previous year.</p> <p>Pollutant Release and transfer Register – proposal for current year.</p> <p>Noise monitoring report summary.</p> <p>Ambient monitoring summary.</p> <p>Tank and pipeline testing and inspection report.</p> <p>Reported incidents summary.</p> <p>Energy efficiency audit report summary.</p> <p>Report on the assessment of the efficiency of use of raw materials in processes and the reduction in waste generated.</p> <p>Report on progress made and proposals being developed to minimise water demand and the volume of trade effluent discharges.</p> <p>Development/Infrastructural works summary (completed in previous year or prepared for current year).</p> <p>Review of decommissioning management plan.</p> <p>Statement of measures in relation to prevention of environmental damage and remedial actions (Environmental Liabilities).</p> <p>Environmental Liabilities Risk Assessment Review (every three years or more frequently as dictated by relevant on-site change including financial provisions).</p> <p>Any other items specified by the Agency.</p>

Note 1: Content may be revised subject to the agreement of the Agency.

Signed on behalf of the said Agency
On the 18th day of August, 2009


Mary Turner
Authorised Person