

This report has been cleared for Submission
to the OCLR Director by the Programme Manager
F. Clinton
Signed: Harriet Date: 06/10/09



OF LICENSING & RESOURCE USE

AMENDMENT OF LICENCE REGISTER NO. P0412-01

To:	Director
From:	Patrick Byrne - LICENSING UNIT
Date:	6 TH OCTOBER 2009
RE:	EXAMINATION OF IPC LICENCE HELD BY HARVEST LODGE PIGS LIMITED, REGISTER NO. P0412-01, UNDER SECTION 82(10) AND 96(1)(C) OF THE EPA ACTS

IPPC Directive

An IPC licence was granted to GortnaMuc Pigs Limited on the 22nd July 1999. The licence was transferred, in accordance with Section 94 of the EPA Acts 1992 to 2007, to Harvest Lodge Pigs Limited on the 26th February 2009.

The licence granted on the 22nd July 2009 when examined under Section 82(10) does not fully comply with the requirements of the IPPC Directive (96/61/EC). Section 82(11) provides for the bringing into conformity with the Directive of a licence or revised licence, where in the opinion of the Agency such conformity can be achieved by amending one or more conditions of the licence, and the making of those amendments will not significantly alter the character of the licence.

Based on consideration of the licence granted by the Agency, under Part IV of the EPA Act 1992 to GortnaMuc Pigs Limited which was subsequently transferred to Harvest Lodge Pigs Limited, it is considered appropriate to amend conditions of the licences under the provisions of Section 82(11) of the EPA Acts 1992 to 2007 to bring the licence into conformity with the IPPC Directive. The amendments necessary to bring the licence into conformity with the Directive, and in particular Article 3, are limited to amending the glossary and the conditions relating to resource use and energy efficiency, accident prevention and emergency response, and decommissioning and residuals management. The amendments necessary are not considered to alter the character of the licence and the licence will continue to comply with and not contravene any of the requirements of Section 83(5) of the Environmental Protection Agency Acts, 1992 to 2007.

Management of Manure/Slurry

The conditions included in licences granted to the intensive agricultural sector (class 6.1 and 6.2) for the management and control of the recovery of manure/slurry as fertiliser have evolved since the commencement of IPC licensing. In 2008 the Agency and the Irish Farmers Association (IFA), representative body for many of

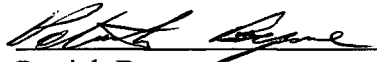
the licensees, came to an agreement in relation to the recovery of manure/slurry as fertiliser.

The Agency therefore amends the licence granted under Register No. P0412-01 in accordance with section 96(1)(c) of the EPA Acts 1992 to 2007 to reflect the agreement reached between the Agency and IFA. The amendment of conditions is to facilitate the operation of the licence and the making of the amendment does not result in the relevant requirements of section 83(5) ceasing to be satisfied.

Recommendation

The licence issued under Register No. P0412-01 shall be amended, as appropriate, to bring it into conformity with the IPPC Directive and also to reflect the currently agreed position in relation to the recovery of manure/slurry as fertiliser.

Signed:


Patrick Byrne