

**This Report has been cleared
for submission to the Board by
the Programme Manager F Clinton**

Signed: *Melroe* Date: 12/10/09



**OFFICE OF CLIMATE,
LICENSING & RESOURCE USE**

Licensing Programme Memorandum

To:	Director
FROM:	Yvonne Furlong
DATE:	12 October 2009
RE:	Request for the transfer of Waste Licence Reg No. W0216-01 from Joe McLoughlin, Ardcolumn, Drumshanbo, County Leitrim to Barna Waste, Carrowbrowne, Headford Road, Co. Galway.

The Agency received an application for the transfer of a Waste Licence, Reg. No. W0216-01 on the 14th July 2009 from Joe McLoughlin, Ardcolumn, Drumshanbo, County Leitrim to Barna Waste, Carrowbrowne, Headford Road, Co. Galway. Additional information with regard to the transfer application was received by the Agency on the 11th September 2009.

Joe McLoughlin, Ardcolumn, Drumshanbo, County Leitrim was licensed under Classes 11 and 13 of the Third Schedule and Classes 2, 3, 4, 11 and 13 of the Fourth Schedule of the Waste Management Acts 1996 to 2008. A waste licence was first issued for the facility on the 24th February 2006 and activities continue to be regulated under this licence to date.

I have assessed the transfer application and deem it to comply with the requirements of Section 47(3) of the Waste Management Acts 1996 to 2008 and Section 94(3) of the Environmental Protection Agency Acts 1992 and 2003.

- The application complies with Section 94(2) of the Environmental Protection Agency Acts having been jointly made.
- The application was accompanied by the appropriate fee of €5,000 in accordance with Article 7 of the EPA (Licensing Fees) Regulations 1994 to 2006.
- Information in relation to the status of the proposed transferee as a 'Fit and Proper Person' has been provided and, based on a review of the information, the applicant has no relevant convictions, has sufficient technical experience and support.
- The transferee or any relevant person has not had an application for a licence refused.
- The proposed transferee is aware that 'a person to whom a licence is transferred shall be deemed to have assumed and accepted all liabilities, requirements and obligations provided for in or arising under the licence regardless of how and in respect of what period, including a period prior to the transfer of a licence, that may arise', in accordance with Section 94(6) of the Protection of the Environment Act 2003, and has submitted a commitment to same.

Recommendation

That the transfer of Waste licence Reg. No. W0216-01 from Joe McLoughlin, Ardcolumn, Drumshanbo, County Leitrim to Barna Waste, Carrowbrowne, Headford Road, Co. Galway be granted.

Yvonne Furlong
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Inspector, Office of Climate, Licensing & Resource Use