



## OFFICE OF CLIMATE, LICENSING & RESOURCE USE

### LICENSING PROGRAMME MEMORANDUM

<b>To:</b>	Laura Burke, Director	
<b>From:</b>	Ewa Babiarczyk	Environmental Licensing Programme
<b>Date:</b>	17 September 2010	
<b>RE:</b>	Request to withdraw a Waste Licence Review Application Reg. No. W0020-03 from Monaghan County Council, County Offices, The Glen, County Monaghan.	

An application for a review of the existing waste licence for the Scotch Corner Landfill was received from Monaghan County Council on 18<sup>th</sup> September 2007. The application relates to the provision of a Mechanical Biological Treatment (MBT) plant at the site, adjustment of the final contours of the landfill and an increase in the quantity of biodegradable waste for composting. The licence application was assessed in accordance with the Waste Management (Licensing) Regulations 2004 and Article 14(2)(b)(ii) letters requesting further information and payment of the outstanding fee were issued on 25<sup>th</sup> October 2007 and 5<sup>th</sup> March 2008. However, due to delays in responding to the requests for further information, progress in processing this application has been minimal.

Furthermore, Monaghan County Council have recently indicated that the issues which were the basis for the current waste licence review application need to be reassessed by them. Accordingly, the Applicant has requested the withdrawal of the licence application in a letter received on 11<sup>th</sup> August 2010 in accordance with Article 21 of the Waste Management (Licensing) Regulations 2004. In the request the Applicant indicated that they intend to lodge a new licence review application which would reflect the now proposed significant changes at the facility.

The proposed major changes at the facility are:

1. The incorporation of an historic landfill across the road, which is currently undergoing risk assessment under the Historic Landfill Regulations; and
2. The construction of an integrated constructed wetland (ICW) system on top of both the historic landfill and the currently licensed landfill. The ICW system is proposed to treat dilute runoff water from the surrounding fields as well as diluted leachate from the historic and currently licensed landfills.

## **Recommendation**

For the reasons outlined above I recommend that the Agency agree to the withdrawal of the Waste Licence application Reg. No. W0020-03.

Article 45(1) of the Waste Management (Licensing) Regulations 2004 states: *“The Agency shall have an absolute discretion to refund or waive up to half of any fee payable in respect of a particular application where it is satisfied that the payment in full of the fee would not be just and reasonable having regard to the relevant circumstances of the activity”*.

A total application fee of 27,225 Euro was paid by the Applicant. I recommend that a refund of 50% (13,612.50 Euro) be made to the Applicant having regard to the Article 45(1) of the Regulations and the fact that no recommendation or decision on the licence application had been reached prior to the Applicant’s request to withdraw the application.



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Ewa Babiarczyk  
Inspector  
Office of Climate, Licensing & Resource Use