

DECISION

To: Frank Clinton

Date: 13 October 2010

Re: Final Decisions on Applications for Certificates of Authorisation for Agglomerations with a P.E. of less than 500

A0091-01 Clare County Council - Kilmihi

I have considered the application, all submissions by third parties, if any and the Report of the Inspector in relation to the above referenced application.

I approve of the recommendations as submitted

Or (delete as appropriate)

I do not approve the recommendations as submitted

Or (delete as appropriate)

I approve the recommendations as submitted subject to the following changes:

<< Insert Changes >>

Signed:



Frank Clinton, Programme Manager,
Environmental Licensing Programme,
Office of Climate, Licensing & Resource Use

Dated: 21 October 2010

Template type changes required to Robinstown (and universal to all other CoAs)

Item	As is	As corrected	Comment
1	Definition of Environmental Pollution (word omitted)	As per Regulation	One word "food" missing in the current version
2	Definition of the term "Incident". It is defined as an "incident". This is not logical"any event or occurrence with the potential for environ....."	The word "occurrence" is used in Condition 2.1 so I think it's a good word to use with "event"
3	2.1 The Certificate of Authorisation holder shall notify the Agency by webform or any other means as may be specified by the Agency, as soon as practicable after the occurrence of any incident. The Certificate of Authorisation holder shall include as part of the notification, the date and time of the incident, summary details of the occurrence, and where available, the steps taken to minimise any discharges. The incident notification shall be provided in a format as may be specified and in accordance with any relevant guidance issued by the Agency.	2.1 The Certificate of Authorisation holder shall notify the Agency by webform or by any other means as may be specified by the Agency as soon as practicable after the occurrence of any incident. The Certificate of Authorisation holder shall include as part of the notification, the date and time of the incident, summary details of the occurrence and where available, the steps taken to minimise any discharges. The incident notification shall be provided in a format as may be specified and in accordance with any relevant guidance issued by the Agency.	Add in "by" and remove 2 commas
4	2.2 In the case of any incident relating to a discharge to water, the Certificate of Authorisation holder shall notify the Inland Fisheries Ireland and the relevant downstream Water Services Authority, as soon as practicable after such an incident.	2.2 In the case of any incident relating to a discharge to water, the Certificate of Authorisation holder shall notify Inland Fisheries Ireland and the relevant downstream Water Services Authority as soon as practicable after such an incident.	Remove "the" and remove comma

5	Space omitted just before Cond 2.3.1	Put in a space just before Cond 2.3.1	Layout/format
6	At end of text in Cond 2.3.5 there is a full-stop “.”	At end of text in Cond 2.3.5 there should be a semi-colon “;”	Replace “.” With “;”
7	2.4 All reports shall be certified accurate and representative by the Director of Services or a nominated, suitably qualified and experienced deputy.	2.4 All reports shall be certified accurate and representative by the relevant Director of Services or a nominated, suitably qualified and experienced deputy.	Insert the work “relevant”
8	3.2 The discharge(s) to waters from the waste water works shall comply with the conditions set out in this Certificate of Authorisation or as modified under Condition 3.12 of this Certificate of Authorisation.	3.2 The discharge(s) to waters from the waste water works shall comply with the conditions set out in this Certificate of Authorisation.	I believe that the yellow text weakens the condition and is unnecessary, as used. I checked with someone in OEE and they agree.
9	3.3 The Certificate of Authorisation holder shall operate the waste water works in accordance with best practice to ensure that discharges from the works do not cause environmental pollution, a deterioration in the status of the receiving surface water body or groundwater body on either a temporal basis or a spatial basis.	3.3 The Certificate of Authorisation holder shall operate the waste water works in accordance with best practice to ensure that discharges from the works do not cause environmental pollution or a deterioration in the status of the receiving surface water body or groundwater body on either a temporal basis or a spatial basis.	Replace “,” with “or”
10	3.4 The Certificate of Authorisation holder shall within twelve months identify appropriate improvements to the sewerage system, including waste water treatment plant necessary to ensure all discharge(s) from the agglomeration contribute towards achieving at least good status in accordance with the European Communities Environmental Objectives (Surface Waters) Regulations 2009 and/or the European Communities Environmental Objectives (Groundwater)	3.4 The Certificate of Authorisation holder shall, within twelve months of the date of grant of this Certificate of Authorisation, identify appropriate improvements to the sewerage system, including the waste water treatment plant, which are necessary to ensure all discharge(s) from the agglomeration contribute towards achieving at least good status in accordance with the European Communities Environmental Objectives (Surface	Make 3 identified changes to the text including 2 commas

	Regulations 2010.	Waters) Regulations 2009 and/or the European Communities Environmental Objectives (Groundwater) Regulations 2010.	
11	3.5 The Certificate of Authorisation holder shall, within twelve months of date of grant of this Certificate of Authorisation, identify the possible presence of organic compounds and/or metals from the primary discharge point (and any secondary agglomeration). In identifying organic compounds and/or metals to be monitored, the risk assessment shall have regard to:	3.5 The Certificate of Authorisation holder shall, within twelve months of the date of grant of this Certificate of Authorisation, identify the possible presence of organic compounds and/or metals from the primary discharge point (and any secondary discharge point within the agglomeration) and prepare a risk assessment. In identifying organic compounds and/or metals to be monitored, the risk assessment shall have regard to:	2 changes
12	At end of 3.5(iii) "," should be " ."	Replace " , " with " ."	typo
13	3.7 Having regard to the assessment carried out under Condition 3.6 the Certificate of Authorisation holder, shall carry out the necessary improvement works in the timeframe(s) specified in the assessment report(s).	3.7 Having regard to the assessment carried out under Condition 3.6 the Certificate of Authorisation holder, shall carry out the necessary improvement works in the timeframe(s) specified in the assessment report(s).	Remove unnecessary " , "
14	3.8 The Certificate of Authorisation holder shall, as a minimum biannually, sample and analyse the discharge from the primary discharge for BOD, Suspended Solids and COD. Results shall be available for inspection on request by authorised persons of the Agency.	3.8 The Certificate of Authorisation holder shall, as a minimum biannually, sample and analyse the discharge from the primary discharge point for BOD, Suspended Solids and COD. Results shall be available for inspection on request by authorised persons of the Agency.	Insert the work "point"
15	Drinking water abstraction condition: The Certificate of Authorisation holder shall prepare a risk assessment for the protection of the downstream drinking water abstraction point(s). The risk assessment shall address as a minimum; the identification and minimisation of risks to the quality of water abstracted at the	The Certificate of Authorisation holder shall prepare a risk assessment for the protection of the downstream drinking water abstraction point(s). The risk assessment shall address as a minimum; the identification and minimisation of risks to the quality of water abstracted at the downstream drinking water abstraction point(s) from the discharge(s)	

	<p>downstream drinking water abstraction point(s) from the discharge (s) from this Certificate of Authorisation. The risk assessment shall be undertaken within twelve months of the date of grant of Certificate of Authorisation. All measures identified to minimise risks shall be undertaken within twelve months of completion of the risk assessment. The risk assessment and report on measures undertaken shall be available for inspection on request by authorized persons of the Agency.</p> <p>Where a discharge in association with this Certificate of Authorisation, is located upstream of a drinking water abstraction point, the Certificate of Authorisation holder shall immediately notify the Water Services Authority, and/or other groups responsible for the downstream abstraction of drinking water, of any relevant incident as defined by the Certificate of Authorisation.</p>	<p>from the agglomeration covered by this Certificate of Authorisation. The risk assessment shall be undertaken within twelve months of the date of grant of this Certificate of Authorisation. All measures identified to minimise risks shall be undertaken within twelve months of completion of the risk assessment. The risk assessment and the report on the measures undertaken shall be available for inspection on request by authorised persons of the Agency.</p> <p>Where a discharge permitted under this Certificate of Authorisation is located upstream of a drinking water abstraction point, the Certificate of Authorisation holder shall immediately notify the Water Services Authority, and/or other groups responsible for the downstream abstraction of drinking water, of any relevant incident as defined in the Glossary of Terms.</p>	
16	<p><u>Margaritifera Condition:</u></p> <p>The Certificate of Authorisation holder shall carry out an ecological assessment of the impact of the discharges from the waste water works on <i>Margaritifera margaritifera</i> (the freshwater pearl mussel) in consultation with the National Parks and Wildlife Service (NPWS). The assessment and a report on the findings and recommendations, as agreed with NPWS, shall be available for inspection on request by authorised persons of the Agency within six months of the date of grant of this Certificate of Authorisation.</p> <p>Having regard to the results of the risk assessment and report of findings and recommendations, carried out under Condition 3.15 the Certificate of Authorisation holder, within six months thereafter, implement the recommendations identified in the risk assessment.</p>	<p>The Certificate of Authorisation holder shall carry out an ecological assessment of the impact of the discharges from the waste water works on <i>Margaritifera margaritifera</i> (the freshwater pearl mussel) in consultation with the National Parks and Wildlife Service (NPWS). The assessment and a report on the findings and recommendations, as agreed with NPWS, shall be available for inspection on request by authorised persons of the Agency within six months of the date of grant of this Certificate of Authorisation.</p> <p>Having regard to the results of the risk assessment and the report of the findings and recommendations prepared under Condition 3.15 the Certificate of Authorisation holder shall, within six months of the completion of the report, implement the recommendations identified in the risk assessment.</p>	