

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

**APPLICATION FOR A WASTE LICENCE**  
**Final Decision**

<b>Licence Application Register Number:</b>	W0248-01
<b>Applicant:</b>	Oxigen Environmental Limited
<b>Location of Facility:</b>	Lismagratty and Corranure Townlands, Cootehill Road, Cavan, County Cavan.



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WASTE MANAGEMENT ACTS, 1996 TO 2010

**NOTIFICATION OF DECISION OF THE AGENCY TO REFUSE A WASTE LICENCE UNDER SECTION 40(1) OF THE WASTE MANAGEMENT ACTS, 1996 to 2010**

*Waste Licence Register No:* W0248-01

Further to notice dated the 15<sup>th</sup> day of December 2010, the Agency in exercise of the powers conferred on it by the Waste Management Acts, 1996 to 2010, for the reasons hereinafter set out in the attached Decision, has refused to grant a waste licence to Oxigen Environmental Limited, Merrywell Industrial Estate, Ballymount Road Lower, Dublin 22 to carry on the waste activities set out below, at Corranure Landfill, Lismagraty & Corranure Townlands, Cootehill Road, County Cavan.

A copy of the Decision is attached.

**Waste Activities to which the application relates**

**Waste Disposal Activities, in accordance with the Third Schedule of the Waste Management Acts 1996 to 2010**

<b>Class 4.</b>	Surface impoundment, including placement of liquid or sludge discards into pits, ponds or lagoons.
<b>Class 5.</b>	Specially engineered landfill, including placement into lined discrete cells which are capped and isolated from one another and the environment.
<b>Class 11.</b>	Blending or mixture prior to submission to any activity referred to in a preceding paragraph of this Schedule.
<b>Class 12.</b>	Repacking prior to submission to any activity referred to in a preceding paragraph of this Schedule.
<b>Class 13.</b>	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.



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**Waste Recovery Activities, in accordance with the Fourth Schedule of the  
Waste Management Acts 1996 to 2010**

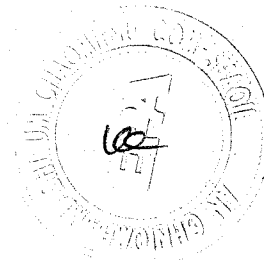
<b>Class 2.</b>	Recycling or reclamation of organic substances which are not used as solvents (including composting and other biological processes).
<b>Class 3.</b>	Recycling or reclamation of metals and metal compounds.
<b>Class 4</b>	Recycling or reclamation of other inorganic materials. [Principal Activity].
<b>Class 9.</b>	Use of any waste principally as a fuel or other means to generate energy.
<b>Class 11.</b>	Use of waste obtained from any activity referred to in a preceding paragraph of this Schedule.
<b>Class 12.</b>	Exchange of waste for submission to any activity referred to in a preceding paragraph of this Schedule.
<b>Class 13.</b>	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.

Sealed by the seal of the Agency on this the 19<sup>th</sup> day of May 2011.

**PRESENT** when the seal of the Agency  
was affixed hereto:



Dr Karen Creed, Authorised Person



## ***Final Decision***

On the basis of the information before it, the Environmental Protection Agency pursuant to its powers under section 40(1) of the Waste Management Acts 1996 to 2010 hereby refuses to grant a licence to Oxigen Environmental Limited, Merrywell Industrial Estate, Ballymount Road Lower, Dublin 22, with registered or principal office of body corporate at 1<sup>st</sup> Floor, Block 4, Quayside Business Park, Mill Street, Dundalk, County Louth, to carry on the waste activities the scale, nature and details of which are set out in the waste licence application register number W0248-01 at Lismagraty and Corranure Townlands, Cootehill Road, Cavan, County Cavan.

In reaching this decision the Environmental Protection Agency has considered the application and supporting documentation received from the applicant, all submissions and objections received from other parties and the reports of its inspectors. The Environmental Protection Agency has also considered the application for a revised waste licence made by Cavan County Council (register number W0077-04), all submissions and objections received to that application and the reports of its inspectors in relation to that application.

### ***Reasons for the Decision***

The Agency is not satisfied that the activity concerned, carried on in accordance with such conditions as might be attached to a Licence, will not cause environmental pollution. The present landfill is an integrated unit and can be supervised as such. If the facility were to be made the subject of two separate licences it would not be possible to supervise the operation of both sections and assure the proper protection of the environment. In the event of pollution occurring it would be impossible to determine with any degree of certainty where the source of the pollution lay and which of the two licensees might be held responsible for such pollution with a view to enforcement of licence conditions. The effect of the landfill potentially extends beyond the site boundary and the source of and liability for any impacts on the external locations could not be determined as being attributable to one of the licensed areas as against the other.

### ***Schedule of Activities Refused***

#### **Waste Disposal Activities, in accordance with the Third Schedule of the Waste Management Acts 1996 to 2010**

<b>Class 4.</b>	Surface impoundment, including placement of liquid or sludge discards into pits, ponds or lagoons.
<b>Class 5.</b>	Specially engineered landfill, including placement into lined discrete cells which are capped and isolated from one another and the environment.
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<b>Class 13.</b>	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.

**Waste Recovery Activities, in accordance with the Fourth Schedule of the Waste Management Acts 1996 to 2010**

<b>Class 2.</b>	Recycling or reclamation of organic substances which are not used as solvents (including composting and other biological processes).
<b>Class 3.</b>	Recycling or reclamation of metals and metal compounds.
<b>Class 4</b>	Recycling or reclamation of other inorganic materials. [Principal Activity].
<b>Class 9.</b>	Use of any waste principally as a fuel or other means to generate energy.
<b>Class 11.</b>	Use of waste obtained from any activity referred to in a preceding paragraph of this Schedule.
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**PRESENT** when the seal of the Agency  
Was affixed hereto:

  
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**Dr Karen Creed, Authorised Person**

