



# Memo

<b>Date:</b>	4 <sup>th</sup> July 2011
<b>To:</b>	Mr Brian Meaney, OCLR
<b>From:</b>	Mr. Damien Masterson, OEE
<b>Subject:</b>	Greenstar Holdings Limited, Reg. No: W0165-02 request for Technical Amendment

## Issue

Greenstar Holdings Limited (W0165-02) submitted a request for a technical amendment of the Waste Licence, W0165-02 for their Ballynagran Landfill facility, Coolbeg & Kilcandra, Co. Wicklow dated 21/06/11 and received 27/06/11. The subject of the request for Technical Amendment is the amendment of Condition 1.8 of the existing Waste Licence to provide the Agency with the scope to consider agreeing the operation of the landfill facility on public holidays.

The existing Condition 1.8 states:

### 1.8 Waste Acceptance Hours and Hours of Operation

- 1.8.1 Waste may only be accepted at the facility for disposal at the landfill between the hours of 8.00am and 6.00pm Monday to Saturday inclusive.
- 1.8.2 The landfill at the facility may only be operated during the hours of 7.00am and 7.00pm Monday to Saturday inclusive.
- 1.8.3 Waste shall not be accepted at the landfill on Sundays or on Public Holidays.

The licensee requests the amendment of Condition 1.8.3 to "*Waste shall not be accepted at the landfill on Sundays or on Public Holidays, unless otherwise agreed with the Agency*".

The OEE has reviewed this request and I am to inform you that such a change cannot be accommodated under the existing licence.

Having regard to OCLR-ELP's "*Guidance on the Use of Technical Amendment Provisions*" May 2010, I note that Section 42B(1) of the Waste Management Act 1996 (as amended) states the Agency may amend a waste licence for the purposes of: .....

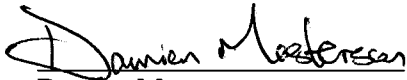
- (c) *otherwise facilitating the operation of the licence and the making of the amendment does not result in the relevant requirements of section 40(4) ceasing to be satisfied.*

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**Recommendation**

That OCLR-ELP considers the licensee's request under the provisions for Technical Amendments of Waste Licences as set out in Section 42B(1) of the Waste Management Act 1996 (as amended).

Kind regards,

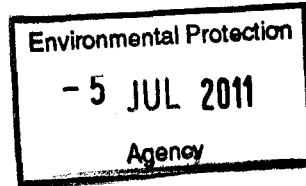


Damien Masterson

Inspector

Office of Environmental Enforcement

Mr John Jones  
Landfill Manager  
Greenstar Holdings Limited  
Greenstar Ltd - Ballynagran Landfill  
Coolbeg Cross  
Wicklow Town  
Co. Wicklow



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4<sup>th</sup> July 2011

Our Ref: [REDACTED]/gc49dm

Dear Mr Jones

I refer to correspondence (e-mail) dated 03/06/2011 and received by the Agency on the 03/06/2011, in relation to your request for the Agency's agreement to acceptance and disposal of waste at Ballynagran landfill on the two Public Holidays of 1<sup>st</sup> August and 31<sup>st</sup> October 2011.

It is noted that the approval sought relates to Condition 1.8 of the Waste licence W0165-02. The Agency has considered the request and the proposal cannot be accommodated under Condition 1.8 of your licence.

A Technical Amendment (Section 42(B) (1) of the Waste Management Acts (WMA)) or a Review of your licence (Section 46(8) of the WMA) will be required to provide for the proposal to be considered in full.

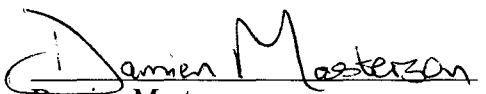
To determine if the proposed change can be accommodated by Technical Amendment you should submit the following information to the Agency's Environmental Licensing Programme (ELP), EPA, P.O. Box 3000, Johnstown Castle Estate, Co. Wexford:

- Details of the requested change(s)
- Reasons for the change(s) requested
- Details of any increase or changes in emissions resulting from the change(s)
- An assessment of the likely impacts of any increase/changes in emissions

If the alteration is considered to be a significant change and cannot be accommodated by a Technical Amendment, the ELP will notify you of the process for applying for a Review.

Please quote the above reference in any future correspondence in relation to this matter. If you have any queries in relation to this correspondence, please contact Damien Masterson at the number above.

Yours sincerely



Damien Masterson  
Inspector  
Office of Environmental Enforcement

