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MEMORANDUM

DATE: 8th March 2012
TO: Director, Office of Climate Change, Licensing & Resource Use
FROM: Pamela McDonnell
RE: Request for Information to be held as confidential – Ballyfaskin Enterprises Limited P0915-01.

On 16th April 2010, information was received from Ballyfaskin Enterprises Ltd, in relation to their IPPC licence application, Reg. No. P0915-01, requesting that it be held as confidential information.

The information submitted includes:

- Fertiliser Plan for the activity with annual slurry/manure production quantities and nitrogen and phosphorus content (dated March 2010).
- Summary table of customer farmer lists (coded version) referenced as Table 11B(i) in Attachment 1.
- Summary table of customer farmer lists (with farmers names), also referenced as Table 11B(i) in Attachment 1 but marked "Confidential".
- Composite maps (1:50,000 scale) showing the location of customer farms (Attachment No. 2).
- Individual Farm Fertiliser Plans (Attachment No. 3) for farms where slurry will be landspread, including 1:10,560 scale maps (Nutrient Management Plans).
- Declaration by a suitably qualified person that lands have been inspected and are suitable for landspreading.

I have assessed the information provided and found that it contains both confidential and non-confidential information.

The summary table of customer farmer lists (with farmers names) and the nutrient management plans for farms where slurry will be landspread are considered confidential in compliance with the agreement reached between the IFA and the EPA in 2008 in relation to nutrient management plan requirements.

The remaining information (the Fertiliser Plan for the activity, the coded summary table of customer farms, the 1:50,000 scale maps and the declaration by a suitably qualified person that the lands are suitable for landspreading) should not be considered confidential, in compliance with the agreement reached between the IFA and the EPA in 2008.

I consider all of this information necessary for the processing of the application.

Recommendation

The Environmental Licensing Programme recommends:

1.

- a. That the following information is deemed confidential: The summary table of customer farmer lists (with farmers names) and nutrient management plans for farms where slurry will be landspread, and
- b. That the applicant is informed that this particular information is deemed confidential and therefore will not be placed on public file but that the Agency will retain the information for assessment as part of the application.
- c. That the information is returned to the applicant following issue of the final determination, to be updated as necessary and maintained on-site for inspection at all reasonable times.

2.

- a. That the following information is deemed non-confidential: the Fertiliser Plan for the activity, the coded summary table of customer farms, the 1:50,000 scale maps and the declaration by a suitably qualified person that the lands are suitable for landspreading.
- b. That this particular information is placed on public file.

Pamela McDonnell

Pamela McDonnell
Office of Climate, Licensing and Resource Use