

**ATTACHMENT L
STATUTORY REQUIREMENTS**

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L. 1 Section 40(4) WMA

The following information is given in response to the requirements of Section 40 (4) (a) to (e) of the Waste Management Acts, 1996 to 2010.

(a) any emissions from the recovery or disposal activity in question ('the activity concerned') will not result in the contravention of any relevant standard, including any standard for an environmental medium, or any relevant emission limit value, prescribed under any other enactment,

Environmental emissions monitoring surveys that have been carried out at the previous and current facilities operated by The Recycling Village Ltd as required by waste permit conditions, have shown that there are no adverse environmental impacts from the facility.

In order to demonstrate that all site emissions will comply with relevant standards and limits, The Recycling Village Ltd will implement an emissions monitoring programme at the facility as directed by the Agency and proposed in Attachment F of this application.

(b) the activity concerned, carried on in accordance with such conditions as may be attached to the licence, will not cause environmental pollution,

The Recycling Village Ltd is an established waste management company specialising in the dismantling, processing and recycling of waste electrical and electronic equipment (WEEE), in particular CRTs from Televisions, monitors and batteries.

The Recycling Village was established by Director Noel Madden in 2004 in response to the WEEE Directive, 2003. Noel had 15 years experience of operating and managing successful waste management & recycling businesses and prior to establishing The Recycling Village Ltd, Noel was a founder of waste management company Kerbside Dublin.

The Recycling Village Ltd has been issued with a number of previous Waste Permits by Louth County Council to operate a former WEEE recycling facility in Tenure, Drogheda, including WFP-LH-10-0010-01, WP 2007/20 expired 11/01/11 and WP 2004/15 expired on 10/01/08.

The Company relocated to larger, more suitable premises in Duleek in mid 2011 and operates the facility in accordance with Waste Permit WFP-MH-11-0005-01 issued by Meath County Council on 5th August 2011.

The waste activities that will be carried out under the proposed Waste Licence as detailed in this waste licence application will be the same as those activities that are currently carried out by The Recycling Village Ltd. Environmental emissions monitoring surveys that have been carried out at the current facility as required by waste permit conditions have shown that there are no adverse environmental impacts from the facility.

Consequently, it is contended that there will be no expected environmental pollution from the activities that will be carried out by The Recycling Village Ltd. Furthermore, The Recycling Village Ltd has the proven expertise and resources to run an efficient, sustainable and profitable business in full compliance with all relevant environmental requirements and waste management legislation.

(c) the best available technology not entailing excessive costs will be used to prevent or eliminate or, where that is not practicable, to limit, abate or reduce an emission from the activity concerned,

Environmental emissions monitoring surveys show that there are no adverse environmental impacts from the facility.

In order to demonstrate that all site emissions will comply with relevant standards and limits, The Recycling Village Ltd will implement an emissions monitoring programme at the facility as directed by the Agency and proposed in Attachment F of this application.

Where emissions are found to be above relevant standards, The Recycling Village Ltd will take all necessary steps to identify the source/cause of the elevated emissions and take all necessary and reasonable steps to reduce emissions to comply with relevant standards, including implementation of BAT and taking into consideration other Agency guidelines and relevant sources of information.

(d) if the applicant is not a local authority, the corporation of a borough that is not a county borough, or the council of an urban district, subject to subsection (8), he or she is a fit and proper person to hold a waste licence,

See section L.2 below.

(e) the applicant has complied with any requirements under section 53.

The Recycling Village Ltd commits to providing the Agency with any information sought as requested under this clause including;

(i) such particulars in respect of such matters affecting his or her ability to meet the financial commitments or liabilities that the Agency reasonably considers will be entered into or incurred by him or her in carrying on the activity to which the licence relates or will relate, as the case may be, in accordance with the terms of the licence or in consequence of ceasing to carry on that activity as it may specify,

and

(ii) evidence of having so made, such financial provision as it may specify (which may include the entering into a bond or other form of security) as will, in the opinion of the Agency, be adequate to discharge the said financial commitments or liabilities.

L.2 Fit & Proper Person.

The Waste Management Act in Section 40(4)(d) specifies that the Agency shall not grant a licence unless it is satisfied that the applicant is a fit and proper person. Section 40(7) of the Waste Management Act specifies the following information that is required to enable a determination to be made by the Agency.

a) Indicate whether the applicant or other relevant person has been convicted under the Waste Management Acts 1996 to 2003, the EPA Act 1992 & 2003, the Local Government (Water pollution) Acts 1977 and 1990 or the Air Pollution Act 1987.

Neither Mr Noel Madden, nor any employee or person related to The Recycling Village Ltd has been convicted under the Waste Management Acts 1996 to 2003, the EPA Act 1992 & 2003, the Local Government (Water Pollution) Acts 1977 and 1990 or the Air Pollution Act 1987.

b) Provide details of the applicant's technical knowledge and/or qualifications, along with that of other relevant employees.

The Recycling Village Ltd was established in 2004 by Noel Madden in response to the WEEE Directive, 2003. Noel has over 30 years business experience, the past 20 years spent operating and managing successful waste management & recycling businesses. Prior to establishing The Recycling Village Ltd, Noel was a founder of waste management company Kerbside Dublin.

The Recycling Village Ltd currently employs 31 staff, including a fully trained Facility Manager who has appropriate Waste Management and Recycling qualifications. Furthermore, The Recycling Village Ltd retains the services of a specialist waste management consultancy (WEML) who have over 20 Years experience in the waste management industry.

The Recycling Village Ltd has been issued with a number of Waste Permits by Louth County Council (WFP-LH-10-0010-01, WP 2007/20 and WP 2004/15) and currently Meath County Council (WFP /MH/11/0005/01).

Consequently, it is contended that The Recycling Village Ltd has the proven expertise, knowledge, skills, technical ability and resources to run an efficient, sustainable and profitable business in full compliance with all relevant environmental and waste management legislation and Waste Licence conditions.

c) Provide information to show that the person is likely to be in a position to meet any financial commitments or liabilities that may have been or will be entered into or incurred in carrying on the activity to which the application relates or in consequence of ceasing to carry out that activity.

The Recycling Village Ltd has been in operation for 8 years and has continued to expand as the demands for WEEE recycling facilities and services has grown.

Turnover for the previous three years is summarised below.

Year	Turnover
2012	€2,500,000 (estimated)
2011	€2,293,000
2010	€1,846,000
2009	€1,100,000

The Recycling Village Ltd will establish a bond or insurance policy to cover the costs of potential environmental pollution and decommissioning on receipt of a Waste Licence from the Agency.

Consequently, it is contended that The Recycling Village Ltd has the financial ability to meet any commitments or liabilities associated with the granting of a Waste licence.



To Whom It May Concern

Re: The Recycling Village

We write to confirm the following Liability Insurances are in force :

Insurers: FBD
Policy Number: 01736425
Next Renewal Date: 4th May 2013

Public Liability Insurance

Cover: This policy provides an indemnity in respect of the Insured's legal liability to compensate members of the Public for Accidental Bodily Injury or damage to property arising out of the course of the Insured's Business.

Limit of Indemnity: €6,500,000 – any one event

Pollution: € 2,600,000 – solely in respect of any loss caused by a sudden, identifiable, unintended and unexpected incident.

Employers Liability Insurance

Cover: This policy provides an indemnity in respect of the Insured's legal liability to compensate Employee's Accidental Bodily Injury arising out of the course of the Insured's Business.

Limit of Indemnity: €13,000,000

These statements have been made in good faith and are a resume of the insurance cover in force (which is subject to the full terms and conditions of the policy). We accept no responsibility whatsoever for any inadvertent or negligent act, error or omission on our part in preparing these statements or for any loss, damage or expense thereby occasioned to any recipient of this letter.

Yours faithfully

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