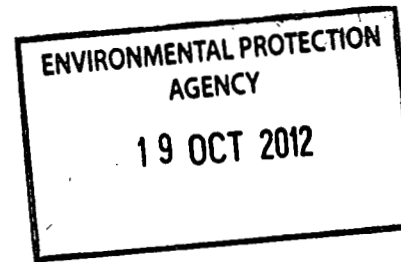




ENVIRONMENTAL CONSULTANTS
LoCall 1890 522 000



Mr Brian Meaney
Inspector
Environmental Protection Agency (EPA)
PO Box 3000
Johnstown Castle Estate
Co Wexford

18th October 2012

RE: KMK Metals Recycling Ltd. (KMK)
Waste licence ref: W0113-04

Unsolicited additional information regarding the status of the planning permission ref; PL2/12/250 as submitted to Offaly County Council.

Dear Mr Meaney,

Further to my letter dated 15th October 2012, I am now in receipt of a letter from the planning section of Offaly County Council confirming the validity of the planning application (on inspection of the site notices). I attach same for your records.

The decision on the planning application is estimated as 29th November 2012.

In addition I wish to make reference to the following recent regulation; EU (Environmental Impact Assessment) (Waste) Regulations 2012 (S.I No. 283 of 2012). Therefore, given that fact that the waste licence application was lodged in October 2009 and that these regulations only came into operation on the 30th September 2012, KMK feels strongly that the Agency was premature in requesting item 12 concerning planning permission, in their letter dated 12th January 2012.

In any case, the existing planning application is now lodged with Offaly County Council and therefore KMK has complied with all elements of the letter dated 12th January 2012 concerning Article 14(2)(b)(ii) of the waste licensing regulations.

KMK therefore recommends the EPA to grant the waste licence review in a timely manner during 2012 as the application process to date is entirely protracted in terms of time periods involved.

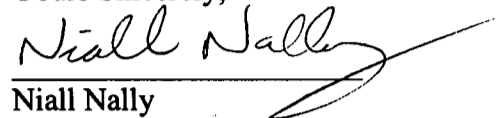


BOW HOUSE O'MOORE STREET TULLAMORE CO. OFFALY
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Registered in Ireland, Number 297801 • Directors: A. Fahey. D. Fahey



If you have any questions, please do not hesitate to contact me.

Yours Sincerely,



Niall Nally

Senior Environmental Consultant

Cc Kurt M Kyck, KMK Metals Ltd, Cappincur Industrial Estate, Tullamore, Co Offaly.

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OFFALY COUNTY COUNCIL

File Ref: PL2/12/250

Planning Section
Aras an Chontae
Charleville Road
Tullamore

15/10/2012

KMK METALS RECYCLING LIMITED
C/O NIALL NALLY
ENVIROCO MANAGEMENT LIMITED
BOW HOUSE, O'MOORE STREET
TULLAMORE
CO. OFFALY

A Chara,

I wish to acknowledge receipt of your application for PERMISSION for A CHANGE OF USE OF 7 NO. PERMITTED INDUSTRIAL BUILDINGS FROM WAREHOUSE STORAGE USE TO USE FOR THE PROCESSING OF WASTE ELECTRICAL AND ELECTRONIC EQUIPMENT (WEEE), WASTE METALS AND METALLIC BASED MATERIALS, AS FOLLOWS: BUILDING A, TOTAL GROSS FLOOR AREA 473 SQ M; BUILDING B, TOTAL EXISTING GROSS FLOOR AREA 473 SQ M; BUILDING C, TOTAL GROSS FLOOR AREA 473 SQ M; BUILDING D (HANGER) TOTAL GROSS FLOOR AREA 927 SQ M; BUILDING D (WEEE) TOTAL GROSS FLOOR AREA 1,841 SQ M; BUILDING D 4 TOTAL GROSS FLOOR AREA 920 SQ M (COMPRISING CENTRAL AREA 391 SQ M, D4-R AREA 318 SQ M AND D4-L AREA 211 SQ M); AND; BUILDING E TOTAL GROSS FLOOR AREA 1,120 SQ M. OTHER WORKS ARE PROPOSED TO BUILDING E INCLUDING A NEW ESB SUBSTATION (24.5 SQ M), AN ESB SWITCH ROOM (14.4 SQ M), ANCILLARY ACCOMMODATION (33.1 SQ M) ON THE GROUND FLOOR AND FIRST FLOOR OPEN PLAN OFFICES (82 SQ M). THE UPGRADING OF THE EFFLUENT TREATMENT SYSTEM INVOLVES THE PROPOSED INSTALLATION OF AN ADDITIONAL WASTE WATER TREATMENT TANK WITH A SUBSEQUENT SAND FILTER UNIT COVERING AN AREA OF 95 SQ M. THE PROPOSED DEVELOPMENT INCLUDING THE INCREASE IN THE ANNUAL WASTE INTAKE TO 35,000 TONNES IS THE SUBJECT OF A CURRENT EPA WASTE LICENCE REVIEW APPLICATION REF. W0113-04. AN ENVIRONMENTAL IMPACT STATEMENT (E.I.S.) AND A NATURA IMPACT STATEMENT (N.I.S.) HAVE BEEN SUBMITTED WITH THIS PLANNING APPLICATION. at CAPPINCUR INDUSTRIAL ESTATE TULLAMORE CO. OFFALY which was received on 05/10/2012 and to state that it is currently being examined by our Planning Staff.

The validity of the application is subject to the site notice complying with the Planning Regulations. An inspection of the site may be carried out within five weeks from receipt of application and in the event that the site notice does not comply, the application will be declared invalid and returned to you.

You will be notified of the Council's decision on the application in due course.

Mise le meas,


Planning Section

Telephone 05793 57414

Fax 05793 29233

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