



DIRECTOR - GENERAL'S
OFFICE

28 AUG 2012

Environmental Protection Agency,
Headquarters,
P.O. Box 3000
Johnstown Castle Estate,
Co. Wexford

24th August 2012

**Re: CEMEX (ROI) Ltd. – Waste Licence Application Reg No. W0254-01
Application for Waste Licence at Walshestown, Blackhall, Tipperkevin
and Bawnoge, Naas, Co. Kildare**

FAO: Ms. Laura Burke, Director General EPA

Dear Ms. Burke,

CEMEX (ROI) Ltd. lodged a waste licence application in respect of the above referenced site to the EPA on 23rd December 2008.

Further information was sought by the EPA in respect of the application on 30th June 2010 and 3rd June 2011. On both occasions, we met with EPA representatives (Ewa Babiarczyk & Brian Meaney) in advance of responding to ensure that our interpretation of the information requested was correct. Following each meeting we duly prepared and submitted our responses.

At the same time as lodging the waste licence application with the EPA, we lodged a planning application with Kildare County Council (Planning Ref: 08/2159) to restore the above referenced site (using imported materials governed under a waste licence, for which we have applied to the EPA for). We received a 10 year planning permission from Kildare County Council in December 2009. We now only have close to 7 years duration remaining on this permission and there does not appear to be any sign of a decision on our waste licence application.

Our consultants recently contacted the EPA Inspector dealing with the application to determine current progress with assessing our application. However, it is apparent that no progress has been made since our response to the last set of further information requests.

As a company, we have invested significant resources in seeking to secure all statutory consents on our site. We have serious commercial decisions to make in respect of the site and cannot move forward until such time as a decision is made on our waste licence application.

CEMEX (ROI) Limited

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Registered Office: Killeen Road, Dublin 12, Ireland. www.cemex.ie

Directors: R. Gonzalez (Nicaragua), D O'Donnell, C. Egan. Registered in Ireland No. 79451

We understand that the EPA is currently working on priority projects. However, we are very concerned that our application, which has been with the agency for close to 4 years, does not appear to be a priority at this late stage.

I would be grateful if you could investigate this matter and advise on a likely determination date in respect of our application.

Yours sincerely,


Brian Downes
Planning & Environmental Manager
CEMEX (ROI) Ltd.

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Josephine Lee

From: Ann Kehoe
Sent: 27 August 2012 11:42
To: Josephine Lee
Subject: FW: Cemex Walshestown Waste Licence Application W0254-01

From: Ewa Babiarczyk
Sent: 27 August 2012 11:02
To: Conor.Wall@golder.com
Cc: Ann Kehoe
Subject: RE: Cemex Walshestown Waste Licence Application W0254-01

Conor,

Unfortunately, due to other priorities, the processing of the licence application for Cemex W0254-01 is unlikely to be completed this year. It will be dealt with as a priority application as soon as available resources allow.

Regards,

Ewa Babiarczyk
Inspector
Environmental Licensing Programme
Office of Climate, Licensing & Resource Use
Environmental Protection Agency
PO Box 3000
Johnstown Castle Estate
Wexford

Tel: +353 53 9160662
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E.Babiarczyk@epa.ie

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From: Wall, Conor [<mailto:Conor.Wall@golder.com>]
Sent: 24 August 2012 09:57
To: e.babiarczyk@epa.ie
Cc: Wexford Receptionist
Subject: Cemex Walshestown Waste Licence Application W0254-01

Hi Eva

Can you please provide us with an update on this application when you have a moment, which was submitted on 23rd December 2008.

Regards

Conor

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