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for submission to the Director by the
Programme Manager, Frank Clinton
Signed: Dee Lou Keavey Date: 01/01/13



OFFICE OF CLIMATE, LICENSING
& RESOURCE USE

**ENVIRONMENTAL LICENSING PROGRAMME
MEMORANDUM**

TO:	DARA LYNOTT, DIRECTOR
C.C:	Frank Clinton
FROM:	Brian Meaney - Environmental Licensing Programme
DATE:	4 January 2013
RE:	Proposal for a Technical Amendment to Waste Licence Register Number W0049-02 held by Bord na Móna Energy Limited in relation to a landfill at Cloncreen Bog, Clonbullogue, Co. Offaly.

Introduction

Bord na Móna Energy Limited operate an ash landfill at the Clonbullogue Ash Repository. Ash is generated at the nearby Edenderry Power plant. The licensee is authorised to dispose of up to 70,000 tonnes of waste per annum.

The facility was first licensed on 20 April 2000. A revised licence was granted on 2 October 2006. Technical Amendment A was issued on 29 January 2008.

Details of Technical Amendment

In 2009 an analysis of the existing licence was carried out by OEE regarding its compliance with the requirements of the Landfill Directive (1999/31/EC). A number of deficiencies in the licence were identified vis-à-vis the Directive and these gaps are proposed for rectification through amendment of condition 8.1 and Schedules A and C.4 of the licence.

- The amendment to condition 8.1 will ensure that procedures for waste acceptance and requirements for characterising and periodically testing the waste are in accordance with the requirements of the Directive.
- The proposal for a new Schedule C.4 will specify the detail to be observed around compliance testing, taken from the requirements of the Directive.
- The proposal for a new Table A.2 in Schedule A will satisfy the Directive's requirement to specify the total quantity of waste authorised to be deposited in the landfill.

In addition, the following conditions and definitions are proposed for the purposes of the European Communities Environmental Objectives (Groundwater) Regulations 2010:

- condition 6.7.3; and
- the terms "compliance point" and "compliance value" in the Interpretation section of the licence.

The wording of the proposed condition 6.7.3 has been approved by the Board of the Agency for the purposes of bringing licences into compliance with the Regulations.

Consultation with licensee

The licensee was informed in correspondence dated 2 October 2012 of the Agency's intention to technically amend the licence for the purposes of the Landfill Directive as well as the European Communities Environmental Standards (Groundwater) Regulations 2010. No response was made and no query on the matter was made to the Agency.

Recommendation

I recommend amendment of the licence as proposed above.

The proposed Technical Amendment C of the licence in accordance with section 42B(1)(c) of the Waste Management Acts 1996 to 2012 will not result in the requirements of section 40(4) of the Acts ceasing to be satisfied.

Signed:


Brian Meaney