



LICENSING & RESOURCE USE

**Licensing Programme Memorandum**

<b>To:</b>	Director
<b>FROM:</b>	John McEntagart      Environmental Licensing Programme
<b>DATE:</b>	27 <sup>th</sup> June 2014
<b>RE:</b>	Request to withdraw a Waste Licence Application Reg. No. W0250-01 from Kerry Central Recycling Limited.

An application was received for a Waste Licence for a materials recovery facility at Scart/Caherdean, Killdarney, County Kerry (W0250-01) on 12 November 2008.

On 30 April 2014, the Agency received a request for the application to be withdrawn. This request followed an Article 21(2) Notice issued by the Agency on 22 March 2014. The application was for a greenfield development and had been stalled by planning issues.

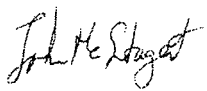
In its letter of 30 April 2014, the applicant requested a refund of half the application fee of €22,000 and that the remaining half, be retained by the Agency and put towards the cost of a future waste/IE licence application.

**Recommendation:**

Given the proposed development is for a greenfield site, I am satisfied that the withdrawal of the application is appropriate. I therefore recommend that the Agency agree with the withdrawal of the licence application Reg. No. W0250-01.

Having regard to the fact that no recommendation or decision on the licence application has been made prior to the applicant's request to withdraw the application; I recommend a refund of 50% (€11,000). This recommendation is based on the amount of resources expended to date in dealing with the licence application. Therefore a sum of €11,000 should be returned to the applicant.

In regard to putting the remaining funds towards a future licence application, I consider it more appropriate to consider a waiver of a licence application fee at the time of such a licence application.

Signed:   
John McEntagart  
Environmental Licencing Programme  
Office of Climate, Licensing, Resource Use and Research