



Regional Inspectorate, McCumiskey House
Richview, Clonskeagh Road, Dublin 14, Ireland
Cigireacht Réigiúnach, Teach Mhic Chumascaigh
Dea-Radharc, Cluain Sceach, Átha Cliath 14, Éire

Tel: +353 1 268 0100 Fax: +353 1 268 0199
Email: info@epa.ie Website: www.epa.ie

Lo Call: 1890 334499

Mr Donal Brady
Carrickboy Farms
Ballyglassin
Edgeworthstown
Co. Longford.

Date: 10/03/2015

Reg. No. P0408-02

Dear Mr Brady,

I refer to your letter dated 26 January.

Whilst the Agency was initially inclined to share your view that it was undesirable to commence a review while proceedings were pending, it has reconsidered its position in light of comments from the Supreme Court that there was no reason for it not to initiate a review of the licence.

In that respect, you will note that Section 90 of the EPA Act as amended provides that, at the conclusion of a licence review the Agency may issue a new licence in substitution for the previous licence. It is therefore open to the Agency to issue a new licence which would not be tainted by any invalidity that might attach to the previous licence.

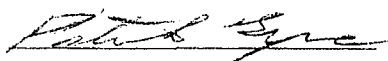
The Agency will of course take account of any judgment that may issue from the Supreme Court prior to determination of the review.

In those circumstances, you may wish to make a substantive response to the items of information requested in the Agency letter dated the 18th December 2014 which would inform a review of your licence, or further in relation to the grant, and / or content, of a reviewed licence. The Agency will take account of your response in consideration of the licence review, however it should be noted that where you fail or refuse to provide the information requested by the Agency it may proceed to

determine the review without the information requested and that this may have consequences for the Agency's ability to grant a reviewed licence.

If you wish to discuss the scope and extent of the information requested please contact Patrick Byrne at 01-2680100 to arrange a meeting.

Yours sincerely



Patrick Byrne, Senior Inspector,

Environmental Licensing Programme,

Office of Climate, Licencing Resources & Research