

Headquarters
P.O. Box 3000
Johnstown Castle Estate
County Wexford
Ireland

SECTION 76A(11) AMENDMENT
TO
INDUSTRIAL EMISSIONS LICENCE

Licence Register Number:	W0041-01
Licensee:	Shannon Environmental Services Limited
Location of Installation:	Smithstown Industrial Estate, Shannon, County Clare

Reason for the Decision

The Environmental Protection Agency has examined the terms of licence Reg. No. W0041-01 as required by the provisions of Section 76A(9)(a) of the Waste Management Act 1996 as amended, and determined that the licence can be brought into conformity with the provisions and requirements of Council Directive 2010/75/EU by the exercise of the powers conferred by Section 76A(11) of the Waste Management Act 1996 as amended.

The Environmental Protection Agency is satisfied, on the basis of the information available, that subject to compliance with the conditions of licence Reg. No. W0041-01 granted on 5th May 2000, any amendments granted to date, as well as any amendments noted herein, the carrying on of the activity will comply with and not contravene any of the requirements of Section 40(4) of the Waste Management Act 1996 as amended.

Amendment

In pursuance of the powers conferred on it by Section 76A(11) of the Waste Management Act 1996 as amended, the Agency amends Licence Reg. No. W0041-01 granted to Shannon Environmental Services Limited, Clonminam Industrial Estate, Portlaoise, Co. Laois.

Henceforth, the licence shall be read in conjunction with any other amendment to the licence and the amendments set out below.

From the date of this amendment, licence register number W0041-01 shall be deemed to be an Industrial Emissions Licence granted under Part IV of the Environmental Protection Agency Act 1992 as amended and shall not be a waste licence or revised waste licence.

This amendment is limited to the following Interpretation, Conditions and Schedule of Activities Licensed of Licence Reg. No. W0041-01:

Amendments

Amend the Interpretation as follows:

To be inserted into the Interpretation of the existing licence or where relevant replace the existing term.

BAT conclusions

A document containing the parts of a BAT reference document laying down the conclusions on best available techniques, their description, information to assess their applicability, the emission levels associated with the best available techniques, associated monitoring, associated consumption levels and, where appropriate, relevant site remediation measures.

BAT reference document

A document drawn up by the Commission of the European Union in accordance with Article 13 of the Industrial Emissions Directive, resulting from the exchange of information in accordance with that Article of that Directive and describing, in particular, applied techniques, present emissions and consumption levels, techniques considered for the determination of best available techniques as well as BAT conclusions and any emerging techniques.

Facility

A site or premises used for the purpose of the recovery or disposal of waste or an installation.

Groundwater

Has the meaning assigned to it by Regulation 3 of the European Communities Environmental Objectives (Groundwater) Regulations 2010 (S.I. No. 9 of 2010).

Industrial Emissions Directive

Directive 2010/75/EU of the European Parliament and of the Council of 24 November 2010 on industrial emissions (integrated pollution prevention and control) (Recast).

Installation

A stationary technical unit or plant where the activity concerned referred to in the First Schedule of EPA Act 1992 is or will be carried on, and shall be deemed to include any directly associated activity, which has a technical connection with the activity and is carried out on the site of the activity.

Waste

Any substance or object which the holder discards or intends or is required to discard.

Waste licensing under the Waste Management Act 1996

Any reference within Condition 1: *Scope* of this licence to "waste licensing under the Waste Management Act 1996" or any similar construed reference shall be deemed to mean a reference to "industrial emissions licensing under the Environmental Protection Agency Act 1992 as amended."

Amend the 'Schedule of Activities Licensed' as follows:

The licensed activities are amended to be as follows:

- 11.2** Disposal or recovery of hazardous waste with a capacity exceeding 10 tonnes per day involving one or more of the following activities:
- (a) biological treatment.
 - (b) physico-chemical treatment.
 - (c) blending or mixing prior to submission to any of the other activities listed in paragraph 11.2 or 11.3.
 - (d) repackaging prior to submission to any of the other activities listed in paragraph 11.2 or 11.3.
- 11.4(a)(ii)** Disposal of non-hazardous waste with a capacity exceeding 50 tonnes per day involving one or more of the following activities:
physico-chemical treatment.
- 11.6** Temporary storage of hazardous waste, (other than waste referred to in paragraph 11.5) pending any of the activities referred to in paragraph 11.2, 11.3, 11.5 or 11.7 with a total capacity exceeding 50 tonnes, other than temporary storage, pending collection, on the site where the waste is generated.
- 11.1** The recovery or disposal of waste in a facility, within the meaning of the Act of 1996, which facility is connected or associated with another activity specified in this Schedule in respect of which a licence or revised licence under Part IV is in force or in respect of which a licence under the said Part is or will be required.

Notwithstanding the foregoing, any limitations on waste recovery and disposal activities specified in this Part in accordance with the Third Schedule and Fourth Schedule of the Waste Management Act 1996 as amended including, where applicable, any refused waste disposal and recovery activities from the Third Schedule and Fourth Schedule of the Waste Management Act 1996 as amended shall continue to apply.

New Conditions or Amended Conditions

Insert New Condition 1.6, to read as follows:

Condition 1. Scope

- 1.6. No alteration to, or reconstruction in respect of, the activity, or any part thereof, that would, or is likely to, result in
- (i) a material change or increase in:
 - the nature or quantity of any emission;
 - the abatement/treatment or recovery systems;
 - the range of processes to be carried out;
 - the fuels, raw materials, intermediates, products or wastes generated, or
 - (ii) any changes in:
 - site management, infrastructure or control with adverse environmental significance;
- shall be carried out or commenced without prior notice to, and without the agreement of, the Agency.

Reason: *To clarify the scope of this licence.*

Replace existing Condition 2.4 of the licence with the following:

Condition 2. Management of the Activity

2.4 Corrective and Preventative Action

- 2.4.1 The licensee shall establish, maintain and implement procedures to ensure that corrective and preventative action is taken should the specified requirements of this licence not be fulfilled. The responsibility and authority for persons initiating further investigation and corrective and preventative action in the event of a reported non-conformity with this licence shall be defined.
- 2.4.2 Where a breach of one or more of the conditions of this licence occurs, the licensee shall without delay take measures to restore compliance with the conditions of this licence in the shortest possible time and initiate any feasible preventative actions to prevent recurrence of the breach.
- 2.4.3 All corrective and preventative actions shall be documented.

Reason: *To make provision for management of the activity on a planned basis having regard to the desirability of ongoing assessment, recording and reporting of matters affecting the environment.*

Insert New Condition 5.21, to read as follows:

Condition 5. Waste Acceptance and Handling

5.21 The licensee shall ensure that waste generated in the carrying on of the activity shall be prepared for re-use, recycling or recovery or, where that is not technically or economically possible, disposed of in a manner which will prevent or minimise any impact on the environment.

Reason: *To provide for the appropriate handling of material and the protection of the environment.*

Delete existing Conditions 3.3(a) and 3.3(b) of the licence.

Replace existing Condition 7.7 of the licence with the following:

Condition 7. Emissions and Environmental Impacts

7.7 The licensee shall notify the Agency by both telephone and either email or webform, to the Agency's headquarters in Wexford, or to such other Agency office as may be specified by the Agency, as soon as practicable after the occurrence of any of the following:

- (i) an incident or accident that significantly affects the environment;
- (ii) any release of environmental significance to atmosphere from any potential emissions point including bypasses;
- (iii) any breach of one or more of the conditions attached to this licence;
- (iv) any malfunction or breakdown of key control equipment or monitoring equipment as set out in this licence which is likely to lead to loss of control of the abatement system;
- (v) any incident with the potential for environmental contamination of surface water or groundwater, or posing an environment threat to air or land, or requiring an emergency response by the Local Authority.

The licensee shall include as part of the notification: date and time of the incident, summary details of the occurrence, and where available, the steps taken to minimise any emissions.

Reason: *To provide for the collection and reporting of adequate information on the activity.*

Amend Condition 8.1.2 (i) of the licence, to read as follows:

Condition 8. Decommissioning & Residuals Management

8.1.2 Decommissioning Plan

- (i) The licensee shall prepare, to the satisfaction of the Agency, a fully detailed and costed plan for the decommissioning or closure of the site or part thereof. This plan shall be submitted to the Agency for agreement.

Insert New Condition 8.1.2 (iii), to read as follows:

8.1.2 Decommissioning Plan

- (iii) The licensee shall have regard to the Environmental Protection Agency's Guidance on Assessing and Costing Environmental Liabilities (2014) and, as appropriate, Guidance on Financial Provision for Environmental Liabilities (2015) and, where available, the baseline report, when implementing Conditions 8.1.2(i) and 8.1.2(ii).

Reason: *To make provision for the proper closure of the activity ensuring protection of the environment.*

Insert New Condition 10.6(g), to read as follows:

Condition 10. Contingency Arrangements

10.6 (g) notify the Agency and other relevant authorities.

Insert New Condition 10.7 to read as follows:

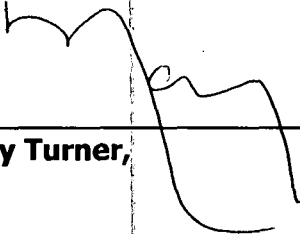
10.7 Where an incident or accident that significantly affects the environment occurs, the licensee shall, without delay take measures to limit the environmental consequences of the incident or accident and to prevent further incident or accident.

Reason: *To provide for the protection of the environment.*

This amendment shall be cited as a Section 76A(11) Amendment and should be read in conjunction with licence Reg. No. W0041-01 granted on 5th May 2000 and any other amendments to the licence.

Sealed by the seal of the Agency on this the 16th day of December 2015

PRESENT when the seal of the Agency was affixed hereto:



Mary Turner, Authorised Person

