

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

SECTION 76A(11) AMENDMENT
TO
INDUSTRIAL EMISSIONS LICENCE

Licence Register Number:	W0104-03
Licensee:	Advanced Environmental Solutions (Ireland) Limited
Location of Installation:	Cappancur Industrial Estate, Cappancur, Tullamore, County Offaly.

Reason for the Decision

The Environmental Protection Agency has examined the terms of licence Reg. No. W0104-03 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. W0104-03 granted on 21st February 2014, 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. W0104-03 granted to Advanced Environmental Solutions (Ireland) Limited, Cappancur Industrial Estate, Cappancur, Tullamore, County Offaly.

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 W0104-03 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 Glossary of Terms, Conditions and Activities Licensed of Licence Reg. No. W0104-03:

Amendments

Amend Glossary of Terms as follows:

To be inserted into the Glossary of Terms 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:

11.4 (b)(ii) Recovery, or a mix of recovery and disposal, of non-hazardous waste with a capacity exceeding 75 tonnes per day involving one or more of the following activities, (other than activities to which the Urban Waste Water Treatment Regulations 2001 (S.I. No. 254 of 2001) apply):

pre-treatment of waste for incineration or co-incineration;

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

Replace existing Condition 2.2.2.5 of the licence with the following:

Condition 2. Management of the Facility

2.2.2.5 Corrective and Preventative Action

- (i) 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.
- (ii) 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.
- (iii) 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 8.15, to read as follows:

Condition 8. Materials Handling

- 8.15 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.*

Insert New Condition 9.3.3, to read as follows:

Condition 9. Accident Prevention and Emergency Response

9.3.3 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. W0104-03 granted on 21st February 2014 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

