

Comhairle Chontae Chorcaí Cork County Council

County Hall,
Cork, Ireland.

Tel. No: (021) 4276891
Fax No: (021) 4276321

Web: <http://www.corkcoco.com/>



DECISION TO GRANT A WASTE COLLECTION PERMIT

PERMIT REFERENCE NO: **CK. WMC. 16/01**

**Atlas Environmental Ireland. Ltd.
Clonminam Industrial Est.
Portlaoise**

CORK COUNTY COUNCIL, hereby notifies you in accordance with Section 34 (8) of the Waste Management Act 1996, that having regard to the fact that Cork County Council has been nominated by Cork City Council as the nominated authority for the purposes of issuing Waste Collection Permits for the functional areas of Cork County Council and Cork City Council, pursuant to the powers vested in it by section 34 of the Waste Management Act 1996, as amended by section 6 of the Waste Management (Amendment) Act 2001, having considered your application for a Waste Collection Permit hereby decides to grant you a WASTE COLLECTION PERMIT, here attached, subject to the conditions attached.

PLEASE NOTE that this decision to grant a WASTE COLLECTION PERMIT may be appealed to the judge of the District Court in which the principal office of Cork County Council is situate i.e. Cork City. The Judge of the District Court may make an order giving directions to Cork County Council in relation to the grant or revocation of the permit or the amendment of conditions attached to the permit. In the event of no order being made as a result of such an appeal this permit shall come into effect and be GRANTED within one month of the date of this notice.

A copy of the permit will be available for inspection or purchase at the Environment Department, Cork County Council, County Hall Cork and Cork City Council, City Hall, Cork.

ENVIRONMENT DEPARTMENT
CORK COUNTY COUNCIL
COUNTY HALL
CORK

A handwritten signature in black ink, appearing to read 'Mac Dara O'h-Ici', written over a horizontal line.

Mac Dara O'h-Ici

Dated this 4 day of July 2002

NOTES ON WASTE COLLECTION PERMIT

PLEASE NOTE:

- Your permit requires you to ensure that a full copy of the permit is carried in all vehicles used for the collection of waste within the functional areas of Cork County Council and Cork City Council. You will receive with your permit a numbered copy for each vehicle you have listed in your application form, stamped with the Council stamp. In the event of a change of vehicle please notify this office and another copy will be made available.
- It is an offence under the Waste Management Acts 1996 and 2001 not to comply with a condition of a Permit. The penalties for such an offence are:
 - on summary conviction, to a fine not exceeding £1,500 or to imprisonment for a term not exceeding 12 months, or to both such fine and such imprisonment, or
 - on conviction on indictment, to a fine not exceeding £10,000,000 or to imprisonment for a term not exceeding 10 years, or to both such fine and such imprisonment.
- A contravention of any provision or any condition of a waste collection permit, by any person employed by or on behalf of, or otherwise carrying out any waste collection activity for, or on behalf of, the holder of the permit, shall be deemed to also be a contravention of the provision or condition, as the case may be, by that holder.
- Where an offence under this Act has been committed by a body corporate and is proved to have been committed with the consent or connivance of or to be attributable to any neglect on the part of a person being a director, manager, secretary or other similar officer of the body corporate, or a person who was purporting to act in any such capacity, that person as well as the body corporate shall be guilty of an offence and shall be liable to be proceeded against and punished as if he or she were guilty of the first-mentioned offence.

Waste Management (Collection Permit) Regulations, 2001

WASTE COLLECTION PERMIT

CK WMC 16/01

Cork County Council being a nominated authority under Section 34(1)(aa) of the Waste Management Act, 1996 (as amended), hereby grants a waste collection permit CK WMC 16/01 to:

Atlas Environmental Ireland Ltd, hereinafter called the permit holder

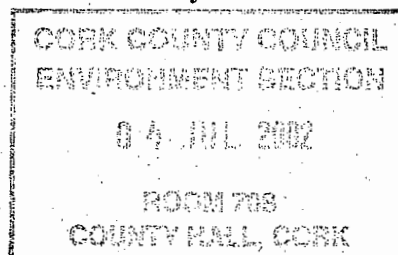
of

Clonminam Industrial Estate, Portlaoise, County Laoise

subject to the attached schedule of conditions.

The permit holder is authorised by this permit to collect specified waste type(s) in the following local authority areas only:

**Cork County Council
Cork City Council**



INTERPRETATION

Act	The Waste Management Act, 1996, as amended.
Activity	A waste collection activity for the purposes of Section 34 (1) (a) of the Act.
Agency	The Environmental Protection Agency (EPA) established under Section 19 of the Environmental Agency Act, 1992 (No. 7 of 1992)
Collection	The gathering, sorting or mixing of waste for the purpose of its being transported, and includes the transport of waste and the acceptance or control of waste.
Commercial Waste	Waste from premises used wholly or mainly for the purposes of a trade or business or for the purposes of sport, recreation, education or entertainment but does not include household, agricultural or industrial waste.
Construction and Demolition Waste	All waste that arises from construction, renovation and demolition activities, including all wastes mentioned in Chapter 17 of the European Waste Catalogue.
Disposal	Includes any of the activities specified in the Third Schedule of the Act.
End-of-Life Vehicles	A vehicle which is waste within the meaning of Article 1(a) of Directive 75/442/EEC on Waste.
Environmental Pollution	The holding, transport, recovery or disposal of waste in a manner which would, to a significant extent, endanger human health or harm the environment, and in particular— (a) create a risk to waters, the atmosphere, land, soil, plants or animals, (b) create a nuisance through noise, odours or litter, or (c) adversely affect the countryside or places of special interest.
European Waste Catalogue	A list of wastes (including the Hazardous Waste List) established, pursuant to Council directive 75/442/EEC on Waste, by Commission Decision 94/3/EC and which has been replaced since 1 st January 2002 by Commission Decision 2000/532/EC (as amended by Commission Decisions 2001/118/EC and 2001/119/EC).
Further Information	Information and particulars received pursuant to a notice under article 9 (1) of the Waste Management (Collection Permit) Regulations, 2001 (S.I. No. 402 of 2001)

Green Waste	Vegetable waste from gardens and parks, tree cuttings, branches, grass, leaves (with the exception of street sweepings), sawdust, wood chips and other wood waste not treated with heavy metals or organic compounds.
Hazardous Waste	As defined in Section 4 (2)(a) of the Act.
Household Waste	Waste produced within the curtilage of a building or self-contained part of a building used for living accommodation.
Industrial Waste	Waste produced or arising from manufacturing or industrial activities or processes.
Maintain	Keep in a fit state, including such regular inspection, servicing and repair as may be necessary to adequately perform its function.
Municipal Waste	Household waste as well as commercial and other waste which, because of its nature and composition, is similar to household waste.
Permit	A Waste Collection Permit issued in accordance with the Waste Management (Collection Permit) Regulations, 2001 (S.I. No. 402 of 2001).
Recovery	Any activity carried on for the purposes of reclaiming, recycling or re-using, in whole or in part, the waste and any activities related to such reclamation, recycling or re-use, including any of the activities specified in the Fourth Schedule of the Act.
Skip	A container used for the storage or removal of builder's materials, rubble, waste, rubbish or other materials and which is designed to be transported by means of a mechanically propelled vehicle.
Source Separation	Taking steps in a systematic manner for the purpose of separating specified waste types from other waste materials and the holding of such waste so separated prior to its collection, recovery or disposal.
Treatment	Includes any thermal, physical, chemical or biological processes that change the characteristics of waste in order to reduce its volume or hazardous nature or facilitate its handling, disposal or recovery.
Waste	Any substance or object belonging to a category of waste specified in the First Schedule of the Act or for the time being included in the European Waste Catalogue which the holder discards or intends or is required to discard, and

anything which is discarded or otherwise dealt with as if it were waste shall be presumed to be waste until the contrary is proved.

Waste Licence

A licence for the purpose of Section 39 (1) of the Act, issued by the Environmental Protection Agency for a waste facility.

Waste Permit

A permit issued by a local authority for a waste facility in accordance with the Waste Management Act.

For inspection purposes only.
Consent of copyright owner required for any other use.

CONDITIONS

1 Scope of Permit

- 1.1 The permit holder may collect wastes specified in condition 1.2 in the following local authority areas:

Cork County Council
Cork City Council

- 1.2 The permit holder may collect the following waste types only:

Hazardous Waste
Waste Oils
Fluorescent Tubes
Waste Tyres
Industrial Waste
Commercial Waste

- 1.3 The conditions of this permit are based upon the information provided by the applicant during the application process. The permit holder shall notify **Cork County Council** in writing of any changes in the information furnished within two weeks of any such change arising.

- 1.4 **Cork County Council** may at any time review, and subsequently amend the conditions of, or revoke this permit. This permit shall expire, either
- (i) if the permit is reviewed by **Cork County Council** on the date of the issue of the reviewed permit, or
 - (ii) if the permit is reviewed by **Cork County Council** on the date that the permit holder is notified by the council of the revocation, or
 - (iii) two years from the date of grant of the permit.

- 1.5 This waste collection permit and any condition imposed therein shall not relieve the permit holder of his/her statutory obligations under any other enactment whatsoever.

- 1.6 This permit is non-transferable.

- 1.7 No person other than the permit holder or the permit holder's employees are permitted to collect waste with this permit.

- 1.8 Only vehicles registered to the permit holder are permitted to collect waste under this permit.

2 Management of the Waste Collection Activity

- 2.1 The Permit holder shall ensure that all waste collected under this permit is transferred to a facility for the purpose of a recovery or disposal activity for which
- (i) there is in force a waste licence or a waste permit in relation to the carrying on of the activity concerned at that facility, or
 - (ii) an application for such licence or permit has been made to, and is under consideration by, the Agency or relevant local authority and the activity concerned may be lawfully carried on pending a decision in relation to the said application.
- 2.2 The permit holder shall carry or cause to be carried a full copy of this permit at all times on each vehicle which is used for the purposes of the activity to which the permit relates.
- 2.3 The permit holder shall not export waste from the State unless such export is fully in compliance with the requirements of Council Regulation (EEC) No. 259/93 of 1 February, 1993 (as amended) on the supervision and control of shipments of waste within, into and out of the European Community and Waste Management (Trans Frontier Shipment of Waste) Regulations, S.I. No. 149 of 1998.
- 2.4 The permit holder shall be familiar with the requirements placed on holders of commercial waste arising from any bye-laws made under Section 35 of the Waste Management Act, 1996 by the local authorities in whose area the collection activity is being carried out, and shall keep a copy of all such bye-laws at the address of the principal place of business.
- 2.5 Where bye-laws referred to in condition 2.4 have been made by one or more of the relevant local authorities, the permit holder shall not collect waste from holders unless it has been presented in accordance with the requirements of the bye-laws in force in a particular local authority area.
- 2.6 The permit holder shall identify all hazards associated with the waste being collected, and shall be familiar with best practices regarding its safe movement and handling and shall adopt all necessary, reasonable and practicable measures so as to minimise the risks of contamination to all environmental media or endangerment to the general public or their health.
- 2.7 The permit holder shall submit as part of the first Annual Environmental Report a documented '*Emergency Response Procedure*', which shall address any emergency situation which may arise. This procedure shall include for

any emergency response unit, replacement vehicles, clean-up equipment etc that may be necessary in order to minimise the effects of the emergency on the environment.

- 2.8 The permit holder shall ensure that all its employees in the waste collection activity are familiar with the conditions of this permit, and that they are trained to such a standard in the performance of their duties as to ensure that the activity is carried out safely and without causing environmental pollution. Appropriate records of training shall be maintained by the permit holder.
- 2.9 Any spillage of waste which occurs in the course of the collection operation shall be cleaned up immediately in a manner which will not cause environmental pollution and at the latest within an hour of the spillage occurring.
- 2.10 The permit holder shall carry an emergency spillage kit on the vehicle, at all times, to deal with minor spillages.
- 2.11 The permit holder will be subject to the following conditions as regards any Atmospheric Emissions, which may result from the waste collection activity.
- (a) All consignments of waste being transported by skips, lorries, trucks and tippers should be adequately secured to prevent spillage, litter or nuisance of any kind arising during collection or transport. The collection permit holder should note that in most situations the use of a cover might be the most appropriate way to ensure compliance with this condition.
 - (b) All vehicles used for transporting waste which are subject to soiling are to be washed down as necessary in order that they be maintained in a clean condition such as not to cause nuisance or objection and such that their markings or reflective panels are not obscured from view.
 - (c) All dry/dusty wastes to be dampened down prior to transit.
 - (d) All other practicable precautions shall be taken to prevent nuisance.
- 2.12 The permit holder will be subject to the following conditions as regards any Noise Emissions, which may result from the waste collection activity.
- (a) The rated noise from the operation of waste transit processes (defined as LAeq 1 hour) shall not exceed the background noise level (as defined in B.S. 4142. Method for rating industrial noise affecting mixed residential and industrial areas.) by 10 db or more.
 - (b) Noise levels should not be so loud, so continuous, so repeated, of such duration or pitch or occurring at such times as to give reasonable cause for annoyance to any person in any premises in the neighbourhood or to a person lawfully using a public place.

- 2.13 The permit holder shall not collect packaging waste for disposal from a producer, as defined in the Waste Management (Packaging) Regulations, 1997) without first receiving the written declaration required under article 23(b) of those regulations.

CONDITIONS SPECIFIC TO THE WASTE STREAM

You are permitted to collect the waste types as outlined in section 1.2 subject to the general conditions outlined previously in addition to the following conditions, which are specific to the waste stream.

2.14 Industrial Waste

- (a) Prior to collection the waste must be segregated into its various different waste types where such segregation is technically and economically feasible. Mixing of different types of hazardous waste or mixing of hazardous and non-hazardous waste shall be prohibited except if the chemical or physical stability of waste will be undermined or the process of recovery or disposal would be compromised.
- (b) Source separated waste shall not be mixed during collection.

2.15 Waste Oils

- (a) The collection permit holder may only accept the type of waste oil that they indicated on their application form.
- (b) Disposal of waste oils shall be by way of reprocessing and/or regeneration at a licensed waste oil recovery facility defined under condition (f).
- (c) The collector shall use suitable collection vehicles which meet the oil industry standard.
- (d) All loading, unloading and storage of waste oils shall take place within the designated areas of the depot, which shall be adequately bunded to ensure that any spillages that occur are retained and returned for reprocessing.
- (e) Waste oils shall be collected, handled, transported and stored in a manner so as to minimise the risks of contamination to all environmental media or endangerment to the general public and their health. All accidental spillages or discharges of waste oils that occur during the collection, transportation or storage shall be notified to the Local Authority in whose functional area the spillage or discharge has occurred and the **Cork County Council** in accordance with the Local Government (Water Pollution) Act 1977 and the Local Government (Water Pollution) (Amendment) Act, 1990.
- (f) All waste oils collected shall be transferred for processing and /or regeneration to either:
- (i) A licensed facility within the State. The proximity principle shall apply and waste should be directed to a facility reasonably close to the source of the waste oil.

OR

- (ii) A licensed recovery facility outside the State in accordance with Waste Management (Transfrontier Shipment of Waste) Regulations 1998.
- (g) All oily waters collected with the waste oil shall be transferred with the waste oil to the licensed waste oil recovery facility.
- (h) The permit holder shall not collect waste oils contaminated by polychlorinated biphenyl (PCB).
- (i) Where the waste oil collected is of a hazardous nature as defined in the European Waste Catalogue (EWC) codes then the permit holder is additionally subject to the special conditions relating to collection of hazardous waste.

2.16 Waste Tyres

All End-Of-Life-Tyres shall be classified as waste under European Waste Catalogue (EWC) Code 16 01 03, European Council Decision 2001/118/EC

- (a) All End-Of-Life-Tyres shall only be transported to a Licensed or Permitted facility in accordance with section 39(1) the Waste Management Act, 1996 and associated regulations.
- (b) Where the collector intends to recycle or reuse the End-Of-Life-Tyres and re designate from discarded waste to useful product, this re designation can only take place at a Licensed or Permitted facility. The collector shall therefore obtain the appropriate License or Permit. It is not permissible to collect waste and transfer direct to the end user as a product without first passing through a recycling facility.

2.17 Hazardous Waste

- (a) The collection permit holder should only be permitted to deliver hazardous waste facilities that have an appropriate licence or permit to accept that hazardous waste for disposal or recovery.
- (b) The collection permit holder should submit a written consent from each facility to which it is proposed to deliver hazardous waste, confirming that the facility will accept that hazardous waste from the permit holder.
- (c) The collection permit should take into account the relevant details of the ADR Regulations and Carriage of Dangerous Goods by road Regulations, 2001, S.I. No. 492 of 2001, as they apply to hazardous waste (e.g. waste segregation, emergency response/contact numbers etc.).
- (d) Collection permit holders should not be permitted to store hazardous waste at any location except in accordance with the requirements of a waste licence or permit, the ADR Regulations or the Carriage of Dangerous Goods by Road Regulations.
- (e) A European Waste Catalogue (EWC) code and waste description should be assigned to each hazardous waste collected, in accordance with the requirements of the Waste Management (Movement of Hazardous Waste) Regulations, 1998, S.I. No. 147 of 1998, and the C1 consignment notes issued under those Regulation.

- (f) The collection permit holder should keep in the collection vehicle a list of hazardous wastes which may or may not be accepted at specified licensed or permitted facilities. A back-up plan should be in place to deal with the event that a hazardous waste load is refused at a licensed or permitted facility.
- (g) In addition to the normal labelling requirements under relevant legislation (e.g. ADR, Carriage of Dangerous Goods by road Regulations etc.), all receptacles used for the collection of hazardous waste should be clearly identified as containing hazardous waste.
- (h) All collection permit holders should maintain records of all hazardous waste movements and should comply with the Waste Management (Movement of Hazardous Waste) Regulations, 1998, S.I. No. 147 of 1998, under which C1 consignment notes are issued, and with the Waste Management (Transfrontier Shipment of Waste) Regulations, 1998, S.I. No. 149 of 1998, which controls the export and import of waste.
- (i) Where hazardous waste is to be exported directly from a waste generator's premises, a transfrontier shipment of waste authorisation should be put in place prior to the movement taking place.
- (j) Where a collection permit holder proposes to lease, loan or borrow a vehicle for the collection of hazardous waste, a tracking system should be put in place to allow for easy identification of permitted vehicles.
- (k) The permit holder shall have in place at all the times appropriate insurance as respects any liability on his or her part of damages or costs on account of injury to person, property and the environment arising from the activities concerned.

2.18 Waste Fluorescent Tubes

- (a) The collection permit holder will only be permitted to deliver Fluorescent Tubes to facilities that have an appropriate license or permit to accept that Fluorescent Tubes for recovery or disposal.
- (b) The collection permit holder should submit a written consent from each facility to which it is proposed to deliver Fluorescent Tubes, confirming that the facility will accept the waste from the permit holder.
- (c) The collection permit should take into account the relevant details of the ADR Regulations and Carriage of Dangerous Goods by Roads Regulations, 2001, S.I.No.492 of 2001, as they apply to Fluorescent Tubes.
- (d) Fluorescent Tubes shall only be collected, handled, transported and stored in a manner so as to minimise the risks of contamination to all environmental media or endangerment to the general public and their health.
- (e) Collection permit holders are not permitted to store Fluorescent Tubes at any location except in accordance with the requirements of a waste license or permit, the ADR Regulations or the Carriage of Dangerous Goods by Road Regulations.
- (f) A European Waste Catalogue (EWC) code and waste description should be assigned to Fluorescent Tubes, in accordance with the requirements of the Waste

Management (Movement of Hazardous Waste) Regulations, 1998, S.I. 147 of 1998, and the C1 consignment notes issued under those regulations.

- (g) The waste collection permit holder should keep in the collection vehicle a list of Fluorescent Tubes which may or may not be accepted at a specified licensed or permitted facilities. A back up plan should be in place to deal with the event that a hazardous waste load is refused at a licensed or permitted facility.
- (h) In addition to the normal labelling requirements under relevant legislation (e.g. ADR, Carriage of Dangerous Goods by Road Regulations etc.), all receptacles used for the collection of Fluorescent Tubes should be clearly identified as containing hazardous waste.
- (i) All collection permit holders should maintain records of all Fluorescent Tubes movements and should comply with the Waste Management (Movement of Hazardous waste) Regulations, 1998, S.I. No. 147 of 1998, under which C1 consignment notes are issued, and with the Waste Management (Transfrontier Shipment of Waste) Regulations, 1998, S.I. No. 149 of 1998, which controls the export and import of waste.
- (j) Where Fluorescent Tubes are to be exported directly from a waste generators premises, a transfrontier shipment of waste authorisation should be in place prior to the movement taking place.
- (k) Where a collection permit holder proposes to lease, loan or borrow a vehicle for the collection of hazardous waste, a tracking system should be in place to allow for easy identification of permitted vehicles.
- (l) The permit holder shall have in place at all times appropriate insurance as respects any liability on his or her part damages or costs on account of injury to persons, property and the environment arising from the activities concerned.

3 Vehicles, Skips and Receptacles

- 3.1 All vehicles used by the permit holder for the collection and transportation of waste shall be fit for the purpose and maintained in accordance with the manufacturers recommendations
- 3.2 All vehicles shall have the name and contact telephone number(s) of the permit holder clearly displayed on the outside in letters a minimum of 40 mm tall, along with the Permit register number.

4 Notification and Record Keeping

- 4.1 The permit holder shall notify **Cork County Council** in relation to any conviction for an offence prescribed under article 19 of the Waste Management (Collection Permit) Regulations, 2001 or any requirement of an order under Sections 57 or 58 of the Waste Management Act, 1996, within fourteen days of such conviction or the imposition of such a requirement.
- 4.2 The permit holder shall notify the relevant local authority (i.e. the authority in whose area the incident occurs) as soon as practicable after the occurrence of any incident connected with the waste collection activity which caused or has the potential to cause environmental pollution or a threat to human health. The initial notification should be telephone/fax to the relevant local authority to be followed up by formal written notification. The permit holder shall include as part of the notification the date and time of the incident, details of the occurrence, and steps taken to avoid recurrence. A written record of the incident will also be sent to the **Cork County Council**.
- 4.3 The permit holder shall maintain records at the address of the principal place of business of the weight of each consignment of waste collected, its origin and destination, and from this maintain up-to-date monthly records of waste collected which shall include (quantity to be in tonnes):
- The quantity of commercial waste collected in each local authority area
 - The quantity of industrial waste (specify) collected in each local authority area
 - The quantity of waste delivered to each recovery facility used
 - The quantity of waste delivered to each disposal facility used
 - The quantity of waste delivered to each transfer facility used
 - The quantity of waste directly exported for recovery and its destination
 - The quantity of waste directly exported for disposal and its destination
 - Details of any waste consignment rejected by any facility, and its eventual disposal route
 - Details of commercial/industrial waste producers from whom waste was collected
- 4.4 The permit holder shall, not later than 28th February in each year furnish to **Cork County Council** summary information in relation to the nature and quantities (in tonnes) of wastes collected in the preceding calendar year or part thereof, as specified in condition 4.3. This information is to be provided in electronic format (Microsoft Excel or Access or in a format which can be readily imported into these applications).

- 4.5 The permit holder shall not compile information that is false or misleading, and will maintain the records in accordance with condition 4.3 for a period of three years.
- 4.6 The records maintained by the permit holder in accordance with condition 4.3 shall be made available for inspection by an authorised person of any of the relevant local authorities at the address of the principal place of business during normal office hours.
- 4.7 The permit holder shall keep and ensure that their employees keep in all vehicles in which waste is collected under this permit details of all waste collected in that vehicle for every day. Such details shall be updated every time a load is picked up or added to and shall include details of:
- (a) the driver or drivers of the vehicle,
 - (b) the source of the waste,
 - (c) the amount of the waste, and
 - (d) the destination of waste.

These details shall be made available to any authorised officer of **Cork County Council** or **Cork City Council** upon demand.

5 Charges and Financial Provisions

- 5.1 Costs incurred by **Cork County Council** in the ongoing monitoring of compliance with this collection permit including the costs of inspections, investigations and analyses of waste samples will be recovered periodically on foot of notices in writing to the permit holder.
- 5.2 The permit holder shall indemnify **Cork County Council** in respect of all claims (including costs) for any loss, injury or damage whatsoever, arising from, or related to, the activities of the permit holder.
- 5.3 The permit holder shall effect and maintain an adequate insurance policy or policies insuring the permit holder as respects any liability on the part of the permit holder to pay damages and/or costs arising from injury or damage to any person or property arising from, or related to, the activities of the permit holder.

For inspection purposes only.
Consent of copyright owner required for any other use.

- 5.4 The permit holder shall, by way of proving to the council that he/she has adequate insurance cover, submit a certificate signed by their Insurance Broker or Insurance Provider certifying that the permit holder has adequate insurance to cover potential liability arising out of the waste collection activities permitted by this permit. The certificate shall be in a format set out by **Cork County Council** and shall be returned to the Council within seven days of the date of this permit becoming valid.
- 5.5 The minimum acceptable level of indemnity is €6,400,000. for Public Liability Insurance and €3,800,000 for third party property damage on Motor Insurance and €12,800,000 for Employers Liability.

For inspection purposes only.
Consent of copyright owner required for any other use.

Waste Management (Collection Permit) Regulations, 2001

WASTE COLLECTION PERMIT

Permit Register Reference Number WCP/WW/40/02A

Wicklow County Council being a nominated authority under Section 34(1)(a) of the Waste Management Act, 1996 (as amended), hereby grants a Waste Collection Permit to:

Atlas Environmental Ireland Ltd. herein after called the Permit Holder

of Clonminam Industrial Estate, Portlaoise, Co. Laois.

subject to the attached schedule of conditions.

The Permit Holder is authorised by this permit to collect specified waste type(s) in the following local authority areas:

County Wicklow

The permit holder may appeal the conditions attached to this permit, in accordance with Section 34(9)(a) of the Waste Management Act, 1996, to the Judge of the Wicklow District Court, being the District Court district in which the principal office of Wicklow County Council is situated, within one month of the date of this permit.

REASON FOR THE DECISION

Wicklow County Council is satisfied, on the basis of the information available, that subject to compliance with the conditions of this permit the activity will not cause environmental pollution and the grant of this permit is in accordance with the provisions of the Waste Management Plan for County Wicklow and the National Hazardous Waste Management Plan.

In reaching this decision, Wicklow County Council has considered the application and supporting documentation received from the applicant, and all submissions received from other parties.

INTERPRETATION

Act	The Waste Management Act, 1996, as amended.
Activity	A waste collection activity for the purposes of Section 34(1)(a) of the Act.
Agency	The Environmental Protection Agency (EPA) established under Section 19 of the Environmental Agency Act, 1992.
Collection	The gathering, sorting or mixing of waste for the purpose of its being transported, and includes the transport of waste and the acceptance of control of waste.
Commercial Waste	Waste from premises used wholly or mainly for the purposes of a trade or business or for the purposes of sport, recreation, education or entertainment but does not include household, agricultural or industrial waste.
Construction and Demolition Waste	All waste that arises from construction, renovation and demolition activities, including all wastes mentioned in Chapter 17 of the European Waste Catalogue.
Disposal	Includes any of the activities specified in the Third Schedule of the Waste Management Act.
End-of-Life Vehicles	A vehicle which is waste within the meaning of Article 1(a) of Directive 75/442/EEC on Waste.
Environmental Pollution	The holding, transport, recovery or disposal of waste in a manner which would, to a significant extent, endanger human health or harm the environment, and in particular — (a) create a risk to waters, the atmosphere, land, soil, plants or animals, (b) create a nuisance through noise, odours or litter, or (c) adversely affect the countryside or places of special interest;
European Waste Catalogue	A list of wastes (including the Hazardous Waste List) established, pursuant to Council directive 75/442/EEC on Waste, by Commission Decision 94/3/EC and which has been replaced since 1 st January 2002 by Commission Decision 2000/532/EC (as amended by Commission Decisions 2001/118/EC and 2001/119/EC).

Further Information	Information and particulars received pursuant to a notice under article 9(1) of the Waste Management (Collection Permit) Regulations, 2001 (S.I. No. 402 of 2001).
Green Waste	Vegetable waste from gardens and parks, tree cuttings, branches, grass, leaves (with the exception of street sweepings), sawdust, wood chips and other wood waste not treated with heavy metals or organic compounds.
Hazardous Waste	As defined in Section 4(2)(a) of the Act.
Household Waste	Waste produced within the curtilage of a building or self-contained part of a building used for living accommodation.
Industrial Waste	Waste produced or arising from manufacturing or industrial activities or processes.
Maintain	Keep in a fit state, including such regular inspection, servicing and repair as may be necessary to adequately perform its function.
Mechanically Propelled Vehicle	A vehicle intended or adapted for propulsion by mechanical means.
Municipal Waste	Household waste as well as commercial and other waste which, because of its nature and composition, is similar to household waste.
Recovery	Any activity carried on for the purposes of reclaiming, recycling or re-using, in whole or in part, the waste and any activities related to such reclamation, recycling or re-use, including any of the activities specified in the Fourth Schedule of the Waste Management Act.
Skip	A container used for the storage or removal of builder's materials, rubble, waste, rubbish or other materials and which is designed to be transported by means of a mechanically propelled vehicle.
Source Separation	Taking steps in a systematic manner for the purpose of separating specified waste types from other waste materials and the holding of such waste so separated prior to its collection, recovery or disposal.
Treatment of Waste	Includes any thermal, physical, chemical or biological processes that change the characteristics of waste in order to reduce its volume or hazardous nature or facilitate its handling, disposal or recovery.

Waste	Any substance or object belonging to a category of waste specified in the First Schedule of the Waste Management Act or for the time being included in the European Waste Catalogue (EWC) which is discarded or otherwise dealt with as if it were waste.
Waste Collection Permit	A permit issued by a local authority in accordance with the Waste Management (Collection Permit) Regulations, 2001 (S.I. No. 402 of 2001).
Waste Licence	A licence issued by the Environmental Protection Agency for a waste facility in accordance with the Waste Management Act.
Waste Permit	A permit issued by a local authority for a waste facility in accordance with the Waste Management Act.

*For inspection purposes only.
Consent of copyright owner required for any other use.*

CONDITIONS

1. SCOPE OF PERMIT.

- 1.1 The Permit Holder may collect the wastes specified in condition 1.2 in the local authority area of County Wicklow.
- 1.2 The Permit Holder may only collect waste described in the application for the waste collection permit, as amended, provided that it is one of the following waste types, unless otherwise agreed in writing in advance with Wicklow County Council, subject to the general conditions of this permit and the conditions for specific waste types contained in Appendix I to this permit:

Hazardous Oil

- 1.3 The vehicles used for Waste Collection shall be those described in the application. The permit Holder shall notify Wicklow County Council in writing of any change in vehicle within four weeks of any such change arising.
- 1.4 The conditions of this permit are based upon the information provided by the applicant during the application process. The Permit Holder shall notify Wicklow County Council in writing of any changes in the information furnished within four weeks of any such change arising. The Council shall determine if the change is material or not and if a review of the permit is required or not.
- 1.5 Wicklow County Council may at any time review, and subsequently amend the conditions of, or revoke this permit. Wicklow County Council shall review this permit at least once in each period of two years after the date on which the permit was granted or last reviewed, as the case may be.
- 1.6 This permit and any condition imposed therein shall not relieve the Permit Holder of his statutory obligations under any other enactment whatsoever.
- 1.7 This permit is non-transferable.

2. MANAGEMENT OF THE WASTE COLLECTION ACTIVITY.

- 2.1 The Permit Holder shall ensure that where waste collected under this permit is transferred to a facility for the purpose of a recovery or disposal activity in respect of which section 39(1) of the Waste Management Act, 1996 applies-
- (i) there is in force a waste licence or a waste permit in relation to the carrying on of the activity concerned at that facility, or
 - (ii) an application for such licence or permit has been made to, and is under consideration by, the Agency or relevant local authority and the activity concerned may be lawfully carried on pending a decision in relation to the said application.
- 2.2 The Permit Holder shall transport waste to the licensed or permitted facilities outlined in the original application for the waste collection permit, as amended, and to no other facilities except in accordance with condition 2.3 and 2.4 below.
- 2.3 If the Permit Holder proposes to use disposal or recovery facilities other than those permitted or licensed facilities indicated in the original application for the waste collection permit, as amended, the Permit Holder shall, a minimum of two weeks prior to use of these facilities, submit the following details in writing for the written agreement of Wicklow County Council:
- a) Origin of waste material.
 - b) Description of waste (including EWC code).
 - c) Location, ownership details, and contact number of the disposal or recovery facility.
 - d) Waste permit or license details of the disposal or recovery facility.
- 2.4 The Permit Holder shall take all reasonable steps to ensure that recoverable and recyclable wastes are properly segregated and to increase the utilisation of available recycling and recovery outlets for such wastes. Efforts in this regard shall be an important consideration in the context of a review of this permit.
- 2.5 The Permit Holder shall carry or cause to be carried a copy of this permit at all times, on each vehicle used for the collection of waste.
- 2.6 The Permit Holder shall not export waste from the State unless such export is fully in compliance with the requirements of Council Regulations (EEC) No. 259/93 of 1 February, 1993 on the Supervision and Control of Shipments of Waste within, into and out of the European Community.
- 2.7 The Permit Holder shall be familiar with the requirements placed on holders of household or commercial waste arising from any bye-laws made under section 35 of the Waste Management Act, 1996 by the local authorities in whose area the collection activity is being carried out, and shall keep a copy of all such bye-laws at the address of the principal place of business.

- 2.8 Where bye-laws referred to in condition 2.6 have been made by one or more of the relevant local authorities, the Permit Holder shall not collect waste from holders unless it has been presented in accordance with the requirements of the bye-laws in force in a particular local authority area.
- 2.9 The Permit Holder shall identify all hazards associated with the waste being collected, and shall be familiar with best practice regarding its safe movement and handling and shall adopt all necessary, reasonable and practicable safety measures accordingly.
- 2.10 The Permit Holder shall submit as part of the first Annual Environmental Report (AER) a documented Emergency Response Procedure, which shall address any emergency situation that may arise. This procedure shall include for an emergency response unit, replacement vehicles, clean-up equipment, etc in order to minimise the effects of the emergency on the environment.
- 2.11 The Permit Holder shall ensure that all operatives employed in the waste collection activity are familiar with the conditions of this permit.
- 2.12 Any spillage of waste, which occurs in the course of the collection operation, shall be cleaned up immediately.
- 2.13 The Permit Holder shall develop a docket system for recording waste collection. The individually numbered collection dockets shall as a minimum contain the following details:
- a) Date, quantity and time of waste collection;
 - b) Origin of the waste collected;
 - c) Shall be signed by the producer of the waste, or his representative (except in the case of bag or wheeled bin household waste collection);
 - d) Description of the waste collected (including EWC code for commercial, industrial or hazardous waste);
 - e) Destination of the waste collected;
 - f) Shall be signed by the receiver of the waste;
 - g) The docket shall be available for inspection in the vehicle until control of the waste has been handed over to the operator of the permitted or licensed facility. After that time, the dockets shall be retained at the principal office of the waste collector for a period of three years.

3. VEHICLES, SKIPS AND RECEPTACLES.

- 3.1 All vehicles used by the Permit Holder for the collection and transportation of waste, shall be fit for purpose and maintained in accordance with the manufacturers' recommendations.
- 3.2 Each skip, tanker or container used for the collection of waste shall be marked on at least two sides with the following information in clearly legible indelible lettering at least 125 millimetres high:
- (a) Name of the Permit Holder;
 - (b) Telephone number of the Permit Holder;
 - (c) A unique identification number for the skip, tanker or container.

- 3.3 All vehicles shall be washed down as required should vehicles be subject to gross soiling and in appropriate manner and at an appropriate facility so as not to cause environmental pollution.

4. NOTIFICATION AND RECORD KEEPING.

- 4.1 The Permit Holder shall notify Wicklow County Council in relation to any conviction for an offence prescribed under article 19 of the Waste Management (Collection Permit) Regulations, 2001 or any requirement of an order under sections 57 or 58 of the Waste Management Act, 1996, within fourteen days of such conviction or the imposition of such a requirement.
- 4.2 The Permit Holder shall notify Wicklow County Council as soon as practicable after the occurrence of any incident connected with the waste collection activity which caused or has the potential to cause environmental pollution or a threat to human health. The Permit Holder shall include as part of the notification the date and time of the incident, details of the incident, and steps taken to avoid a recurrence. A written record of the incident shall also be sent to Wicklow County Council.
- 4.3 The Permit Holder shall maintain records at the address of the principal place of business of the quantity (tonnes or litres) of each consignment of waste collected, its quantity, origin and destination, and from this information shall maintain up-to-date monthly records of waste collected which shall include:
- a) The quantity of waste collected in each local authority area, categorised as household, commercial or industrial waste;
 - b) The quantity of waste delivered to each recovery facility used.
 - c) The quantity of waste delivered to each disposal facility used.
 - d) The quantity of waste delivered to each transfer facility used.
 - e) The quantity of waste directly exported for recovery and its destination.
 - f) The quantity of waste directly exported for disposal and its destination.
 - g) Details of any waste consignment rejected by any facility, and its eventual disposal route.
 - h) Details of commercial or industrial waste producers from whom waste was collected.
- 4.4 The records maintained by the Permit Holder in accordance with condition 4.3 shall be made available for inspection by an authorised person of any of the relevant local authorities at the address of the principal place of business of the Permit Holder during normal office hours.

- 4.5 The Permit Holder shall, not later than 28th February in each year furnish to Wicklow County Council summary information in relation to the waste collection activities of the Permit Holder in the preceding calendar year or part thereof. This information, known as the **Annual Environmental Report (AER)**, shall be provided in electronic format (e.g. Microsoft Excel or Access) or in a format which can be readily imported into these applications. The AER shall contain the following information:
- a) The reporting period;
 - b) Quantity (tonnes or litres) and type (using the relevant EWC codes) of waste collected, disposed of, and recovered during the reporting period;
 - c) Details of all areas where the Permit Holder carried out waste collection;
 - d) Details of any waste (quantity and type) rejected by any disposal or recovery facility, and the alternative disposal or recovery facility used;
 - e) Details of commercial and industrial waste producers from whom waste was collected, including the quantities, composition and final destination of disposal or recovery;
 - f) Number of household customers in the case of household collectors
 - g) Summary of all waste facilities used by the Permit Holder and the relevant license or permit number;
 - h) Details of any new vehicles used by the Permit Holder;
 - i) Summary of the number of skips, tanks or containers (excluding household wheeled bins in the case of household collectors) including the volume of each;
 - j) Having regard to the requirement of Condition 1.6, a summary of any changes in ownership, director(s), company name(s), partners, or principal place of business;
 - k) Proposals for changes in collection systems (kerbside, pay-by-weight, etc), to be introduced to meet any specified recycling or recovery targets;
 - l) Any incidents that have occurred and complaints received;
 - m) Evidence of renewal of insurances and that insurance has been inspected and certified the policy to be appropriate and adequate;
 - n) Summary of collection charges;
 - o) Any other items specified by the Wicklow County Council;
 - p) Information on any offence (prescribed under article 19), the nature of the offence and any penalty or requirement imposed by the court;
 - q) Information in relation to the terms of any requirement imposed on the applicant by order of a court under sections 57 or 58 of the Waste Management Act.

5. CHARGES AND FINANCIAL PROVISIONS

- 5.1 The Permit Holder shall pay to Wicklow County Council the costs incurred by the Council in the ongoing monitoring of compliance with the conditions of the permit including the costs of inspections, investigations and analyses of waste samples. Costs payable shall be advised to the Permit Holder periodically on foot of notices in writing to the Permit Holder.
- 5.2 The Permit Holder shall effect and maintain a policy of insurance in respect of vehicles used for the purposes of, and liabilities arising from, the waste collection activity, including employer's liability and public liability as relevant. Evidence must be submitted within 3 months from the date of grant of this Waste Collection Permit that the Conditions of the Permit are covered and the policy is adequate and appropriate.

Waste Permit is dated this 28th day of August, 2002.

Signed:



**A/DIRECTOR OF SERVICES
ENVIRONMENTAL SERVICES SECTION**

Consent of copyholder required for any other use.

APPENDIX I

CONDITIONS FOR SPECIFIC WASTE TYPES.

A. INDUSTRIAL WASTE

1. Source separated waste shall not be mixed during collection.
2. The Permit Holder shall not collect materials containing hazardous waste, unless specifically permitted in accordance with Condition 1.2. Where source segregation has not taken place, each waste load collected shall be treated as hazardous waste.

D. WASTE OILS

1. All loading, unloading and storage of waste oils shall take place within the designated areas of any facilities, which shall be adequately bunded to ensure that any spillages that occur are retained and returned for reprocessing.
2. Waste oils shall be collected, handled, transported and stored in a manner so as to minimise the risks of contamination to all environmental media or endangerment to the general public and their health in accordance with Council Directive 75/439/EEC as amended by Council Directive 87/101/EEC.
3. All oily waters collected with the waste oil shall be transferred with the waste oil to the licensed or permitted waste oil recovery facility.
4. The Permit Holder shall not collect waste oils contaminated by polychlorinated biphenyl (PCB). Collectors must not mix waste oils with PCBs and PCTs nor with toxic and dangerous waste within the meaning of Directive 78/319/EEC.

5. Where waste oil collected by the Permit Holder is of a hazardous nature as defined in the European Waste Catalogue (EWC), the Permit Holder shall adhere to the special conditions relating to collection of hazardous waste.

F. HAZARDOUS WASTE

Reminder: *Commission Regulation (EC) No. 2557/2001 amends Annex V of the Council Regulation (EEC) No. 259/93. This amendment to the regulation is required to maintain consistency between Article V and the latest version of the hazardous waste list included in Commission Decision 2000/532/EC, as amended. In that regard, parts of both white/brown goods may be termed hazardous while others could be deemed recyclable.*

1. The Permit Holder shall have regard to the relevant provisions of the ADR Regulations and Carriage of Dangerous Goods by Roads Regulations, 2001 (S.I. No. 492 of 2001), as they apply to hazardous waste (e.g. waste segregation, emergency response/contact numbers etc). The Permit Holder shall not mix different categories of hazardous waste or mix hazardous waste with non-hazardous waste.
2. A European Waste Catalogue (EWC) code and waste description shall be assigned to each hazardous waste consignment collected, in accordance with the requirements of the Waste Management (Movement of Hazardous Waste) Regulations, 1998 (S.I. No. 147 of 1998).
3. The Permit Holder shall keep in the collection vehicle a list of hazardous wastes that may be accepted at specified licensed or permitted facilities. A back up plan shall be in place to deal with the event that a hazardous waste load is refused at a licensed or permitted facility. Details of this plan shall be included in the Annual Environmental Report required in accordance with condition 4.5.
4. In addition to the normal labelling requirements under relevant legislation (e.g. ADR, Carriage of Dangerous Goods by Road Regulations etc.), all receptacles used for the collection of hazardous waste shall be clearly identified as containing hazardous waste.
5. The Permit Holders shall maintain records of all hazardous waste movements and should comply with the Waste Management (Movement of Hazardous waste) Regulations, 1998 (S.I. No. 147 of 1998) and with the Waste Management (Transfrontier Shipment of Waste) Regulations, 1998 (S.I. No. 149 of 1998).
6. Where the Permit Holder collects waste containing asbestos fibres or dust care must be taken to ensure that the waste is treated and packaged so as to prevent the release of asbestos particles into the environment in accordance with Council Directive 87/217/EEC.

APPENDIX II

VEHICLES PERMITTED FOR WASTE COLLECTION.

Registration No.	Vehicle Type	Volume (m ³)	Trailers	Volume (m ³)
99LS1224	VOLVO FLC4.0	NA	AL77 SLUDGER	20
99LS2575	VOLVO FLG.13	NA	AL388 TRAILER	26
95LS1526	ERF EC10:30	11	AL407 TRAILER	26
97LS2122	ERF EC11 RD3	11	AL410 TRAILER	29
99LS2432	ERF EC11 RD3	11	AL455 TRAILER	30
01LS2610	ERF ECS11.30 RD3	13	AL469 TRAILER	28
97LS1791	ERF EC11 RD4	22	AJ5732 TRAILER	30
99LS2232	ERF EC11 RD3	18		
95LS1929	ERF	12.5		
95D45541	ERF	13.5		
89LS2089	SCANIA	NA		
00LS3434	MERCEDES	NA		
01LS2572	CANTER	NA		
95LS561	SCANIA	12.5		
99LS2725	TOYOTA DYNA	NA		
00LS3089	FORD TRANSIT	NA		
00LS898	CITROEN	NA		