

Waste Management (Collection Permit) Regulations 2001

WASTE COLLECTION PERMIT

Permit Register Reference No. CW030

Mayo County Council being the nominated authority under Section 34(1)(aa) of the Waste Management Act 1996 (as amended), hereby grants a Waste Collection Permit by Manager's Order Ref. No. S/E 196/2002 to:

Atlas Environmental Ireland Ltd., hereinafter called the Permit Holder

of

Clonminam Industrial Estate, Portaoise, 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 only:

Galway County Council
Galway City Council
Leitrim County Council
Mayo County Council
Roscommon County Council
Sligo County Council

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.
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 (EWC) which is discarded or otherwise dealt with as if it were waste.
Waste Licence	A licence for the purpose of Section 39 (1) of the Act
Waste Permit	A waste permit issued in accordance with the Waste Management (Permit) Regulations, 1998 (S.I. No 165 of 1998)

Consent of copyholder required for any reuse
For internal purposes only

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 carry or cause to be carried a 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 on the supervision and control of shipments of waste within, into and out of the European Community.
- 2.4 The permit holder shall identify all hazards associated with the wastes being collected, and shall be familiar with best practices regarding its safe movement and handling and shall adopt all necessary, reasonable and practicable safety measures accordingly.
- 2.5 The permit holder shall ensure that all operatives employed 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.
- 2.6 The permit holder shall within six weeks of the issue of this permit submit to Mayo County Council 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.
- 2.7 Atmospheric Emissions
- 2.7.1 All consignments of waste being transported by skips lorries trucks and tippers to be covered during transit.
 - 2.7.2 All vehicles used for transporting waste to be washed down on a weekly basis or more frequently if the vehicle is subject to gross soiling.
 - 2.7.3 All other practicable precautions shall be taken to prevent nuisance.

- 2.19 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.
- 2.20 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.
- 2.21 All oily waters collected with the waste oil shall be transferred with the waste oil to the licensed or permitted waste oil recovery facility.
- 2.22 The permit holder shall not collect waste oils contaminated by polychlorinated biphenyl (PCB).
- 2.23 The permit holder shall ensure that he is aware of the makeup of the oils to be collected prior to collection. A procedure setting out how this is carried out shall be submitted to Mayo County Council, as part of condition 2.16

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 used shall be of such design as to contain all liquid residues from the wastes collected and these residues shall be disposed of in an appropriate manner.
- 3.3 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 70 mm tall, along with the Permit register number. Where the collector uses a vehicle which collects waste in areas subject to several different permitting authorities it shall suffice for the permit holder to only place one permit register number on the vehicle. The particular permit register number chosen from the permitted area where the waste collector carries out the most work with that vehicle.
- 3.4 Each skip/tanker/container which is used for the purpose of the activity to which the permit relates 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) address of principal place of business.
 - (c) telephone number.
 - (d) waste collection permit number, or, where provided for in bye-laws made under Section 72 of the Roads Act, 1993, the licence number of the waste operator. Where the waste collector uses a tanker/container

- 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 the permitting authority summary information in relation to the nature and quantities (in tonnes) of wastes collected in the preceding calendar year or part thereof, in the form of an annual environmental report as set out in **Appendix A**. 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.

5 CHARGES AND FINANCIAL PROVISIONS

- 5.1 Costs incurred by Mayo 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 have in place at all times appropriate insurance as respects any liability on his or her part for damages or costs on account of injury to person, property and the environment arising from the activities concerned.

Signed this date:

3rd May 02

Signed on behalf of Mayo County Council:

G. Costello
COUNTY SECRETARY.

APPEAL PROCEDURE

An applicant for, or the holder of, a Waste Collection Permit may, within one month of the date of this Notice under subsection (8), appeal against the decision of the Local Authority concerned to the Judge of the District Court for the District Court District in which the Principal Office of the Local Authority is situated.

PUBLIC INSPECTION

A copy of the Permit will be available for inspection or purchase at the Principal Office of the Local Authority or Local Authorities specified in Condition 1.1 of this Permit.

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Comhairle
Chondae
Chill Dara
Naomh Mhuire
An Nás



Kildare
County
Council
St. Mary's
Naas

E-mail: secretar@kildarecoco.ie
Main Switch
Phone: (045) 873800
Fax: (045) 876875

This matter is being dealt with by:

Date:

Your Ref:

Our Ref:

15 OCT 2002

WASTE MANAGEMENT ACT 1996
and
WASTE MANAGEMENT (COLLECTION PERMIT) REGULATIONS 2001

Waste Collection Permit Register Number: WCP/KE/41/02b


Applicant:

Atlas Environmental Ireland Ltd/
Atlas Ireland
Clonminam Ind Est
Portlaoise
Co Laois

In pursuance of the powers conferred on it by the Waste Management Act 1996 and the Waste Management (Collection Permit) Regulations 2001, Kildare County Council hereby notifies you that a waste collection permit has been granted to you to collect

Waste types as specified in the application form only

in the functional area of Kildare County Council subject to the conditions as set out in the collection permit.


A.C. Talbot
Acting Secretary

11.10.2002
Date of Issue

NOTE

The permit holder may appeal the decision to grant this permit, in accordance with Section 34(9)(a) of the Waste Management Act, 1996, to the Judge of the Naas District Court, being the District Court in which the principal office of Kildare County Council is situate, within one month of the date of this notice.

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 Protection 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.

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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 Kildare.
- 1.2 The permit holder may collect the waste types as specified in the application only, unless otherwise agreed in writing in advance with Kildare County Council, subject to the general conditions of this permit and the conditions for specific waste types contained in Appendix A and B of this permit.
- 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 Kildare 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.
- 1.4 ~~Kildare County Council may at any time review, and subsequently amend the conditions of, or revoke this permit. Kildare 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.~~
- 1.5 This permit and any condition imposed therein shall not relieve the permit holder of his statutory obligations under any other enactment whatsoever.
- 1.6 This permit is non-transferable.

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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 application for the waste collection permit, and to no other facilities whatsoever, subject to condition 2.3 below.
- 2.3 If the permit holder proposes to use disposal or recovery facilities other than those permitted or licensed facilities indicated in the 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 Kildare County Council:
- a) Origin of waste material.
 - b) Description of waste (including EWC code).
 - c) Location, ownership details, and contact number of the disposal facility.
 - d) Waste permit or license details of the disposal facility.
- 2.4 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.
- 2.5 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.
- 2.6 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.
- 2.7 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.
- 2.8 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.

- 2.9 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.
- 2.10 The permit holder shall ensure that all operatives employed in the waste collection activity are familiar with the conditions of this permit.
- 2.11 Any spillage of waste, which occurs in the course of the collection operation, shall be cleaned up immediately.
- 2.12 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 and time of waste collection;
 - b) Origin and quantity of the waste collected;
 - c) Signature of the producer of the waste, or his representative (except in the case of bag or wheeled bin domestic waste collection);
 - d) Description of the waste collected (including EWC code for commercial, industrial or hazardous waste);
 - e) Destination of the waste collected;
 - f) Signature of the receiver of the waste.

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.

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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 that purpose and maintained in accordance with the manufacturers' recommendations.

3.2 All vehicles used for transporting waste shall be washed down as required in an appropriate manner and at an appropriate facility such as not to result in environmental pollution if the vehicle is subject to gross soiling.

3.3 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.

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4. NOTIFICATION AND RECORD KEEPING.

- 4.1 The permit holder shall notify Kildare 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 Kildare County Council immediately 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 Kildare 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 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 Kildare 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 domestic customers in the case of domestic refuse 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 domestic wheeled bins in the case of domestic waste collectors) including the volume of each;
- j) Summary of any changes in ownership, director(s), company name(s), partners, or principal place of business, having regard to the requirements of condition 1.6.
- 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 written confirmation from the insurance company that the permit holder has adequate and appropriate insurance;
- n) Summary of collection charges;
- o) Any other items specified by Kildare 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.

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5. CHARGES AND FINANCIAL PROVISIONS

- 5.1 The permit holder shall pay to Kildare County Council, as the case may be, the costs incurred by the Council in the ongoing monitoring of compliance with the conditions of the permit, including the cost 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 an appropriate and adequate 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.
- 5.3 Within three (3) months of the date of issue of this permit, the permit holder shall submit written confirmation from his insurance company that the permit holder has adequate and appropriate insurances in order to carry on his waste collection activities in accordance with the terms and conditions of this permit.

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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 shall 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).
1. The permit holder shall use designated vehicles for the collection and transport of hazardous waste. The vehicles shall be decontaminated if they are to be used for the collection of any other waste types.

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APPENDIX

CONDITIONS FOR SPECIFIC WASTE TYPES.

A. 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.
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).
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.

B. 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).
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).

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