

*Extract from the Minutes of the 850<sup>th</sup> Licensing Meeting of the Agency was held on 14 June 2016, in the EPA Headquarters, Johnstown Castle Estate, County Wexford*

1. The 850<sup>th</sup> Licensing Meeting of the Agency was held on 14 June 2016, in the EPA Headquarters, Johnstown Castle Estate, Wexford.

Directors Present: D Lynott (Chair);  
G O’Leary, M Crowe, M Ó Cinnéide, & M Lehane.

3. **Recommended Decision on an Application for a Waste Licence**

*Licensee:* **Mallow Contracts Limited  
Lissard & Ballyhilloge  
Mourneabbey  
County Cork**

*Register of Licence No:* **W0266-01**

The Directors considered a recommendation from the Office of Environmental Sustainability that the Agency approve the Recommended Decision to grant a Waste Licence. The following documentation was submitted: Recommended Decision, three Third-party submissions and the Report of the Inspector dated 9 June 2016.

A copy of the licence application was available electronically.

Ewa Babiarczyk gave a verbal presentation.

### **Inspector’s Report**

The Directors noted the Inspector’s Report.

### **Recommended Decision**

#### ***Glossary***

Insert a definition for topsoil to read as follows: ‘Topsoil: Soil that will support vegetation growth and has a low stone content, organic matter greater than 1% by dry weight, pH 5 to 8 and low silt/clay content.’

#### ***Condition***

**6.17.5** Delete ‘*according to a schedule to be directed by the Agency*’ from the end of the sentence.

**6.17.6** Delete ‘*according to a schedule to be agreed or directed by the Agency*’ from the sentence to read as follows: ‘The licensee shall implement the following: ... ..?’

**6.18.4** Delete ‘*according to a schedule to be directed by the Agency*’ from the end of the sentence.

**6.18.5** Delete ‘*according to a schedule to be agreed or directed by the Agency*’ from the sentence to read as follows: ‘The licensee shall implement the following: ... ..?’

**7** Amend the condition to read as follows: ‘There are no *specific* conditions in this licence under Condition 7.’

- 11.9(i)** Amend the condition to read as follows: ‘the tonnages and LoW Code, *where relevant*, for the materials imported *on-site* and/or waste sent off-site for disposal/recovery;’.
- 11.9(ii)** Amend the condition to read as follows: ‘the names of the agent and carrier *of the material or waste*, and their waste collection permit details, if required (to include issuing authority and vehicle registration number);’.
- 11.9(vii)** Delete the condition and re-number the condition numbers (viii), (ix) and (x) to (vii), (viii) and (ix) respectively.
- 11.9(ix)** Amend the condition to read as follows: ‘the tonnage of LoW Code, *where relevant, for the materials used and waste recovered on-site*; and’.
- 11.10** Amend the condition to read as follows: ‘The licensee shall maintain a written record for each load of *topsoil* arriving at the facility *or waste leaving the facility*. The licensee shall record the following:’.
- 11.10(vi)** Amend the condition to read as follows: ‘the name of the producer(s)/collector(s) of the *topsoil or waste* as appropriate;’.
- 11.10(vii)** Amend the condition to read as follows: ‘the *location or name* of the waste facility (if appropriate) from which the load originated including the waste licence or waste permit register number;’.
- 11.10(viii)** Amend the condition to read as follows: ‘the type, source and origin of the *topsoil or waste*;’.
- 11.10(ix)** Amend the condition to read as follows: ‘the type of process producing the *topsoil or waste*;’.
- 11.10(x)** Amend the condition to read as follows: ‘a description of the *topsoil or waste* including physical form, colour and odour;’.
- 11.10(xi)** Amend the condition to read as follows: ‘the quantity of the *topsoil or waste*, recorded in tonnes;’.
- 11.10(xii)** Amend the condition to read as follows: ‘the classification and LoW coding of waste;’.
- 12** Insert new conditions to read as follows:

‘12.2 *Environmental Liabilities*

12.2.1 *Within three months of date of grant of this licence, the licensee shall, to the satisfaction of the Agency, make financial provision to cover any liabilities associated with the operation (including closure, restoration and aftercare). The amount of indemnity held shall be reviewed and revised as necessary, but at least annually.*

12.2.2 *The licensee shall revise the cost of closure, restoration and aftercare annually and any adjustments shall be reflected in the financial provision made under Condition 12.2.1.*

12.2.3 *The licensee shall have regard to the Environmental Protection Agency’s Guidance on Assessing and Costing Environmental Liabilities (2014) and, as appropriate, Guidance on Financial Provision for Environmental Liabilities (2015) when implementing Conditions 12.2.1 and 12.2.2 above.’.*

Following discussion, the Directors decided to grant a licence, as modified, to Mallow Contracts Limited for their facility at Lissard and Ballyhilloge, Mourneabbey, County

Cork, Register of Licence No W0266-01, subject to the conditions as set out in the licence.