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to the Director by the Senior Inspector,
Patrick Geoghegan
Signed: *Patrick Geoghegan* Date: 15/07/2016



OFFICE OF ENVIRONMENTAL SUSTAINABILITY

Environmental Licensing Programme Memorandum

TO:	Dara Lynott
FROM:	Marie Fay
DATE:	15th July 2016
C.C.:	PATRICK GEOGHEGAN
RE:	Technical Amendments to Industrial Emission (IE) Licences to incorporate Environmental Liability Risk Assessment (ELRA)/Closure Restoration and Aftercare Management Plan (CRAMP)/Financial Provisions (FP) Conditions

Background

The Agency has identified three (3) priority installations whose licences do not contain adequate requirements for environmental liability assessment and/or financial provision for measures to protect the environment.

The three installations are:

- 1.) P0060-01 Arch Chemicals BV – Granted 30th August 1996
- 2.) P0567-02 Nypro Limited – Granted 2nd November 2004
- 3.) W0003-03 Ballymount Bailing Station – Granted 4th June 2003

The technical measures required in the existing licences need to be up-dated in accordance with the current techniques pertaining to ELRA/CRAMP and FP in order to facilitate the proper operation and control of the individual activity. The Office of Environmental Enforcement (OEE) have been consulted in relation to the amendments proposed.

The 3rd installation, W0003-03, has also been identified as requiring the insertion of Fire Risk Assessment and Waste Storage Plan Conditions in order to bring the licence in line with the Agency's current *modus operandi* for addressing fire risks. In December 2013 the EPA published "*Guidance on Fire Safety at Non-Hazardous Waste Transfer Stations*" in response to concerns about outbreaks of fire at several waste transfer stations (WTS). Substantial work was progressed in the area of fire safety and prevention at waste transfer stations by the OEE in 2015 through liaison with the National Directorate of Fire and Emergency Management.

The Office of Environmental Sustainability (OES) has begun to routinely add conditions to waste sector licences to deal with fire risk e.g. Fire Risk Assessment (FRA) and Waste Storage Plans (WSP). Engagement with OEE has occurred in this regard.

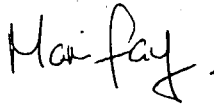
The Environmental Licensing Programme has been in communication (in writing) with the above companies in Q2, 2016 advising them of the Agency's intention to amend their licences. One telephone response query was received. This query was from Nypro's environmental officer, Cecil Black who indicated that they were considering seeking to surrender the licence. However further collaboration between ELP and OEE indicated that Monitored Natural Attenuation (MNA) is in place on-site and that a Closure, Restoration and Aftercare Management Plan and associated financial provision is still required to address environmental liabilities.

Appropriate Assessment

A screening was undertaken and it was determined that an Appropriate Assessment of the activity was not required. This determination is based on the fact that the technical amendment is adding more stringent conditions to the licence resulting in greater licence controls and thus further ensuring that the activity will not have a significant effect on any European Site.

Recommendation

I recommend that the licence amendments, as outlined in the attached Technical Amendment documents, be approved.



Marie Fay
Inspector, ELP