


*This Report has been cleared for submission to the Board by Programme Manager, David Flynn*

Signed: *Gráinne Oglesby* Date: 8<sup>th</sup> June 2018

	<b>OFFICE OF ENVIRONMENTAL SUSTAINABILITY</b>
<b>ENVIRONMENTAL LICENSING PROGRAMME MEMORANDUM</b>	
<b>TO:</b>	Éimear Cotter
<b>FROM:</b>	Gráinne Oglesby
<b>DATE:</b>	8 <sup>th</sup> June 2018
<b>RE:</b>	Request for the Transfer of Licence Reg No W0140-04, from Nurendale to Starrus Eco Holdings Limited, CRO No 527552.

## Background

Licence Reg No W0140-04 was granted to Nurendale on the 08/09/2016. A Transfer Application was received on 09/03/2018 from Nurendale and Starrus Eco Holdings Limited. According to the applicants the basis for the transfer application is that Nurendale acquired Starrus Eco Holdings Limited, and as part of an overall restructuring of the company intends to transfer the licence currently held by Nurendale to Starrus Eco Holdings Limited. The transfer of licence will allow Starrus Eco Holdings Limited to operate the installation, currently operating at Rathdrinagh, Beauparc, Navan, County Meath, under Licence Reg No W0140-04.

The Agency is informed that Starrus Eco Holdings Limited (hereafter SEHL) is a limited company incorporated under the laws of Ireland and registered in the Companies Registration Office (Registered Number 527552). Starrus Eco Holdings Limited does not have any subsidiaries involved in the installation.

## Assessment

The application was assessed under Section 94 of the Environmental Protection Agency Act 1992 as amended. It is deemed to comply with the requirements of the above, as follows:

### Requirements of Section 94(2) and 94(3)

- The application complies with Subsection (2) having been jointly made by the current licensee and the proposed transferee.
- The application was made in the form prescribed by the Agency.
- The application was accompanied by the appropriate fee, in accordance Article 7(a) of the EPA (Licensing Fees) Regulations.

### Such information as may be required by Section 94(3)

- Any costs associated with the closure plan (RMP, DMP, CRAMP, etc.) of the installation have been fully detailed by the licensee and have been approved by the Office of Environmental Enforcement (OEE).
- Any costs associated with any environmental event (ELRA, etc.) at the installation have been fully detailed by the licensee and have been approved by OEE.

- The transferee or any relevant person has not had an application for a licence refused.

### **Requirements of Section 94(5)**

- Information in relation to the status of the proposed transferee as a 'Fit and Proper Person' has been provided (as part of the application and in a response to a further information request dated 01 June 2018) and, based on a review of the information; the proposed transferee has no relevant convictions and has sufficient technical experience and support.
- In relation to Financial Provision, a Bond is provided for Starrus Eco Holdings Limited. This Financial Provision has been agreed with the Office of Environmental Enforcement.

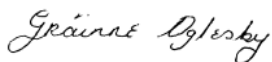
The Programme Manager (ELP) has reviewed the transfer application and considers, on the basis of the information provided in the application, that the proposed transferee can be deemed a Fit & Proper Person for the purpose of this transfer.

### **Requirements of Section 94(6)**

- The proposed transferee has stated in writing that they accept all liabilities, requirements and obligations provided for in or arising under the licence regardless of how and in respect of what period, including a period prior to the transfer of a licence, that may arise.
- OEE confirmed on 25/5/18 that no outstanding legal issues required to be resolved.  
Finance Unit confirmed on 20/04/18 that no outstanding fees were due from the licensee.

### **Recommendation**

It is recommended that the transfer of Industrial Emissions licence Reg. No. W0140-04 from Nurendale to Starrus Eco Holdings Limited, CRO No 527552, is approved under Section 94 of the Environmental Protection Agency Act 1992 as amended.



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Programme Officer  
Environmental Licensing Programme  
Office of Environmental Sustainability

