



**ENVIRONMENTAL LICENSING PROGRAMME MEMORANDUM**

<b>TO:</b>	Eimear Cotter
<b>FROM:</b>	Noeleen Keavey
<b>DATE:</b>	20/03/2020
<b>RE:</b>	Request for the Transfer of Licence , Reg No W0196-01, from Enva Ireland Limited, CRO No 317186 to JFK Environmental Limited, CRO No 655904

### Background

Licence Reg No W0196-01 was granted to Enva Ireland Limited on the 23/11/2004. A Transfer Application was received on 21/01/2020 from Enva Ireland Limited and JFK Environmental Limited. According to the applicants the basis for the transfer application is the sale of the facility (which is a requirement of the CCPC). The transfer of the licence will allow JFK Environmental Limited to operate the installation, currently operating at John F. Kennedy Industrial Estate, John F. Kennedy Road, Naas Road, Dublin, under Licence Reg No W0196-01.

The Agency is informed that JFK Environmental Limited is a limited company incorporated under the laws of Ireland and registered in the Companies Registration Office (Registered Number 655904).

JFK Environmental Limited is a specialist waste management company, dealing with hazardous waste management and transport.

### 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 with Regulation 5 of the EPA (Licensing Fees) Regulations.

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

Any costs associated with the closure plan (ELRA and CRAMP) of the installation have been fully detailed by the licensee and have been approved by the Office of Environmental Enforcement (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 and, based on a review of the information; the proposed transferee has no relevant convictions and has sufficient technical experience and support.

Financial Provision, in the form of Bonds and Insurance, was agreed with the Office of Environmental Enforcement on 11 March 2020.

The Senior Inspector (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 18 March 2020 that no outstanding legal issues required to be resolved.

Finance Unit confirmed on 18 March 2020 that no outstanding fees were due from the licensee.

### **Recommendation**

It is recommended that the transfer of Industrial Emissions licence Reg. No. W0196-01 from Enva Ireland Limited, CRO No 317186 to JFK Environmental Limited, CRO No 655904, is approved under Section 94 of the Environmental Protection Agency Act 1992 as amended.

Environmental Licensing Programme  
Office of Environmental Sustainability

*This document has been cleared for submission to Director by Programme Manager, Marie O'Connor*

*Signed: NOELEEN KEAVEY*

*Date: 20/03/2020*