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Mr. James Spillane
On behalf of Westland Horticulture

18 December 2020

Re: Reg. No. P0914-01, licence application from Westland Horticulture Limited for an installation located at Lower Coole, Mayne, Ballinealoe & Clonsura, Near Coole & Fineagh, County Westmeath

Dear Mr Spillane,

I refer to the IPC licence application documentation submitted on the 31st July 2013 in respect of an installation at the above address and to recent correspondence in relation thereto.

We note that the activity in respect of which a licence is sought by you is one that *prima facie* involves development in respect of which a grant of planning permission is required. You have failed to provide either confirmation from the planning authority that an application has been made or a copy of a grant of permission, as required by Section 87(1B) of the EPA Act 1992. We note that while leave to apply for substitute consent has been granted by An Bord Pleanála, no such substitute consent has been granted nor has an application for substitute consent been made.

Therefore, as the Agency considers that the activity for which you seek a licence is one which involves development for which a grant of planning permission is required, and you have failed to provide either confirmation from the planning authority that an application has been made or a copy of a grant of permission, the Agency refuses to consider your application, as it is obliged to do in accordance with Section 87(1C) of the EPA Act 1992 (as amended).

You are of course entitled to submit a fresh application to the Agency in the future, in the event that there is a change to your planning status.

Please note that it is a breach of Section 82(2) of the EPA Act 1992 (as amended) for a person to carry on a specified or prescribed activity for Class 1.4 in the absence of a licence.

Please direct any queries to licensing@epa.ie

All documentation is available to view on the EPA website www.epa.ie

Yours faithfully,

Environmental Licensing Programme
Office of Environmental Sustainability
Tel: 053 – 9160600