

Wednesday the 8<sup>th</sup> day of July 2009

**BEFORE**

**MR JUSTICE HARDIMAN**

**MR JUSTICE KEARNS**

**MRS JUSTICE MACKEN**

**2005 No. 25 MCA**

**IN THE MATTER OF THE WASTE MANAGEMENT ACT 1996 AND THE  
PROTECTION OF THE ENVIRONMENT ACT 2003 AND IN THE MATTER  
OF SECTION 57 OF THE WASTE MANAGEMENT ACT 1996 AS AMENDED  
BY SECTION 48 OF THE PROTECTION OF THE ENVIRONMENT ACT 2003  
AND IN THE MATTER OF AN APPLICATION BY NORTH TIPPERARY  
COUNTY COUNCIL**

**BETWEEN**

**NORTH TIPPERARY COUNTY COUNCIL**

**APPLICANT**

**AND**

**PETER OGG CLAIRE HOLDSWORTH AND SHANNON**

**VERMICOMPOSTING LIMITED**

**RESPONDENTS**

The Appeal of the Respondents pursuant to Notice of Appeal filed on the 1<sup>st</sup> day of September 2005 by way of appeal from the judgment and Order of the High Court (Mr Justice Peart) given and made on the 10<sup>th</sup> day of August 2005 coming on for hearing before this Court this day

And on hearing Counsel for the Applicant

And there being no appearance by or on behalf of the Respondents

**SUPREME COURT**

IT IS ORDERED that this Appeal be dismissed

And IT IS ORDERED that the Applicant do recover against the Respondents  
the costs of this appeal when taxed and ascertained



M. Kane  
REGISTRAR  
10<sup>th</sup> July 2009