

Beauparc Head Office
Ballymount Road Upper
Ballymount
Dublin
Ireland
D24 E097
T +353 1 4245021 www.beauparc.ie



Environmental Licensing Programme
Office of Environmental Sustainability
EPA
Johnstown Castle Estate
County Wexford

Via <https://www.edenireland.ie>
Cc a.lucey@epa.ie, w.phelan@epa.ie, m.oconnor@epa.ie

Re: - Application LA001415, Reg No W0136-04 EPA043072

Dear Sir/Madam,

I refer to the Agency's final reminder received via noreply@epa.ie on the 20th of September 2023. This reminder advised us that we had not responded to a further information request issued by the EPA on the 25th of July 2023 and that failure to comply with this request may result in the withdrawal or abandonment of our application for a licence.

As the Agency is aware, we applied for a revised licence on the 16th of February 2023, following significant engagement with OEE and Cork County Council. Following our application, we received a first further information request on the 25th of July, approximately 7 months later. This further information request sought several items including an odour dispersion model. As the Agency is aware odour dispersion modelling is a complex area, requiring inputs from specialist consultants. We have been endeavouring to get a completed dispersion model since the end of July.

On the 20th of September, our agent wrote to the EPA stating that responses to this further information request were being prepared and that the majority of our response would be submitted by the 29th of this month. In addition, our agent advised the Agency that a specialist consultant had been appointed to complete the odour dispersion model. We are therefore extremely concerned to receive a final reminder from the EPA suggesting that our application could be deemed withdrawn or abandoned.

Regulation 19 (2) of the EPA (Industrial Emissions) (Licensing) Regulations 2013 states: -

Where the Agency is of the opinion [our emphasis] that an application for a licence or review of a licence has been abandoned it may give to the applicant a notice stating that fact and requiring that person, within a period specified in the notice (being a period of not less than 14 or not more than 28

days beginning on the date of the giving of the notice), to make to the Agency a submission in writing as to why the application should not be regarded as having been abandoned.

We wish to state categorically that it is not our intention to delay, abandon or withdraw our above referenced application. The further information request was received during peak holiday season. Therefore, any delay in responding to the further information request is due to the workload and annual leave schedule of the specialist odour dispersion consultant. We will submit the majority of the response by the 29th of September; however, it is possible that the odour model will be delayed by a further month.

Given the very significant business implications of the Agency determining that our application has been abandoned, we again reiterate that it is definitely not our intention to withdraw or abandon this application. We request that the Agency confirm by return that it is not forming an opinion that this application is being abandoned.

Yours sincerely,



David Tobin

For and on behalf of SEHL