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**WASTE MANAGEMENT (CERTIFICATION OF HISTORIC UNLICENCED
WASTE DISPOSAL AND RECOVERY ACTIVITY) REGULATIONS 2008**

HISTORIC LANDFILL

DRAFT CERTIFICATE OF AUTHORISATION

Proposed Decision of the Agency, under Regulation 7(5) of the Waste Management
(Certification of Historic Unlicensed Waste Disposal and Recovery Activity) Regulations
2008

Reference Number: H0203-01

In pursuance of the powers conferred on it by the Waste Management (Certification of Historic Unlicensed Waste Disposal and Recovery Activity) Regulations 2008, the Environmental Protection Agency (the Agency) proposes, under Regulation 7(5) of the said Regulations, to grant this draft Certificate of Authorisation to Kerry County Council, Environmental Services, County Buildings, Main Street, Tralee, County Kerry, in respect of the closed landfill at Kilfountan, Dingle, County Kerry, subject to conditions set out in the proposed Certificate of Authorisation.

REPRESENTATIONS

The Local Authority may make representations to the proposed decision, in accordance with Regulation 7(5) of the Waste Management (Certification of Historic Unlicensed Waste Disposal and Recovery Activity) Regulations 2008 at any time no later than 5.00pm on 24 July 2024. It is important to note that any representations to a proposed decision must be received by the Agency before the appropriate period expires.

A representation must be made by sending the representation by prepaid post to the Agency, or by leaving the representation with an employee of the Agency at the principal offices of the Agency in Wexford during office hours, i.e. 9.00am to 5.00pm Monday to Friday.

A representation against the proposed decision must state in full the grounds of the representation. For the purposes of making a representation, the address of the principal office of the Agency is P.O. Box 3000, Johnstown Castle Estate, County Wexford.

In the event that;

- (a) no representation is taken against the proposed decision or
- (b) a representation taken against the proposed decision is withdrawn,

the decision of the Agency will be in accordance with the proposed decision and will be issued as soon as may be after the appropriate period expires.

A copy of the Draft Certificate of Authorisation is attached.

**Signed on behalf of the Agency:
On the 25th day of June, 2024**


Tara Gillen, Authorised Person

Headquarters
P.O. Box 3000
Johnstown Castle Estate
County Wexford
Ireland

Closed Landfill Draft Certificate of Authorisation

Certificate of Authorisation Number:	H0203-01
Certification of Authorisation Holder:	Kerry County Council
Name of Facility:	Dingle Historic Landfill
Location of Facility:	Kilfountan Dingle County Kerry

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Glossary of Terms

All terms in this Certificate of Authorisation should be interpreted in accordance with the definitions in the Waste Management (Certification of Historic Unlicensed Waste Disposal and Recovery Activity) Regulations 2008 (S.I. No. 524 of 2008) unless otherwise defined in the Certificate of Authorisation.

Agency	Environmental Protection Agency.
Agreement	Agreement in writing.
Annually	At approximately twelve-monthly intervals.
Application	The application by the local authority for this Certificate of Authorisation including the risk assessment, any amendments to the risk assessment, additional information received from the local authority and other documents provided by the local authority.
By-product	As defined in the European Communities (Waste Directive) Regulations 2011 as amended and determined and/or registered as required.
Certificate of Authorisation	Includes this document and the application.
Closed Landfill	As defined in the Waste Management (Certification of Historic Unlicensed Waste Disposal and Recovery Activity) Regulations 2008.
Code of Practice	Code of Practice – Environmental Risk Assessment for Unregulated Waste Disposal Sites, EPA 2007.
Biannually	All or part of a period of six consecutive months.
Documentation	Any report, record, results, data, drawing, proposal, interpretation or other document in written or electronic form which is required by this Certificate of Authorisation.
Drawing	Any reference to a drawing or drawing number means a drawing or drawing number contained in the application, unless otherwise specified in this Certificate of Authorisation.
Environmental Pollution	As defined in the Waste Management Act 1996 as amended.
Greenfield soil and stone	Soil and stone from land that has not been previously developed and is not contaminated soil and stone.
Heavy Metals	This term is to be interpreted as set out in “Parameters of Water Quality, Interpretation and Standards” published by the Agency in 2001. ISBN 1-84095-015-3.

Incident	<p>The following shall constitute an incident for the purposes of this Certificate of Authorisation:</p> <ul style="list-style-type: none">(i) an emergency;(ii) any emission which does not comply with the requirements of this Certificate of Authorisation;(iii) malfunction or breakdown of key environmental abatement, control or monitoring equipment;(iv) any trigger level specified in this Certificate of Authorisation which is attained or exceeded; excluding within the waste body; and(v) any indication that environmental pollution has, or may have, taken place.
Inert Waste	<p>Waste that does not undergo any significant physical, chemical or biological transformations. Inert waste will not dissolve, burn or otherwise physically or chemically react, biodegrade or adversely affect other matter with which it comes into contact in a way likely to give rise to environmental pollution or harm human health. The total leachability and pollutant content of the waste and the ecotoxicity of the leachate must be insignificant, and in particular not endanger the quality of surface water and/or groundwater.</p>
Leachate	<p>Any liquid percolating through the deposited waste and emitted from or contained within a landfill.</p>
Maintain	<p>Keep in a fit state, including such regular inspection, servicing, calibration and repair as may be necessary to perform its function adequately.</p>
Necessary Measures	<p>As defined in the Waste Management (Certification of Historic Unlicensed Waste Disposal and Recovery Activity) Regulations 2008.</p>
Relevant Heavy Metals	<p>Heavy metals for analysis shall include, as a minimum, those metals identified as relevant, having regard to the risk assessment and surface water and groundwater monitoring results as required by this Certificate of Authorisation.</p>
Risk Assessment	<p>As defined in the Waste Management (Certification of Historic Unlicensed Waste Disposal and Recovery Activity) Regulations 2008.</p>
SAC	<p>Special Area of Conservation designated under the Habitats Directive, Council Directive 92/43/EEC of 21 May 1992 on the conservation of natural habitats and of wild fauna and flora.</p>
Sample	<p>Unless the context of this document indicates to the contrary, the term sample or samples shall include measurements taken by electronic instruments.</p>
SPA	<p>Special Protection Area designated under the Birds Directive, Directive 2009/147/EC of the European Parliament and of the Council of 30 November 2009 on the conservation of wild birds.</p>

Status	As defined in the Water Framework Directive, in relation to surface water and groundwater.
The Local Authority	Kerry County Council, Environmental Services, County Buildings, Main Street, Tralee, County Kerry.
Trigger Level	A parameter value the achievement or exceedance of which requires certain actions to be taken by the local authority.

Reasons for the Decision

In proposing to grant this Certificate of Authorisation, the Agency determines that the risk assessment submitted by the local authority as part of the application for a Certificate of Authorisation is adequate. To ensure appropriate protection for human health and the environment and to ensure conformity with the provisions of Council Directive 2008/98/EC and Council Directive 2006/118/EC, the conditions set out in Part II of this Certificate of Authorisation are specified as further necessary measures in addition to those identified by the risk assessment.

The Agency also considers that the activity will not adversely affect the integrity of any European Site and has decided to impose conditions for the purposes of ensuring it does not do so. It has determined that the activity, if managed, operated and controlled in accordance with the Certificate of Authorisation, will not have any adverse effect on the integrity of any of those sites.

The Agency accordingly proposes to grant a certificate of authorisation to Kerry County Council to carry out the activity at Dingle Historic Landfill subject to the Conditions set out in *Part II, Conditions*.

In reaching this decision the Agency has considered the documentation relating to the certificate of authorisation application, Register Number: H0203-01 and the supporting documentation received from the Applicant; the Inspector's Report dated 18 June 2024, and has carried out an Appropriate Assessment of the likely significant effects of the necessary measures, including remediation measures, on European Sites. The Agency has performed its functions in a manner consistent with Section 15 of the Climate Action and Low Carbon Development Act 2015 as amended.

A screening for Appropriate Assessment was undertaken to assess, in view of best scientific knowledge and the conservation objectives of the site, if the activity, individually or in combination with other plans or projects is likely to have a significant effect on any European Site. In this context, particular attention was paid to the European Sites at Dingle Peninsula SPA (Site Code: 004153), Blasket Islands SAC (Site Code: 002172), Blasket Islands SPA (Site Code: 004008), Mount Brandon SAC (Site Code: 000375) and Tralee Bay and Magharees Peninsula, West to Cloghane SAC (Site Code: 002070).

The activity is not directly connected with or necessary to the management of any European Site and the Agency considered, for the reasons set out below, that it cannot be excluded, on the basis of objective information, that the activity, individually or in combination with other plans or projects, will have a significant effect on any European Site and accordingly determined that an Appropriate Assessment of the activity was required. A Natura Impact Statement was not requested as it was considered that there was sufficient information available to allow Appropriate Assessment to be carried out.

The reasons for the determination that an Appropriate Assessment was required are as follows:

- There is a hydrological connection between the closed landfill and the Dingle Peninsula SPA (Site Code: 004153), via the adjacent Kilfountain River (Waterbody Code: IE_SW_22M030400, Segment Code: 22_1196) which

discharges into the Milltown River (Waterbody Code: IE_SW_22M030400, Segment Code: 22_3998), which in turn flows into the Dingle Harbour (Waterbody Code: IE_SW_240_0000). Parts of the Dingle Peninsula SPA (Site Code: 004153) are located immediately adjacent to the Dingle Harbour.

- There is a hydrological connection between the closed landfill and the Blasket Islands SAC (Site Code: 002172), Blasket Islands SPA (Site Code: 004008), the Mount Brandon SAC (Site Code: 000375) and the Tralee Bay and Magharees Peninsula, West to Cloghane SAC (Site Code: 002070) via the adjacent Kilfountain River (Waterbody Code: IE_SW_22M030400, Segment Code: 22_1196). The Kilfountain River discharges into the Milltown River (Waterbody Code: IE_SW_22M030400, Segment Code: 22_3998), which flows into the Dingle Harbour (Waterbody Code: IE_SW_240_0000), which discharges into the Outer Dingle Bay (Waterbody Code: IE_SW_230_0000), which in turn discharges into the Southwestern Atlantic Seaboard.

The Southwestern Atlantic Seaboard forms parts of the Blasket Islands SAC (Site Code: 002172) and Blasket Islands SPA (Site Code: 004008). The Mount Brandon SAC (Site Code: 000375) and Tralee Bay and Magharees Peninsula, West to Cloghane SAC (Site Code: 002070) are located immediately adjacent to the Southwestern Atlantic Seaboard. However, given the distance from the site, via the said waterbodies, the closed landfill does not present a risk to the qualifying interests of these four European Sites.

The Agency has completed the Appropriate Assessment of potential impacts on these sites and has made certain, based on best scientific knowledge in the field and in accordance with the European Communities (Birds and Natural Habitats) Regulations 2011 as amended, pursuant to Article 6(3) of the Habitats Directive, that the activity, individually or in combination with other plans or projects, will not adversely affect the integrity of any European Site, in particular Dingle Peninsula SPA (Site Code: 004153), Blasket Islands SAC (Site Code: 002172), Blasket Islands SPA (Site Code: 004008), Mount Brandon SAC (Site Code: 000375) and Tralee Bay and Magharees Peninsula, West to Cloghane SAC (Site Code: 002070), having regard to their conservation objectives and will not affect the preservation of these sites at favourable conservation status if carried out in accordance with this Certificate of Authorisation and the conditions attached hereto for the following reasons:

- The closed landfill is not located within a European site.
- No waste is permitted to be accepted at the site and only greenfield soil and stone, including greenfield soil and stone that meets by-product criteria, or soil and stone of equivalent nature and character, can be accepted for use in the remediation works.
- The landfill will have an engineered cap installed to prevent ingress of rainwater into the waste body to minimise generation of leachate and its ingress into the surface water and groundwater. The draft Certificate of Authorisation further requires a vertical LLDPE cut-off barrier around the waste body to prevent leachate migration off-site.
- The draft Certificate of Authorisation requires that the closed landfill and the remedial works shall not cause environmental pollution or deterioration in the status of the receiving surface water body or groundwater body.

- It is considered that there will be no adverse effects on the integrity of any European site due to emissions to air from the landfill gas. Landfill gas was detected at low levels and did not exceed trigger level values applicable to methane and carbon dioxide outside the waste body. The draft Certificate of Authorisation requires monitoring of landfill gas and comparison of results to these trigger level values. Any exceedance is deemed to be an incident and appropriate actions must be taken.
- The draft Certificate of Authorisation requires that no emissions, including landfill gas, leachate, odour, dust and noise, or litter, mud, vermin and birds, shall result in an impairment of, or an interference with amenities or the environment at the facility or beyond the facility boundary, or any other legitimate uses of the environment beyond the facility boundary.
- The draft Certificate of Authorisation requires implementation of an invasive species prevention and eradication plan.
- No in-combination effects are predicted, therefore no additional mitigation measures are required.

The Agency is satisfied that no reasonable scientific doubt remains as to the absence of adverse effects on the integrity of these European Sites: Dingle Peninsula SPA (Site Code: 004153), Blasket Islands SAC (Site Code: 002172), Blasket Islands SPA (Site Code: 004008), Mount Brandon SAC (Site Code: 000375) and Tralee Bay and Magharees Peninsula, West to Cloghane SAC (Site Code: 002070).

Part I Authorisation of a Closed Landfill

The Environmental Protection Agency (the Agency) proposes to grant, under Regulation 7(5) of the Waste Management (Certification of Historic Unlicensed Waste Disposal and Recovery Activity) Regulations 2008 (the Regulations), this Certificate of Authorisation to Kerry County Council, Environmental Services, County Buildings, Main Street, Tralee, County Kerry in respect of the closed landfill at Kilfountan, Dingle, County Kerry, subject to conditions set out in Part II and schedule set out in Part III of this Certificate of Authorisation.

Part II Conditions

Condition 1. Scope

- 1.1 For the purposes of this Certificate of Authorisation, the closed landfill authorised by this Certificate of Authorisation is the area of land outlined in red on Figure 2.1 titled 'Site Location' (Figure Date: 30/10/2019) submitted with the application. Any reference in this Certificate of Authorisation to "closed landfill" shall mean the area thus outlined in red. Activities associated with the closed landfill shall be carried on only within the area outlined.
- 1.2 No waste shall be accepted at the closed landfill.
- 1.3 No waste shall be burned at the closed landfill.
- 1.4 The facility shall be controlled, operated and maintained, and emissions shall take place as authorised by this Certificate of Authorisation. No material change that will result in an increase in the actual or potential nature or quantity of any emission shall be carried out or commenced without the agreement of the Agency.
- 1.5 Nothing in this Certificate of Authorisation shall prohibit authorised beneficial uses of the site of the closed landfill provided that such uses do not interfere with the integrity of the remediation measures adopted.
- 1.6 The Risk Assessment for the site shall be re-evaluated and provided to the Agency in the event of future developments or changes in land use at the site, if required by the Agency.

Reason: <i>To clarify the scope of this Certificate of Authorisation.</i>
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Condition 2. Notifications, Records and Reports

- 2.1 The local authority shall notify the Agency, in a format as may be specified by the Agency, two months in advance of the intended date of commencement of the remediation works.
- 2.2 The local authority shall notify the Agency as soon as practicable after the occurrence of any incident. The incident notification shall be provided in a format as may be specified in relevant guidance issued by the Agency.
- 2.3 The local authority shall keep the following documents available for inspection by the Agency at all reasonable times and to members of the public by request:
- (a) Records of all sampling, analyses, measurements, examinations, calibrations and maintenance;
 - (b) Records of incidents;
 - (c) Records of all complaints of an environmental nature;
 - (d) The validation report prepared on completion of the remediation; and
 - (e) Other documentation required by this Certificate of Authorisation or as may be otherwise directed by the Agency.
- 2.4 The local authority shall assign the necessary resources, including financial, to complete the remediation measures specified in this Certificate of Authorisation and risk assessment and to respond to any incident.
- 2.5 The local authority shall annually pay to the Agency €1,083, or such sum as the Agency from time to time determines in accordance with charges policy, for the performance of its functions under the Waste Management (Certification of Historic Unlicensed Waste Disposal and Recovery Activity) Regulations 2008 in relation to the closed landfill regulated by this Certificate of Authorisation.

Reason: *To provide for the collection and reporting of adequate information on the activity. To provide for adequate resources for monitoring and measures to protect the environment.*

Condition 3. Management and Monitoring

3.1 The local authority shall implement the following measures within two years of the date of grant of this Certificate of Authorisation. Any amendment to the required measures or timeframes is subject to the prior approval of the Agency.

- (a) Remove, for disposal or recovery at an appropriate facility any waste resulting from remediation works, within six months of the date of grant of this Certificate of Authorisation or the date of generation from remediation works where applicable;
- (b) Minimise the disturbance of deposited waste to the extent possible;
- (c) Install a low permeability landfill cap over the entire waste body, minimum 1m with 1mm thick low permeability geomembrane, or equivalent, to achieve a hydraulic conductivity of less than or equal to 1×10^{-9} m/s;

The landfill cap shall be in accordance with the EPA Landfill Manuals unless otherwise approved by the Agency and incorporate the following elements:

- (i) A gas drainage layer;
- (ii) A water drainage layer, minimum 0.5m thick, or equivalent geomembrane, to achieve a hydraulic conductivity of equal to or greater than 1×10^{-4} m/s. Uncontaminated surface water drained from the site shall discharge to the perimeter drains and adjacent Kilfountan river; and
- (iii) Reprofiled gradients to provide for rainwater run-off from the surface of the landfill.

The detailed design of the cap shall be submitted to the Agency one month prior to the commencement of installation;

- (d) Within 12 months of the date of grant of this Certificate of Authorisation, carry out a gas risk assessment, including gas pumping trial if required, to inform the final design of the gas management system;
- (e) Install, operate and maintain a gas management system.

The final design of the gas management system (layout, depth, sealing etc.) shall be in accordance with the EPA Landfill Manuals – Landfill Site Design and shall be approved by the Agency prior to installation.

The gas management system shall include the following elements:

- (i) Passive gas vent(s) within the waste body.
 - The gas vent pipes shall be a minimum of 3m in height and shall not be perforated above ground level; and
 - The spacing between the gas vent pipes shall be sufficient to achieve adequate gas venting.
- (ii) The vent and boreholes installed in accordance with Condition 3.1(h); and

- (iii) Any other infrastructure, including a biological methane oxidation filter, if required following the gas risk assessment in accordance with Condition 3.1(d);
- (f) On approval by the Agency, the gas management system and associated infrastructure may be altered, or removed, following any recommendations arising from the gas risk assessment in accordance with Condition 3.1(d), or if no longer required over time;
- (g) Install a vertical LLDPE cut-off barrier around the waste body to mitigate lateral migration leachate and landfill gas. The barrier shall be installed to the maximum depth of the deposited waste where possible and shall be incorporated into the landfill cap;
- (h) Install the following in relation to the gas management system, as per Drawing No. P1788-0101-0003 from the application correspondence dated December 2022:
 - (a) the passive gas vent, to be referred as GW05;
 - (b) gas monitoring boreholes GW01, GW02, GW03 and GW04, within the waste body; and
 - (c) gas monitoring boreholes, LG01, LG02 and LG03, along the perimeter of the site.
- (i) Install one or more leachate monitoring boreholes within the waste body, if required by the Agency;
- (j) Drawings showing the 'as built' elements and details of the landfill cap, vertical cut-off barriers, water drainage system and landfill gas management system, shall be submitted to the Agency within three months of the completion of works;
- (k) Reseed grass within the site;
- (l) Install and maintain continuous gas monitoring, gas vents and gas alarms in the on-site buildings; and
- (m) Ensure that recommendations in the guidance given in the Department of Environment 1994 publication "Protection of New Buildings and Occupants from Landfill Gas" and any subsequent revisions have been considered and applied to all buildings constructed within the site boundary.

3.2 Site Notice Board

- (a) The local authority shall, within one month of the date of grant of this Certificate of Authorisation and for the duration of the remediation works, provide a Site Notice Board on the closed landfill site so that it is legible to persons outside the main entrance to the closed landfill site. The minimum dimensions of the board shall be 1200 mm by 750 mm.
- (b) The board shall clearly show:
 - (i) The name of the Certificate of Authorisation holder;
 - (ii) The name of the closed landfill site;
 - (iii) The Certificate of Authorisation reference number;

- (iv) The contact telephone number in relation to the closed landfill site;
and
 - (v) Where information relating to the closed landfill site can be obtained.
- 3.3 The local authority shall manage the closed landfill and the remedial works to ensure that discharges and emissions from the closed landfill do not cause environmental pollution or deterioration in the status of the receiving surface water body or groundwater body.
- 3.4 The local authority shall carry out appropriate monitoring on a biannual basis to identify any impact on the quality of water abstracted at wells that could be potentially affected by the landfill. Monitoring results shall be assessed against drinking water standards.
- 3.5 The local authority shall compile a validation report in accordance with the requirements of the Code of Practice. Unless otherwise agreed, the validation report shall be submitted to the Agency within three years of the date of grant of this Certificate of Authorisation. Additional measures shall be implemented, as approved by the Agency, in the event remediation has not been successful.
- 3.6 The local authority shall assess the results of all monitoring carried out to confirm whether the closed landfill continues to achieve the objectives set for it in the risk assessment or this Certificate of Authorisation. Where objectives are not achieved, additional remediation measures shall be implemented, as approved by the Agency.
- 3.7 The local authority shall submit to the Agency, by the 31st March of each year, an annual update covering the previous calendar year. This update, which shall be to the satisfaction of the Agency, shall include as a minimum the information specified in Condition 3.9 and *Schedule A: Monitoring*, of this Certificate of Authorisation.
- 3.8 The local authority shall, within three years of the date of grant of this Certificate of Authorisation, submit a drawing showing the following elements interpolated:
 - (a) Site boundary;
 - (b) Extent of the waste body and the area capped, as required under Condition 3.1(c);
 - (c) The locations of the gas management infrastructure as approved under Condition 3.1(e);
 - (d) All monitoring points and associated grid coordinates for landfill gas, groundwater, surface water and if required, leachate; and
 - (e) The site water drainage system, including the outfall locations to the perimeter drains and to the Kilfountain river. The river and the drains should be shown in blue and include arrows showing water flow direction.
- 3.9 The local authority shall conduct, record and assess:
 - (a) A visual inspection of the landfill, on an annual basis, to ensure that the condition of the site has not deteriorated;
 - (b) Monitoring (sample, analyse, and characterise) of leachate as required in *Schedule A.1 Leachate Monitoring*, of this Certificate of Authorisation.

- (c) Monitoring of landfill gas as required in *Schedule A.2 Landfill Gas Monitoring*, of this Certificate of Authorisation.
- (i) Landfill gas monitoring results shall be assessed and reported against the following:
- The trigger levels, for landfill gas measured at the monitoring wells, as set out in the EPA Landfill Manuals – Landfill Monitoring:
 - Methane, greater than or equal to 1.0% v/v; and
 - Carbon dioxide, greater than or equal to 1.5% v/v.
- (d) Monitoring (sample, analyse and characterise) of surface water as required in *Schedule A.3 Surface Water Monitoring*, of this Certificate of Authorisation.
- (e) Monitoring (sample, analyse and characterise) of groundwater as required in *Schedule A.4 Groundwater Monitoring*, of this Certificate of Authorisation.
- (f) Screening of groundwater for trace organic substances, on an annual basis, in accordance with the EPA Landfill Manuals – Monitoring and any subsequent amendments.
- (g) The limit of detection of the monitoring methods utilised for monitoring under Condition 3.9 and *Schedule A: Monitoring*, of this Certificate of Authorisation shall be below the relevant trigger levels as set out in Condition 3.9, standard reference values and parametric values. The analysis shall be carried out in a laboratory appropriately accredited for the required analyses.
- (h) Monitoring results for leachate, surface water and groundwater shall be assessed and reported against standard reference values and parametric values for relevant pollutants, including environmental quality standards in the European Communities Environmental Objectives (Surface Waters) Regulations 2009, as amended, European Communities Environmental Objectives (Groundwater) Regulations 2010, as amended, EPA Interim Guideline Values (IGV) and European Union (Drinking Water) Regulations 2023.
- 3.10 Unless otherwise agreed by the Agency, the local authority shall carry out a biannual review of the gas management system and record details of any problems and the corrective/preventative actions taken.
- 3.11 The local authority shall, on a quarterly basis, beginning immediately after the installation of the landfill cap required under Condition 3.1(c) and the gas management system required under Condition 3.1(e), for a period of one year and thereafter if required by the Agency, complete indoor and outdoor air monitoring for Methane and Carbon Dioxide in all relevant buildings including domestic dwellings adjacent to the landfill, subject to owner's permission. The assessment of the monitoring results shall identify the impact, if any, from the migration of gas off-site.
- 3.12 The location, frequency, timeframes, methods and scope of monitoring, Visual inspections, sampling and analytical methods, and reporting requirements as set

out in this Certificate of Authorisation, may be amended with the approval of the Agency following evaluation of test results and/or relevant proposals.

3.13 Soil and stone

3.13.1 Soil and stone imported for use in remedial, corrective or other engineering works at the closed landfill shall be greenfield soil and stone, including greenfield soil and stone that meets by-product criteria, or soil and stone of equivalent nature and character, in terms of chemical and physical composition.

3.13.2 Documented acceptance, storage/stockpiling and utilisation procedures shall be operational in advance of receipt of such materials. Records shall be maintained showing the site of origin of the soil and stone and its nature.

3.14 No emissions, including landfill gas, leachate, odour, dust and noise, or litter, mud, vermin and birds, shall result in an impairment of, or an interference with amenities or the environment at the facility or beyond the facility boundary or any other legitimate uses of the environment beyond the facility boundary.

3.15 The local authority shall ensure, at all times after the grant of this Certificate of Authorisation, that all infrastructure and all equipment required under this Certificate of Authorisation has been and is:

- (i) installed;
- (ii) commissioned;
- (iii) present on site;
- (iv) functioning at all times (except during maintenance and calibration); and
- (v) calibrated and maintained in full working order.

In the event of the malfunction of any abatement equipment, the local authority shall notify the Agency as soon as practicable, and alternative abatement and monitoring facilities shall be put in place. The use of alternative equipment, other than in emergency situations, shall be as approved by the Agency.

3.16 Wells and boreholes

3.16.1 Groundwater monitoring wells and boreholes shall be constructed having regard to the guidance given in the EPA landfill manuals - Landfill Monitoring and any subsequent amendments.

3.16.2 All wellheads shall be adequately protected to prevent contamination or physical damage.

3.16.3 All wells and boreholes shall be adequately sealed to prevent surface contamination and, as may be appropriate, decommissioned according to the UK Environment Agency guidelines "Decommissioning Redundant Boreholes and Wells", unless otherwise approved by the Agency.

3.17 The local authority shall clearly label and provide safe and permanent access to all on-site sampling and monitoring points and to off-site points as required by the risk assessment or this Certificate of Authorisation. The requirement with

regard to off-site points is subject to the prior agreement of the landowners concerned.

3.18 Incidents

In the event of an incident the local authority shall immediately:

- (a) If necessary, contact the emergency services;
- (b) Carry out an investigation to identify the nature, source and cause of the incident and any emission arising therefrom;
- (c) Isolate the source of any such emission;
- (d) Evaluate the environmental pollution, if any, caused by the incident;
- (e) Identify and execute measures to minimise the emissions/malfunction and the effects thereof;
- (f) Restore compliance in the shortest possible time and carry out any preventative actions to prevent recurrence of the incident;
- (g) Identify the date, time and place of the incident; and
- (h) Notify the Agency (in accordance with Condition 2.2) and all other relevant authorities including, where relevant, the Water Services Authority and Inland Fisheries Ireland.

3.19 Invasive Species Prevention and Eradication Plan

The Certificate of Authorisation holder shall establish, maintain and implement an invasive species prevention and eradication plan, to cover at least, Japanese Knotweed, Giant Knotweed, Bohemian Knotweed and any other relevant invasive species. The plan shall as a minimum identify specific actions for:

- (a) The prevention, to the extent possible, of acceptance of invasive species in loads of soil and stone or of topsoil arriving at the facility, actions to include requesting of information on the presence and management of invasive species at source sites;
- (b) Quarterly surveys of the facility for the detection of the growth of invasive species during remediation and during the implementation of the invasive species prevention and eradication plan, moving to annual surveys following validation in accordance with Condition 3.19(f);
- (c) the method for plant detection and identification;
- (d) The remedial actions for eradication of invasive species growing at the facility;
- (e) Staff training on plant identification and eradication; and
- (f) Validation to confirm the absence of invasive species at the restored facility.

The Certificate of Authorisation holder shall maintain evidence of having obtained the advice and implemented the recommendations of an independent and appropriately qualified consultant, in the establishment of the Plan and any amendments to it that concern the action items listed above.

3.20 Communications Programme

The Certificate of Authorisation holder shall establish, maintain and implement a Communications Programme to ensure that members of the public are informed of the closed landfill and can obtain information from the local authority concerning the closed landfill including landfill gas, landfill leachate, groundwater and surface water monitoring data.

Reason: *To make provision for the proper closure of the activity ensuring protection of the environment.*

Part III: Schedules

Schedule A: Monitoring

A.1 Leachate Monitoring

Monitoring locations: Leachate monitoring borehole(s) if installed in accordance with Condition 3.1(i).

Parameter	Monitoring frequency
Biochemical Oxygen Demand (BOD) (mg O ₂ /l)	Biannually
Ammonium (µg N/l)	
Molybdate Reactive Phosphorus as P (µg/l)	
Cyanide (mg/l)	
Chloride (mg/l)	
Phosphate (mg/l)	
Phosphorous (µg/l)	
Potassium (µg/l)	
Lead (µg/l)	
Manganese (µg/l)	
Iron (mg/l)	
Relevant Heavy Metals (µg/l)	
Polycyclic Aromatic Hydrocarbons (µg/l)	
Faecal Coliforms (cfu/100ml)	
Total Coliforms (cfu/100ml)	
Other parameters as may be required by the Agency.	As required by the Agency

A.2 Landfill Gas Monitoring

Monitoring locations: BH01, BH02 and proposed GW01, GW02, GW03, GW04, LG01, LG02, LG03 and Gas vent (GW05) as per Drawing No. P1788-0101-0001 from the application correspondence dated December 2022; and

The biological methane oxidation filter or additional vents if required following the gas risk assessment in accordance with Condition 3.1(e).

Parameter	Monitoring frequency ^{Note 1}
Gas flow (m ³ /hr)	Quarterly
Methane (CH ₄ %v/v)	
Carbon dioxide (CO ₂ %v/v)	
Carbon Monoxide (CO %v/v)	
Oxygen (O ₂ %v/v)	
Hydrogen sulphide (H ₂ S %v/v)	

Note 1: Landfill gas monitoring shall be carried out in accordance with the EPA Landfill Manuals – Landfill Monitoring and the EPA Air Guidance (AG) Notes, including any subsequent amendments.

A.3 Surface Water Monitoring

Monitoring locations: SW01 and SW02 as per Drawing titled 'Dingle Historic Landfill' from the application correspondence dated December 2022;

At the proposed downstream location SW03;

At the proposed surface water discharge outfall SW04;
and

Other locations as may be required by the Agency.

Parameter	Monitoring frequency
Biochemical Oxygen Demand (BOD) (mg O ₂ /l)	Quarterly
Total Ammonia (mg N/l)	
Molybdate Reactive Phosphorus as P (mg/l)	
Chloride (mg/l)	
Copper (µg/l)	
Fluoride (mg/l)	
Phosphate (mg/l)	
COD, unfiltered (mg/l)	
Cadmium (µg/l)	
Manganese (µg/l)	
Cyanide (µg/l)	
Fluoranthene (µg/l)	
Relevant Heavy Metals (µg/l)	
Faecal Coliforms (cfu/100ml)	
Total Coliforms (cfu/100ml)	
Other parameters as may be required by the Agency.	As required by the Agency

A.4 Groundwater Monitoring

Monitoring locations: BH01 and BH02 as per Drawing No. P1788-0101-0001 from the application correspondence dated December 2022.

Parameter	Monitoring frequency
Biochemical Oxygen Demand (BOD) (mg O ₂ /l)	Quarterly
Ammonium (µg N/l)	
Molybdate Reactive Phosphorus as P (µg/l)	
Phosphate (mg/l)	
Chloride (mg/l)	
Cyanide (mg/l)	
Lead (µg/l)	
Manganese (µg/l)	
Phosphorous (µg/l)	
Iron (mg/l)	
Relevant Heavy Metals (µg/l)	
Polycyclic Aromatic Hydrocarbons (µg/l)	
Faecal Coliforms (cfu/100ml)	
Total Coliforms (cfu/100ml)	
Other parameters as may be required by the Agency.	As required by the Agency

Signed on behalf of the said Agency

On the 25th day of June, 2024


Tara Gillen, Authorised Person