

**Kilkenny County Council
Comhairle Chontae Chill Chainnigh**



WASTE FACILITY PERMIT

Waste Management (Facility Permit and Registration) Regulations S.I No.821 of 2007 as amended by the Waste Management (Facility Permit and Registration) (Amendment) Regulations S.I No.86 of 2008

Permit Holder: - **Molloy Metals Recycling Ltd**
Site Location: - **Raheen, Rosbercon, New Ross, Co. Kilkenny**
Permit Reference: - **WFP-KK-16-0009-04**

Kilkenny County Council in the exercise of the powers conferred by the Waste Management Act 1996 as amended and the Waste Management (Facility Permit and Registration) Regulations S.I No.821 of 2007 as amended by the Waste Management (Facility Permit and Registration) (Amendment) Regulations S.I. No.86 of 2008, under Article 18 of the regulations hereby grants this permit to:-

Molloy Metals Recycling Ltd, Tomgarrow, Ballycarney, Enniscorthy, Co. Wexford

subject to the attached conditions. Kilkenny County Council may at any time review, and subsequently amend conditions of or revoke this permit.

Permit granted 19th day of January, 2017

Permit valid until 18th day of January, 2022

Order No. 17

Delegated Officer *CM City*



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Part 1 Activities Permitted

In pursuance of the powers conferred on it by the Waste Management Act 1996 as amended and the Waste Management (Facility Permit and Registration) Regulations S.I No.821 of 2007 as amended, Kilkenny County Council under Article 18 of the Regulations hereby grants this waste facility permit to Molloy Metals Recycling Ltd of Tomgarrow, Ballycarney, Enniscorthy, Co. Wexford to carry on an appropriate treatment and recovery of end-of-life vehicles facility, waste storage facility & transfer station at Raheen, Rosbercon, New Ross, Co. Kilkenny the waste activities listed below, subject to conditions.

The period of validity of this permit is for **five** years from the date of issue. Waste activities at the facility shall be restricted to those listed and described in Part 1 Activities Permitted below, and **shall only be authorized once the conditions set out in PL 15/533 have been adhered to.**

Kilkenny County Council may review, and subsequently amend the conditions under Article 30 of the Waste Management (Facility Permit and Registration) Regulations S.I. No. 821of 2007 as amended. Kilkenny County Council will give notice in writing of such intention to the permit holder. Otherwise an application for a review of this permit shall be made at least 60 working days prior to the expiry date of this permit to Kilkenny County Council at the Environment Section, Kilkenny County Council, County Hall, John Street, Kilkenny. This permit may be revoked under Article 36 of the Waste Management (Facility Permit and Registration) Regulations, S.I. No. 821 of 2007 as amended.

Permitted Activity in accordance with the Third Schedule, Part 1 of the Waste Management (Facility Permit and Registration) Regulations 2007, and as amended 2008.

<p>Class 4</p>	<p>The reception, storage and recovery of scrap metal, including scrap metal arising from end-of-life vehicles, waste vehicles (other than end-of-life vehicles) and WEEE where scrap metal from –</p> <p>(a) end-of-life vehicles shall be subject to appropriate treatment and recovery in accordance with the provisions of articles 14 and 15 of the Waste Management (End-of-Life Vehicles) Regulations 2006 (S.I. No. 282 of 2006) prior to acceptance at the scrap metal facility, and as appropriate,</p> <p>(b) waste vehicles (other than end-of-life vehicles) shall be subject to appropriate treatment and recovery having regard to the provisions of articles 14 and 15 of the Waste Management (End-of-Life Vehicles) Regulations 2006 (S.I. No. 282 of 2006) prior to acceptance at the scrap metal facility, and as appropriate,</p> <p>(c) WEEE shall be subject to appropriate treatment and recovery in accordance with the provisions of articles 20, 21 and 22 of the Waste Management (Waste Electrical and Electronic Equipment) Regulations 2005 (S.I. No. 340 of 2005) prior to acceptance at the scrap metal facility.</p>
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<p>Class 7</p>	<p><i>This activity is limited to the acceptance and processing of end of life vehicles, steel and metals (listed in condition 5.1) prior to transfer off site for recovery.</i></p> <p>Recovery of inert waste arising from construction and demolition activity, including concrete, bricks, tiles, or other such similar material, at a facility (excluding land improvement or development) where –</p> <p>(a) the annual intake shall not exceed 50,000 tonnes, and</p> <p>(b) the maximum quantity of residual waste consigned from the facility for collection, onward transport and submission to disposal at an authorised facility shall not exceed 15% of the annual intake.</p> <p><i>This activity is limited to the acceptance and storage of C&D waste (listed in condition 5.1) prior to transfer off site for recovery.</i></p>
<p>Class 9</p>	<p>The reception, temporary storage and recovery of used batteries and accumulators where – (a) from 26 September 2008, the treatment and recycling of used batteries and accumulators meet the requirements of article 12 of directive 2006/66/EC on batteries and accumulators and waste batteries and accumulators, and (b) the annual intake shall not exceed 1,000 tonnes.</p>
<p>Class 10</p>	<p><i>This activity is limited to the temporary storage of used batteries and accumulators prior to transfer off site for recovery.</i></p> <p>The recovery of waste (not mentioned elsewhere in this part of the third schedule), other than hazardous waste or an activity specified in Category 5 of Annex I of Council Directive 96/61/EC, where—</p> <p>(a) the annual intake does not exceed 50,000 tonnes, and</p> <p>(b) the maximum quantity of residual waste consigned from the facility for onward transport and submission to disposal at an authorised facility shall not exceed 15% of the annual intake. (PRINCIPAL ACTIVITY)</p> <p><i>This activity is limited to the acceptance and storage of waste (listed in condition 5.1) prior to transfer off site for recovery or disposal.</i></p>
<p>Class 12</p>	<p>The collection and storage (including the temporary storage) and the appropriate treatment and recovery of end-of-life vehicles in accordance with the provisions of articles 14 and 15 of the Waste Management (End-of-Life Vehicles) Regulations 2006 (S.I. No. 282 of 2006)</p>



And

Permitted Disposal Activity in accordance with the Third Schedule of the Waste Management Act 1996 as amended

	None
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Permitted Recovery Activity in accordance with the Fourth Schedule of the Waste Management Act 1996 as amended

R4	Recycling or reclamation of metals and metal compounds <i>This activity is limited to the acceptance and processing of end of life vehicles, metals and steel prior to recovery off-site.</i>
R5	Recycling/reclamation of other inorganic materials, which includes soil cleaning resulting in recovery of the soil and recycling of inorganic construction materials. <i>This activity is limited to the acceptance and storage of glass bottle and C&D waste prior to transport off-site for recovery</i>
R12	Exchange of waste for submission to any of the operations numbered R 1 to R 11 (if there is no other R code appropriate, this can include preliminary operations prior to recovery including pre-processing such as, amongst others, dismantling, sorting, crushing, compacting, pelletising, drying, shredding, conditioning, repackaging, separating, blending or mixing prior to submission to any of the operations numbered R1 to R11) <i>This activity is limited to the dismantling of end of life vehicles and segregation and baling of waste metals (listed in condition 5.1) prior to transport off-site for recovery</i>
R13	Storage of waste pending any of the operations numbered R1 to R12 (excluding temporary storage (being preliminary storage according to the definition of 'collection' in section 5(1)), pending collection, on the site where the waste is produced) (PRINCIPAL ACTIVITY) <i>This activity is limited to the storage of waste (listed in condition 5.1) prior to transport off-site for recovery including metals, batteries and waste oils.</i>



Part 2 Activities Refused

None of the proposed activities as set out in the facility permit application have been refused.

Interpretation

All terms in this permit should be interpreted in accordance with the definitions in the Waste Management Act 1996, as amended and its associated regulations.

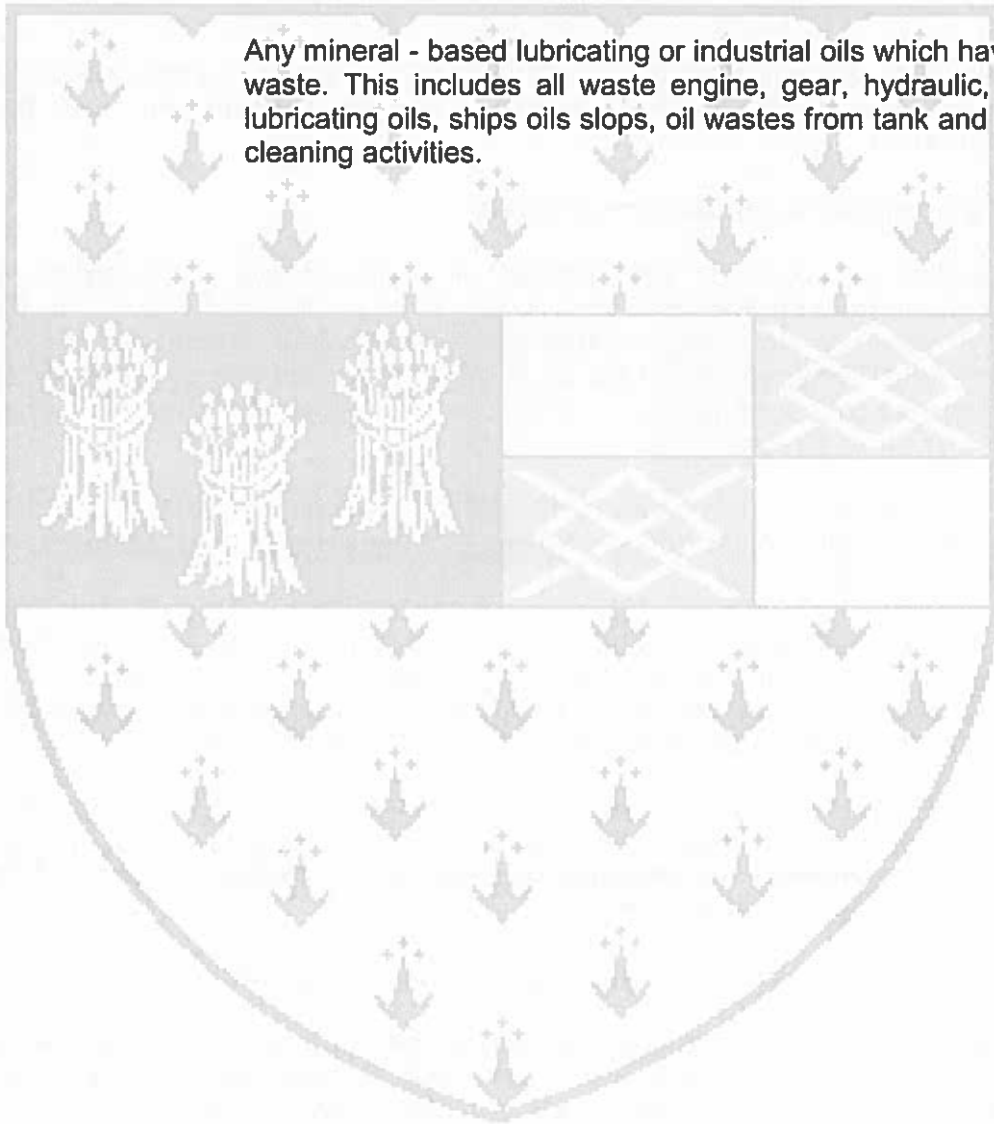
Act	The Waste Management Acts 1996 as amended.
Disposal	Any of the activities provided for in Section 4 of the Act and listed in the Third Schedule thereof.
Emission	As defined in Section 5(1) of the Act.
EMP	Environmental Management Programme.
End of life vehicle	A vehicle having the meaning as such, as described in the European Waste Catalogue and Hazardous Waste List for the time being in force.
Environmental Pollution	As defined in Section 5(1) of the Act.
European Waste Catalogue	As defined in Section 5(1) of the Act.
Facility	That area or areas defined in condition 1.2 of this permit.
Hazardous Waste	As defined in Section 4(2) of the Act.
Local Authority	Kilkenny County Council.
Maintain	Keep in a fit state, including such regular inspection, servicing and repair as may be necessary to adequately perform its function.
Oil Separator	Device installed according to the International Standard I.S.EN 858-2:2003 (Separator systems for light liquids, (e.g. oil and petrol)-Part 2: Selection of nominal size, installation, operation and maintenance.
Permit	A Waste Permit issued in accordance with the Waste Management (Permit) Regulations, 1998.(S.I. No. 165 of 1998).
Permit Holder	The person, or party to whom this permit has been issued.
Recycling	As defined in Section 5(1) of the Act.



Recovery	Any of the activities provided for in Section 4 of the Act and listed in the Fourth Schedule thereof.
Shredder	Any device used for tearing into pieces or fragmenting end of life vehicles, including for the purpose of obtaining directly reusable metal scrap.
The Agency	Environmental Protection Agency.
Treatment	Any activity after the vehicle has been handed over to a facility for depollution, dismantling, shearing, shredding, recovery or disposal of the shredding wastes, and any other operation carried out for the recovery and / or disposal of a vehicle and its components.
Vehicle	A mechanically propelled vehicle, as defined in the Road Traffic Act 1961.

Waste As defined in Section 4(1) of the Act.

Waste Oil Any mineral - based lubricating or industrial oils which have become waste. This includes all waste engine, gear, hydraulic, turbine or lubricating oils, ships oils slops, oil wastes from tank and interceptor cleaning activities.





CONDITION 1 SCOPE

- 1.1. Waste activities at the facility shall be restricted to those listed and described in Part 1 Activities Permitted, and shall be as set out in the permit application or as modified under Condition 1.13 of this permit and subject to the conditions of this permit.
- 1.2. It is the responsibility of the permit holder to ensure that the permitted waste activities are carried on in accordance with the General Conditions specified in the Regulations and quoted below, and the Schedule of Conditions attached therein.
- 1.3. The General Conditions specified in the Regulations are as follows:
 - (a) The activities concerned, carried on in accordance with such conditions as are attached to the waste facility permit, will not cause environmental pollution,
 - (b) Any emissions from the activity concerned will not result in the contravention of any relevant standard, including any standard for an environmental medium, or any relevant emissions limit value, prescribed under any enactment,
 - (c) The best available techniques will be used to prevent or eliminate or, where that is not practicable, to limit, abate or reduce an emission from the activity concerned,
 - (d) The applicant is a fit and proper person.
- 1.4. This facility permit is for the purpose of waste activity authorisation under the Waste Management (Facility Permit & Registration) Regulations S.I No 821 of 2007 as amended by the Waste Management (Facility Permit and Registration) (Amendment) Regulations S.I No.86 of 2008 only, and nothing in this permit shall be construed as negating the permit holders statutory obligations, or requirements under any other enactments or regulations.
- 1.5. This waste facility permit is granted to **Molloy Metals Recycling Ltd**, herein after called the permit holder for the waste activities listed and described in Part 1 Activities Permitted only.
- 1.6. Collection and storage (including temporary storage) and appropriate treatment and recovery of end-of-life vehicles shall only be carried out at the facility if it meets the minimum standards as set out in Schedule 2 of the European Union (End-of-Life Vehicles) Regulations 2014 (S.I. No. 281 of 2014).(appendix 8).
- 1.7. The permit holder shall only operate the facility in accordance with the planning permissions granted under The Planning and Development Acts 2000-2010. All conditions stipulated in planning permissions P14/533, P13/13, P12/29 and P10/686 shall be complied with.
- 1.8. This waste facility permit is granted for a period of 5 years.
- 1.9. Failure to comply with the condition of this permit may result in the withdrawal of the permit and/or prosecution under the Waste Management Act, 1996 as amended and The European Union (End-of-Life Vehicles) Regulations 2014.
- 1.10. For the purposes of this facility permit, the facility authorised is the area of land outlined in red on the attached '**Site Location Map**' (Appendix 11). Any reference



in this permit to “facility” shall mean the area thus outlined in red. The authorised activities shall be carried on only within the area outlined.

- 1.11. The permit holder shall ensure that the facility is managed, operated, maintained and that emissions are controlled as set down in this permit.
- 1.12. Without prejudice to its obligations under this permit, the permit holder shall at all times ensure that the facility is compliant with the objectives of the relevant Waste Management Plan for the South East Region.
- 1.13. The permit holder shall ensure that the waste activities shall take place only as specified under the conditions of this permit. No change in the type of the waste accepted or the type of activities undertaken shall be made without prior written approval from the Kilkenny County Council
- 1.14. In order to facilitate recycling and recovery of waste the permit holder shall not dispose of waste which has previously been collected in source segregated form. Similarly he/she shall not collect, transport, handle or mix waste in a manner so as to make it unsuitable for recycling or recovery.
- 1.15. Any proposed changes in the activity shall be submitted in writing to Kilkenny County Council for agreement prior to that change taking effect. Should the submission identify a material or significant change in;
 - (a) the nature, extent or focus of the waste activities;
 - (b) the nature or extent of any emission;a facility permit review application may be required before the proposed change can be assessed.
- 1.16. The applicant shall maintain a register of all non-compliances with the permit conditions. Any non-conformance with the conditions of this permit are an offence under the Waste Management (Facility Permit & Registration) Regulations 2007 as amended by the Waste Management (Facility Permit and Registration) (Amendment) Regulations S.I No.86 of 2008. (See Appendix 1)
- 1.17. Where Kilkenny County Council considers that a non-compliance with the conditions of this permit has occurred, it may serve notice on the Permit Holder specifying that:
 - (i) Only wastes as specified, in the notice are to be accepted at the facility after the dates specified in the notice,
 - (ii) The permit holder shall undertake the works stipulated in the notice, and/or otherwise comply with the requirements of the notice as set down therein, within any time scale set out in the notice.
 - (iii) That the permit holder shall carry out any other requirement specified in the notice.
- 1.18. Kilkenny County Council may at any time review, and subsequently amend conditions of, or revoke this permit.



- 1.19. The waste permit and any condition imposed therein shall not relieve the permit holder of his statutory obligations under legislation, regulations, byelaws or any other enactments whatsoever.
- 1.20. The permit holder shall comply at all times with the provisions of all relevant Community Acts, insofar as such provisions are relevant to the waste activity to be carried out, including those outlined in Second Schedule of the Waste Management (Facility Permit and Registration) Regulations 2007 as amended.
- 1.21. The Permit Holder shall be responsible for ensuring that the dismantling, recovery and disposal activities on site shall be controlled, operated and maintained in strict accordance with the terms of the application and modified by the conditions set out in this permit. The Permit Holder shall comply with the certificates of destruction guidelines named **Certificates of Destruction – Operational Guidelines for Authorised Treatment Facilities** (appendix 9)
- 1.22. The Permit Holder shall ensure that the collection and storage (including temporary storage) and treatment of:
 - (a) end-of-life vehicles, and
 - (b) waste vehicles (other than end-of-life vehicles),
 at all times continues to be carried out, at the facility, in accordance with the relevant Regulations and Schedules of the European Union (End-of-Life Vehicles) Regulations 2014 {S.I. No. 281 of 2014}, including but not limited to Regulations 14 & 15 and Schedule 2 thereof (Appendix 8).
- 1.22 The Permit Holder shall, in relation to the end-of-life vehicles and specified vehicles accepted at the facility for appropriate treatment and recovery, ensure achievement of the reuse, recovery and recycling targets set out in Regulation 16 of the European Union (End-of-Life Vehicles) Regulations 2014 – S.I. No. 281 of 2014}, namely:

Reuse, recovery and recycling targets, and, dates for compliance	Reuse and Recovery by an average weight per specified vehicle per year of	Reuse and Recycling by an average weight per specified vehicle per year of
Yearly for 2006 and each year until 31 st December 2014	85%	80%
On and from 01 st January 2015 and each year thereafter	95%	85%
Specified vehicles: Placed on the Irish Market prior to 01 st January 1980	75%	70%

Unless the targets are otherwise required to be achieved by a Producer as part of its National Collection System under arrangement or agreement with the Permit Holder.

Reason: - To clarify the scope of this permit



CONDITION 2 MANAGEMENT OF THE ACTIVITY

- 2.1 The permit holder shall employ a suitable qualified and experienced facility manager who shall be designated as the person in charge. The facility manager or a nominated, suitably qualified and experienced deputy shall be present at the facility at all times during its operation or as otherwise required by the Local Authority.
- 2.2 The activities shall be managed and operated:
- (a) in accordance with a management system, which identifies and minimises risks of pollution, including those arising from operations, maintenance, accidents, incidents, non-conformances and closure and those drawn to the attention of the operator as a result of complaints; and
 - (b) by sufficient persons who are competent in respect of the responsibilities to be undertaken by them in connection with the operation of the activities.
- 2.3 Awareness and Training
- (i) The permit holder shall establish and maintain procedures for identifying training needs, and for providing appropriate training, for all personnel whose work can have a significant effect upon the environment. Appropriate records of training shall be maintained.
 - (ii) The permit holder shall ensure that personnel performing specifically assigned tasks shall be qualified on the basis of appropriate education, training and experience, as required, and shall be aware of the requirements of this permit.
 - (iv) the facility manager and his/her deputy shall successfully complete a FÁS waste management training programme or the FÁS site operatives training programmes or an equivalent agreed by the Local Authority
 - (v) The permit holder shall acquaint all staff, employees, lessees and agents, including replacement personnel and contract personnel of the provisions and conditions of this permit, (see appendix 2).
- 2.4 The permit holder shall ensure that authorised staff of Kilkenny County Council shall have unrestricted access to the premises at all reasonable times on production of their identification, for the purpose of the Local Authority's functions under the Waste Management Act 1996 as amended.
- 2.5 The permit holder shall establish corrective action procedures which shall be followed in the event of any condition of this permit is not complied with.
- 2.6 The permit holder shall ensure that the site remains secure while not in use. Any fly tipped material shall be removed from the site to an authorised facility at the expense of the permit holder.
- 2.7 Scavenging shall not be permitted at the facility.
- 2.8 The permit holder is legally responsible for all aspects of the operation and maintenance of the facility. This permit is for the purposes of waste permitting under the Waste Permit Regulations and nothing in this permit shall be construed as negating the permit holders statutory obligations or legal liabilities under any enactments or regulations whatsoever.



2.9 The permit holder shall identify all hazards associated with the wastes being recovered, and will make himself/herself aware of good practices regarding its safe handling, removal and storage and shall adopt all necessary reasonable and practicable safety measures accordingly, to the satisfaction of the pertaining regulatory body or bodies.

2.10 Waste and recovery parts shall only be stored in designated storage areas protected against spills and run off.

2.11 The Permit Holder shall ensure that all hazardous wastes on site are stored in separate leak proof containers. The type of waste and nature of the hazard shall be clearly identified on each container.

Waste activity at the facility shall be between the hours of 08.00am to 06.00pm Monday to Friday and 08.00am to 01.00pm on Saturday unless otherwise approved in writing by Kilkenny County Council. Site operations excluding waste acceptance/removal may take place 1hr before and after these operations.

2.12 The permit holder shall if required by Kilkenny County Council, establish and maintain an Environmental Management System (EMS) which shall be to the satisfaction of the Local Authority. The EMS shall set out an action plan to address a 5 year period and shall be updated on an annual basis. The EMS will include the following:

- (i) Specific objectives
- (ii) Measurable targets
- (iii) Comply with any written guidance issues by the Local Authority.

2.13 The Local Authority may at any time limit the amount of waste and/or material being stored on the site. Any written correspondence in relation to the above between the permit Holder and the Local Authority shall be deemed a condition of this waste facility permit.

2.14 Waste shall only be accepted at the site between the hours of 08.00 and 18.00, Monday to Friday and 08.00 to 13.00 on Saturday.

2.15 Where waste is purchased the permit holder shall carry out the requirements as per condition 3.21 and 3.22.

Reason : -To make provision for management of the activity.



CONDITION 3 RECORD KEEPING AND REPORTING

- 3.1 Unless otherwise agreed with the Local Authority, all written communications, including reports and notifications related to this permit, shall be submitted to the local authority as follows:
Senior Executive Engineer, Environment Section

Contact details -	Post:	County Hall, John Street, Kilkenny
	Phone	(056) 779 4470
	Fax	(056) 779 4004

E-mail environment@kilkennycoco.ie

- 3.2 All written communication, reports etc shall:
- (i) Be Legible and formatted in accordance with any written instruction or guidance issued by Kilkenny County Council.
 - (ii) Include whatever information as is specified in writing by Kilkenny County Council.
 - (iii) Be submitted in accordance to the relevant reporting frequencies specified in this permit;
 - (iv) Be accompanied by a written interpretation setting out their significance in the case of all monitoring data.
 - (v) Be transferred electronically to Kilkenny County Council computer system if required by the Kilkenny County Council.
 - (vi) All communications shall quote the permit register reference number and the name of the permit holder.
- 3.3 The permit holder shall immediately notify the local authority by telephone and fax of any incident which occurs as a result of the activity at the facility and which;
- (a) poses an environmental threat to air or land, or
 - (b) requires an emergency response by the Local Authority, or
 - (c) has the potential for environmental contamination of surface water or ground water.

A full incident report shall be forwarded in writing to Kilkenny county Council on the next working day. The permit holder shall include as part of this notification:

- (a) the date and time of incident, or when incident was noticed;
 - (b) details of the incident and the causes or potential causes of it;
 - (c) an evaluation of environmental pollution caused, if any;
 - (d) actions taken to minimise the effect on the environment;
 - (e) steps taken to avoid reoccurrence;
 - (f) details of any site investigations instigated by the permit holder;
 - (g) any other remedial action taken.
- 3.4 In the event of any incident which relates to discharges to sewer, having taken place, the permit holder shall notify the Local and Sanitary Authority as soon as practicable, after such an incident.
- 3.5 In the case of any incident which relates to discharges to water, the permit holder shall notify the Local Authority and the Southern Regional Fisheries Board as soon as practicable after such an incident.



- 3.6 The permit holder shall make a record of any such incident in a register to be maintained at the facility(see appendix 4)

The following shall constitute an incident for the purpose an incident for this waste permit:-

- a) an emergency;
- b) any emission which does not comply with the requirements of this waste permit;
- c) any trigger level specified in this waste permit which is attained or exceeded; and
- d) any indication that environmental pollution has, or may have, taken place.

- 3.7 The permit holder shall ensure that a copy of this waste facility permit is retained on site, in an easily accessible location, at all times and at the principal office of business. A copy of this permit shall be issued by the permit holder to all relevant personnel whose duties relate to any condition within it.

- 3.8 The name(s) of the person(s) responsible for the waste management of the facility shall be submitted to Kilkenny County Council within one month of the grant of this permit. Any changes to the management should be notified in writing within a week.

- 3.9 The permit holder shall ensure that a copy of the layout plan is retained on site, in an easily accessible location, at all times and at the principal office of business. The layout plan shall include the following;

- (a) site boundary;
- (b) ordnance survey sheet reference number(s);
- (c) dimensions (metres);
- (d) orientation of north point; and
- (e) location of monitoring and sampling points

- 3.10 The permit holder shall compile and maintain a register in relation to the activity to which the waste facility permit relates for a period of not less than 7 years, which shall be available for inspection by the local authority. The register shall detail the following:

- (a) The dates, time of arrivals and quantities of each waste consignment and ELV's delivered to the facility, (The listing is by the EPA's Waste Classification -List of Waste(LoW) or subsequent amendments)
- (b) Names of the carriers, including details of vehicle registrations and waste collection permits numbers,
- (c) Origin of waste delivered,
- (d) Quantities and composition of wastes rejected at the facility, and
- (e) Quantities, composition and destination of waste consigned for onward transport from the facility;
- (f) Details of all facilities, including permit/licence numbers, which are being used to receive such waste.
- (g) the treatment, recovery or disposal activities to which the waste is subject, including the compilation of commercial documentation for all collected waste deposited at the facility
- (h) Certificates of destruction for each end-of-life vehicle depolluted on-site.



- 3.11 The permit holder shall submit to the local authority, an Annual Environmental Report. The completed AER shall be submitted to Kilkenny County Council (or nominated authority) electronically on or before the 28th February each year. The completed form shall relate to waste activities in the preceding calendar year.

This Annual Environmental Report, which shall be to the satisfaction of the local authority, shall include as a minimum the following information and shall be prepared in accordance with any relevant guidelines issued by the local authority.

- (a) compliance with all the conditions attached to the permit;
- (b) the management and staffing structure of the site;
- (c) any court order or conviction under the Act;
- (d) the tonnages and EWC code for the waste materials imported and/or sent off-site for disposal/recovery
- (e) the names of the agent and carrier of the waste, and their waste collection permit details, if required (to include issuing authority and vehicle registration number).
- (f) quantity, type and composition of all end-of-life vehicles and wastes accepted at the site;
- (g) any loads rejected at the site;
- (h) reportable incidents;
- (i) grand total for the number of –
 - i. Certificates of Destruction issued
 - ii. end-of-life vehicles, for which Certificate of Destruction have issued by vehicle make/brand, and
 - iii. End of life vehicles, for which Certificate of Destruction have issued by vehicle class (i.e. category M₁ or N₁)
- (j) all complaints received;
- (k) the contract for disposal of waste oil (including copy thereof);
- (l) the contract for the removal and recovery of batteries(including copy thereof);
- (m) the destination of all wastes accepted and disposed of at the facility during the year.
- (n) A copy of the policy of insurance
- (o) A report on the contribution by this facility to the achievement of the recovery targets stated in National and European Union waste policies as per condition 3.20.

- 3.11 The permit holder shall maintain on the site a register of all complaints received relating to the operation of the activity. Each such complaint entry in the register should give details of the following: (see appendix 5)

- (a) time and date of the complaint;
- (b) the name of the complainant
- (c) details of the nature of the complaint
- (d) actions taken to deal with the complaint, and the results of such actions;
- (e) the response made to each complainant.

- 3.12 After the receipt of a complaint, the Local Authority shall be notified in writing as soon as possible and in any event not later than five working days of receipt of the complaint.

- 3.13 The permit holder shall make all records maintained on the site available to staff of the Local Authority at all reasonable times, and shall provide any relevant information when so requested by an authorised person of the Local Authority.

- 3.14 The permit holder shall inform Kilkenny County Council within five working days of



- (i) the imposition of any requirement on the permit holder by order under the Waste Management Act 1996 as amended, or
- (ii) any conviction of the permit holder for an offence prescribed under the Waste Management Act 1996 as amended.

3.15 Records of Reuse, Recovery and Recycling Targets

The permit holder shall compile and maintain the following records of this permit, in particular:

- a) the number, and aggregate unladen weight, of end-of-life vehicles that have been deposited at the facility;
- b) the aggregate weight of materials for re-use, arising from end-of-life vehicles that have been deposited at the facility for appropriate treatment and recovery;
- c) the aggregate weight of materials for recycling, arising from end-of-life vehicles that have been deposited at the facility for appropriate treatment and recovery;
- d) the aggregate weight of materials for recovery, arising from end-of-life vehicles that have been deposited at the facility for appropriate treatment and recovery; and
- e) the aggregate weight of materials for disposal, arising from end-of-life vehicles that have been deposited at the facility for appropriate treatment and recovery.

3.16 Kilkenny County Council shall be notified within 14 days of the occurrence of the following matters except where such disclosure is prohibited by Stock Exchange rules:

- (a) Where the operator is a registered company:
 - (i) any change in the operator's trading name, registered name or registered office address
 - (ii) any change to particulars of the operator's ultimate holding company (including details of an ultimate holding company where an operator has become a subsidiary); and
 - (iii) any steps taken with a view to the operator going into administration, entering into a company voluntary arrangement or being wound up.
- (b) Where the operator is a corporate body other than a registered company:
 - (i) any change in the operator's name or address; and
 - (ii) any steps taken with a view to the dissolution of the operator
- (c) In any other case:
 - (i) the death of any of the named operators (where the operator consists of more than one named individual); and
 - (ii) any steps taken with a view to the operator, or any one of them, going into bankruptcy, entering into a composition or arrangement with creditors, or, in the case them being in a partnership, dissolving the partnership.

3.17 The permit holder shall if required by Kilkenny County Council, establish and maintain an Environmental Programme (EP). The EP shall set out an action plan to address a 5 year period and shall be updated on an annual basis. The EP will include the following:

- (a) Specific objectives
- (b) Measurable targets
- (c) Comply with any written guidance issues by the Local Authority or the Agency where relevant.



3.19 The Permit Holder shall initiate a programme for the inspection and maintenance of oil interceptors on the site. A register shall be kept of all maintenance work carried out on such units and this information shall be made available to the Local Authority on request (appendix 6).

3.20 The permit holder shall collect, maintain and report, in a specific format of data or records, in agreement with the Local Authority, data to monitor compliance with targets as set out in the;(where relevant)

Packaging and packaging waste directive

WEEE Directive

ELV directive

Batteries and accumulators

National waste management policy and legislation for the management of waste tyres.

National waste management policy and legislation for the management of construction and demolition waste

National Waste Report as specified by the Agency

Organic pollutants directive

Purchasing of waste by the Permit Holder

3.21 Prior to purchasing waste, the Permit Holder shall request from the person supplying the material to the facility,

(i) proof of identity of the person supplying the material, such proof being:-

- (a) A valid passport, or
- (b) A current Irish driving licence, or learner driver permit, or
- (c) A Public services Card issued by the department of social protection.

(ii) proof of current address of the person supplying the material, such proof being:-

- (a) A current utility bill addressed to that person at their stated address, or
- (b) A document issued by a Government Department addressed to that person at their stated address within the previous three months, or
- (c) A current car or home insurance policy addressed to that person at their stated address, or,
- (d) A current Tax Credit certificate or Tax clearance certificate issued by the Office of the Revenue Commissioners to that person at their stated address,

3.22 The permit holder shall maintain a register in relation to any waste purchased by the permit holder from a person supplying material to the facility, which shall be available for inspection by the Local Authority. The register shall detail the following: (see Appendix 10).

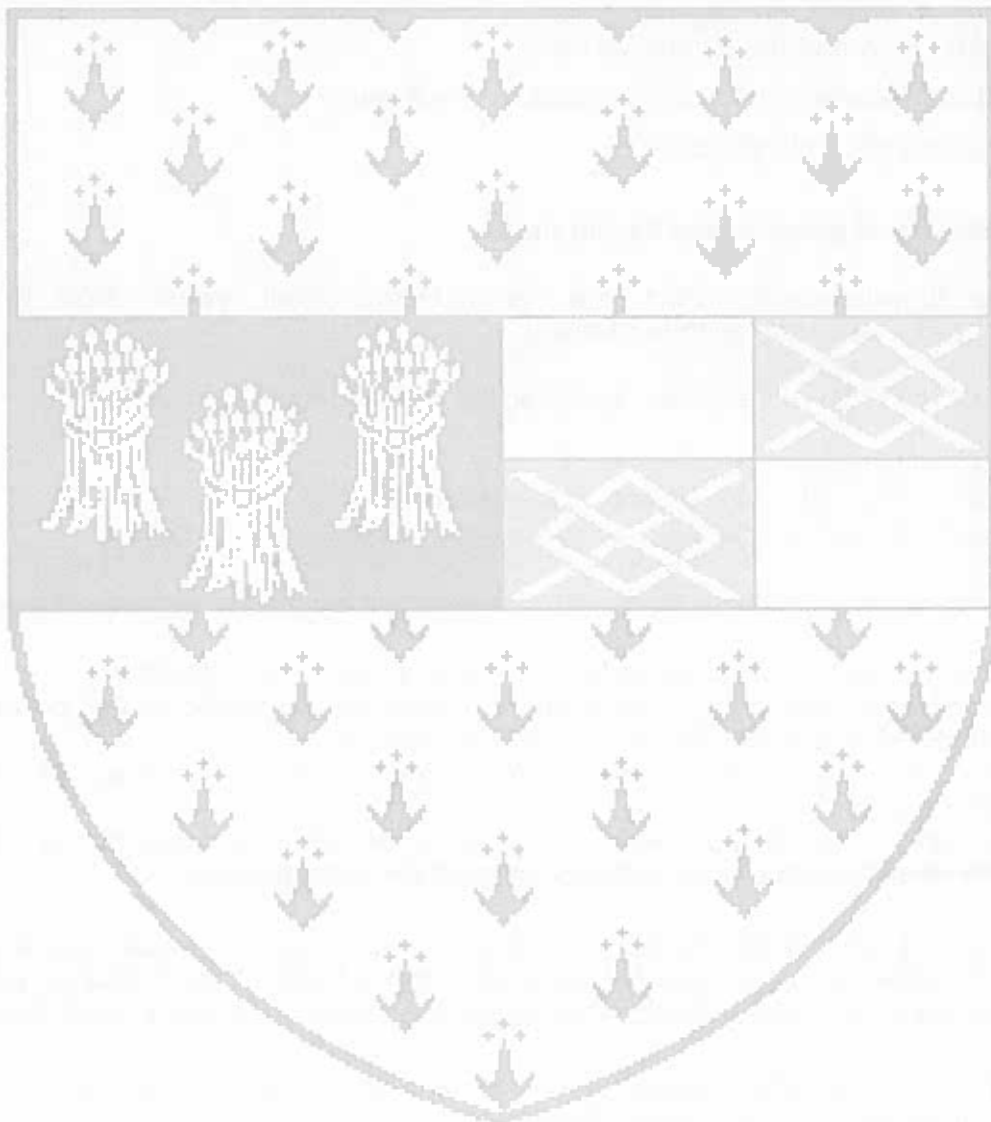
- (a) The name, identity, registration number and waste collection permit number of the delivery vehicle (where appropriate),
- (b) Description and weight of the materials, time and date of sale, and amount paid.



- (c) A signed statement stating by the person supplying the material that they are the lawful owner of the material or have the consent of the lawful owner to sell the material.

Any written correspondence in relation to retention of identification records between the Permit Holder and the Local Authority shall be deemed a condition of this waste permit.

Reason: - To provide for the notification of incidents, to update information on the activity and to provide for the keeping of records.





CONDITION 4 SITE INFRASTRUCTURE AND OPERATIONS

- 4.1 The permit holder shall establish all infrastructure referred to in this permit in advance of the commencement of the permissible activities or as required by the conditions of this permit. No ELV treatment shall commence until vehicle depollution shed is erected and commissioned. Any infrastructure specified in the application which relates to the environmental performance of the installation and is not specified in the permit, shall be installed in accordance with the information submitted in the application.
- 4.2 Facility Notice Board
- Within one month of the date of grant of this permit the Permit Holder shall provide and maintain a sign at the entrance to the facility. This sign should clearly show the following information:-
- a) The name, address and contact telephone number of the facility
 - b) The normal hours of opening
 - c) The name of the waste permit holder
 - d) An emergency out of hours contact telephone number; and
 - e) Where environmental information relating to the facility can be obtained
- Minimum size of the sign to be 1200mm by 750mm.
- 4.3 Facility Security
- (i) The site shall be adequately secured at all times. The entrance gate shall be locked when the site is not in use.
- 4.4.1 Facility Office
- (i) The Permit Holder shall provide and maintain an office at the facility. The office shall be constructed and maintained in a manner suitable for the processing and storing of documentation.
 - (ii) The Permit Holder shall provide and maintain a working telephone and a method for the electronic transfer of information at the facility.
- 4.5 Waste Inspection Area, Waste Quarantine Area, Waste Recovery Area and Waste Storage Area
- (i) Designated Waste Inspection, Waste Quarantine, Waste Recovery and Waste Storage Areas shall be provided and maintained at the facility. The quarantine area shall include a skip for the storage of rejected waste.
 - (ii) These areas shall be constructed and maintained in a manner suitable, and be of a size appropriate for the inspection of waste, the quarantine of waste, the recovery of waste, and, the storage of waste.
 - (iii) The designated Waste Inspection, Waste Quarantine, Waste Recovery and Waste Storage Area's shall be clearly identified and appropriately segregated from each other.
 - (iv) Drainage from the Waste Inspection Area, the Waste Quarantine Area, the Waste Recovery Area, and, the Waste Storage Area shall be treated as hazardous waste unless it can be demonstrated to be otherwise, and shall be diverted to a sump, or where appropriate, to silt trap and oil separator, for collection and safe disposal.
- 4.6 The Permit Holder shall provide and use adequate lighting during the operation of the facility in hours of darkness.



4.7 Facility Roads

The permit holder shall become compliant with condition No. 14 as set out in P14/533 within 3 months of the grant date of this permit as follows;

- (i) Provide a pedestrian link between the end of the footpath and the access to Molloy Metal Recycling Facility
- (ii) Remove markings from temporary access road and replace incorrect junction warning sign
- (iii) Continue the centreline road marking as far as the access to the Molloy Metal Recycling facility
- (iv) Lay final surface course to complete road pavement.

4.7.1 Site Surfaces

- (ii) The permit holder shall provide and maintain effective site roads to ensure the safe and nuisance free movement of vehicles within the facility.
- (iii) The facility entrance and hardstanding areas shall be appropriately paved and in a fit and clean condition.
- (iv) The permit holder shall provide, and maintain an impermeable concrete surface in the appropriate areas of the facility where end-of life vehicles and crashed repairable vehicles are stored. The surfaces of the site shall be concreted and constructed to British Standard 8110 or an alternative agreed with Kilkenny County Council.
- (v) The permit holder shall remedy any defect in concrete surfaces within five working days.
- (vi) The impermeable concrete surfaces must be provided with spillage collection facilities, decanters and cleanser-degreasers.
- (vii) The facility must be provided with appropriate storage for dismantled spare parts, including impermeable storage for oil-contaminated spare parts.

Tank, Container and Drum Storage Areas

4.8 The permit holder shall ensure that the requirements pertaining to Tank, Container and Drum Storage Areas as set out below shall be complied with within 4 months of the issue date of this permit:

- (i) All tank container and drum storage areas shall be rendered impervious to the materials stored therein. Bunds should be designed having regard to Agency guidelines 'Storage and Transfer of Materials for Scheduled Activities' (2004).
- (ii) All tank and drum storage areas (including storage for batteries, oil filters and PCB/PCT-containing condensers, fuels, oils all other fluids etc) shall, as a minimum, be bunded, either locally or remotely, to a volume not less than the greater of the following:-
 - (a) 110% of the capacity of the largest tank or drum within the bunded area; or
 - (b) 25% of the total volume of substance which could be stored within the bunded area.



The height of the bund for all storage areas shall not be less than 300mm. The permit holder shall ensure that all bunded areas shall be securely covered so that rainwater is excluded from entering the area unless otherwise agreed in writing with the Local Authority

- (iii) All liquid that collects in bunded areas shall be treated as hazardous waste unless it can be demonstrated to be otherwise. All drainage from bunded areas shall be diverted for collection and safe disposal.
- (iv) All inlets, outlets, vent pipes, valves and gauges must be within the bunded area.
- (v) The integrity and water tightness of all the bunding structures, tanks and containers and their resistance to penetration by water or other materials stored therein shall be tested and demonstrated by the permit holder at least once every three years. This testing shall be carried out in accordance with any guidance published by the Agency.
- (vi) All tanks, containers and drums shall be labelled to clearly indicate their contents.

4.9 The permit holder shall install and maintain silt traps and oil separators at the facility to ensure that all storm water discharges from all impermeable areas on the site, where vehicles are stored prior to depollution, where vehicles are being depolluted and where any components are being stored which retain traces of contaminants, pass through a silt trap and oil separator prior to discharge. The separator shall be a Class I full retention separator and the silt traps and separator shall be in accordance with I.S. EN 858-2:2003 (separator systems for light liquids).

4.10 The permit holder shall provide an inspection chamber with a sump between the separator and the on-site soakways. The sump shall be of a minimum size of 500mm square and 400mm deep. The permit holder shall ensure that the sump shall be installed and operated to the satisfaction of the Local Authority.

4.11 All pump sumps, storage tanks, or other treatment plant chambers (if any on site) from which spillage of environmentally significant materials might occur in such quantities as are likely to breach local or remote containment or separator, shall be fitted with high liquid level alarms (or oil detectors as appropriate) within three months from the date of grant of this permit.

4.12 The permit holder shall ensure that all pump sumps, storage tanks and other treatment plant chambers shall be emptied, when necessary, by an approved waste oil collector. The permit holder shall provide proof of this contract by including details of it in the Annual Environmental Report.

Groundwater

4.13 The Permit Holder shall (if deemed necessary by Kilkenny County Council) provide and maintain at least 1 up-gradient and 2 down-gradient groundwater monitoring boreholes at the facility, as may be required by Kilkenny County Council. Where the Council requires such ground water monitoring boreholes the permit holder shall comply with the following:

- (i) Proposals shall be submitted for the location and depth (borehole and screen area/level) of groundwater monitoring boreholes to the Council for agreement. The



- location of all monitoring boreholes shall be subject to reassessment and agreement by the Council every 5 years.
- (ii) Groundwater monitoring wells shall be constructed having regard to the guidance given in the Environmental protection Agency's Landfill manual named "Landfill Monitoring".
 - (iii) All wells and boreholes shall be adequately protected and sealed to prevent contamination or physical damage and, as may be appropriate, decommissioned according to the UK Environment Agency Guidelines "Decommissioning Redundant Boreholes and Wells" or otherwise agreed with the Council.

Surface Water Management

- 4.14 The permit holder shall ensure that storm water gutters shall be maintained in good condition and all uncontaminated storm water diverted to a separate soak-way/drainage system.
- 4.15 No alterations to the drainage system at the facility shall be undertaken without prior written approval of the Local Authority.
- 4.16 The permit holder shall ensure that no surface water generated on site shall flow onto the public road or onto adjoining properties.
- 4.17 The permit holder 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 Kilkenny County Council.
- 4.18 The Permit Holder shall install on all emission points such sampling points or equipment, including any data-logging or other electronic communication equipment, as may be required by Kilkenny County Council. All such equipment shall be consistent with the safe operation of all sampling and monitoring systems.

Firewater Retention

- 4.19 The permit holder shall have regard to the Environmental Protection Agency Draft Guidance Note to Industry on the Requirements for Fire-Water Retention Facilities in the provision of firewater retention facilities on-site.

Reason: - To provide appropriate infrastructure and operations for the protection of the environment.



CONDITION 5 WASTE ACCEPTANCE AND HANDLING

Permitted Wastes

5.1 The permit holder shall ensure that only wastes permitted at this facility are accepted. The permissible wastes are listed below. The listing is by the EPA's Waste Classification - List of Waste (LoW) or subsequent amendments.

- ⇒ 02 01 10 Metals from agricultural sources
- ⇒ 12 01 01 Ferrous metal filings & turnings
- ⇒ 12 01 03 Non-ferrous metal filings & turnings
- ⇒ 15 01 04 Metallic packaging
- ⇒ 15 01 07 Glass packaging
- ⇒ 16 01 03 End of life tyres
- ⇒ 16 01 04 End-of-life vehicles
- ⇒ 16 01 06 End-of-life-vehicles, containing neither liquids nor other hazardous components
- ⇒ 16 01 12 Brake pads other than those mentioned in 16 01 11
- ⇒ 16 01 17 Ferrous metals from ELV's
- ⇒ 16 01 18 Non-ferrous metals from ELV's
- ⇒ 16 01 19 Plastics
- ⇒ 16 01 22 Non-hazardous catalytic converters
- ⇒ 16 06 01 Lead batteries
- ⇒ 17 01 01 Concrete
- ⇒ 17 01 02 Bricks
- ⇒ 17 01 03 Tiles and ceramics
- ⇒ 17 01 07 Mixture of concrete, bricks, tiles and ceramics other than those mentioned in 17 01 06
- ⇒ 17 02 01 Wood
- ⇒ 17 02 02 Glass
- ⇒ 17 02 03 Plastic
- ⇒ 17 04 01 Copper, Bronze, Brass
- ⇒ 17 04 02 Aluminium
- ⇒ 17 04 03 Lead
- ⇒ 17 04 05 Iron and Steel
- ⇒ 17 04 07 Mixed metals
- ⇒ 17 04 11 Cables other than those mentioned in 17 04 10
- ⇒ 17 09 04 Mixed construction and demolition wastes other than those mentioned
- ⇒ 19 12 02 Ferrous metals
- ⇒ 19 12 03 Non-ferrous metals
- ⇒ 20 01 02 Glass
- ⇒ 20 01 40 Metals
- ⇒ 20 03 07 Bulky Waste

5.2 The permit holder shall only accept such wastes for recovery at this permitted facility as listed in condition 5.1 of this permit, or, waste permitted in accordance with condition 1.13 of this permit, as the case may be. The permit holder shall that adequate steps are taken to prevent acceptance of any other waste types.



- 5.3 The maximum permitted annual intake of waste at the facility shall not exceed 24,500 tonnes.

Waste Acceptance

- 5.4 The permit holder shall ensure that adequate steps are taken to prevent unauthorised entry of waste to the facility. The permit holder shall make provisions to control access to the site to prevent fly tipping of waste.
- 5.5 The permit holder shall issue a *Certificate of Destruction* to the registered owner, an authorised person of a local authority or a member of an Garda Síochána on the deposit of an end-of-life vehicle at that facility for appropriate treatment and recovery and all relevant information relating to that *Certificate of Destruction* shall be noted on the National Vehicle File. The Certificates of destruction shall only be in the form specified by the Minister. Temporary storage of unauthorised wastes shall be in a designated Waste Quarantine Area. Waste shall be stored under appropriate conditions in the quarantine area to avoid putrefaction, odour generation, the attraction of vermin and any other nuisance or objectionable condition.
- 5.6 Where an end-of-life vehicle has been deposited at the authorised treatment facility for appropriate treatment and recovery the permit holder shall take all reasonable steps as are necessary to ensure that-
- (i) the end of life vehicles, including components and materials shall be treated in accordance with the minimum technical requirements set out in paragraph 3 and 4 in the Schedule 2 of the European Union (End-of-Life Vehicles) Regulations 2014, (see appendix 8), and in particular in the case of the minimum technical requirements for de-pollution set out in paragraph 3 in Schedule 2 of the European Union (End-of-Life Vehicles) Regulations 2014, (see appendix 8), at the earliest possible opportunity but in any case **no later than 10 days** after the date of the deposit of the end-of-life vehicles at the facility, in order to reduce any adverse impacts on the environment.
 - (ii) hazardous substances and components shall be removed and segregated in a selective way so as not to contaminate any subsequent shredder waste from the end-of-life vehicles, and
 - (iii) treatment operations and storage shall be carried out in accordance with the minimum technical requirements set out in paragraphs 3, 4 and 5 of the Schedule 2 of the European Union (End-of-life vehicles) Regulations 2014, (see appendix 8) and in such a manner as to ensure the suitability of vehicle components for reuse and recovery, and in particular for recycling.
- 5.7 The maximum storage period for depolluted end-of-life vehicles deposited at the facility shall be 8 months from the date of receipt of the vehicle at the facility, after this period the vehicles shall be removed off site for appropriate recovery.
- 5.8 The loading and unloading of waste material shall be carried out in designated areas protected against spillage and polluting material run-off. While awaiting recovery or disposal, all waste shall be collected and stored in designated areas, which shall be protected against spillage and polluting material run-off.
- 5.9 The permit holder shall ensure that the storage (including temporary storage) of end-of life vehicles and crashed repairable vehicles prior to its being the subject of appropriate treatment and recovery shall only be carried out on designated areas within the facility:



- (i) having impermeable surfaces in all appropriate areas which are provided with spillage collection facilities, decanters and cleanser-degreasers, and
 - (ii) provided with equipment for the treatment of water, including rainwater, in compliance with health and environmental regulations.
- 5.10 Waste accepted at the facility shall be confined to the waste listed in condition 1.13 or wastes permitted in accordance with condition 5.1 of this permit.
- 5.11 The permit holder shall ensure that recovery of waste on-site shall only take place in accordance with the conditions of this permit and in accordance with the appropriate National and European legislation and protocols.
- 5.12 Within 1 month of the date of grant of this permit, the permit holder shall develop procedures for the handling/management of the depollution process to include operational controls to ensure the quality of the finished product and mitigate emissions. The procedures shall be submitted to the Local Authority for approval.
- 5.13 The Permit Holder shall ensure that:
- (i) incoming end-of-life vehicles and crashed repairable vehicles and vehicles that have not been fully depolluted are stored on an impervious base with provision of spillage collection facilities prior to and during the de-pollution process;
 - (ii) all fluids (fuel, motor oil, transmission oil, gearbox oil, hydraulic oil, cooling liquids, anti-freeze, break fluids, air conditioning system fluids and any other fluid contained in the end-of-life vehicle) are drained, unless they are necessary for the reuse of the parts concerned, before dismantling commences, and that these fluids are temporarily stored on site in appropriate containers or immediately removed by an authorised Waste Collection Permit Holder in an environmentally sound manner;
 - (iii) lead-acid batteries are removed from incoming end-of-life vehicles and that these batteries are temporarily stored on site in appropriate containers in an environmentally sound manner pending removal off-site by an authorised Waste Collection Permit Holder.
 - (iv) unless otherwise agreed with the Local Authority, filters are removed from incoming end-of-life vehicles and that these filters are temporarily stored on site in appropriate containers in an environmentally sound matter pending removal off-site by an authorised Waste Collection Permit Holder.
 - (v) used tyres are stored in a manner that does not constitute a fire hazard and that excessive stockpiling is avoided, pending removal off-site by an authorised Waste Collection Permit Holder.
 - (vi) all air conditioning systems, catalysts and other hazardous components and materials are removed from incoming end-of-life vehicles and are stored on site in appropriate containers in an environmentally sound manner pending removal off-site by an authorised Waste Collection Permit Holder.
 - (vii) all air bags should be removed from incoming end-of-life vehicles and stored on site in appropriate containers in an environmentally sound manner pending reuse or else deployed in the vehicle;



(viii) when dismantling an end-of-life vehicle or removing fluids from a component of an end-of-life vehicle; the Permit Holder shall have regard to the dismantling information made available by the producer of the vehicle under Article 29 of S.I. No 281 of 2014.

(viii) Once an end-of-life vehicle has undergone depollution a 'Depolluted' sticker/marker shall be placed in a visible location on the depolluted end-of-life vehicle to indicate that the vehicle has been depolluted.

5.14 While awaiting collection, the Permit Holder shall provide the following designated storage areas in accordance with Condition 2.10 of this permit:

(a) appropriate storage for dismantled spare parts, including impermeable storage for oil-contaminated spare parts.

(b) appropriate separate containers for storage of batteries, oil filters and PCB/PCT-containing condensers.

(c) appropriate bunded storage tanks for all fuel, oils and all other fluids, generated during the dismantling process.

(d) appropriate storage containers for windscreen, and glass breakages.

(e) appropriate storage for tyres, without excessive stockpiling, which is designed and operated to minimise the risk of fire and potential fire hazard.

5.15 The permit holder shall ensure that storage operations are to be carried out in such a manner so as to avoid damage to; components containing fluid, recoverable components and spare parts.

5.16 The permit holder shall ensure that all waste arriving at the facility shall be subjected to a visual inspection. Any waste deemed unsuitable for processing at the facility and / or in contravention of this permit, shall be immediately separated, stored in a designated quarantine area and removed off site by an authorised Waste Collection Permit Holder, at the earliest possible time. Such waste shall be disposed of/ recovered at an alternative facility with an appropriate Waste Permit or Waste Licence. Records shall be maintained as per Condition 3 of this permit.

5.17 Operational Controls

(i) De-pollution of end of life vehicles shall take place within the designated depollution area and over an impermeable surface.

(ii) The impermeable surface of the vehicle depollution building shall be cleaned on a weekly basis. The floor of the storage bays for recovered wastes shall be washed down and cleaned on each occasion such bays are emptied, or as a minimum on a weekly basis.

(iii) Scavenging shall not be permitted at the facility.

(iv) All tanks and drums shall be labelled to clearly indicate their contents.

(v) All containers shall be secure and fit for purpose to ensure that oil, battery acids, mercury or other fluids cannot escape from them and to ensure that liquids such as rainwater cannot enter them. All containers shall be labelled to identify their contents.

(vi) All storage bays shall be labelled to clearly indicate their contents.



(vii) The storage of fully depolluted vehicles and uncontaminated spare parts (i.e. oil-contamination and or hazardous parts, etc) only may take place on hard-standing within the facility.

(viii) The height of the waste stored in the outdoor storage areas shall not exceed 3 meters in height.

(ix) No hazardous or liquid waste shall be disposed of at the facility.

(x) No burning of waste shall take at the facility.

5.18 The Permit Holder shall ensure that different categories of hazardous wastes (e.g., waste oils, fluids, batteries, etc.), are kept separate. No mixing of hazardous wastes shall take place unless specifically authorised by the Local Authority.

5.19 Items of plant deemed critical to the efficient and adequate processing of waste at the facility shall be provided on the following basis:-

- (i) 20% standby capacity available on a routine basis; and
- (ii) Provision of contingency arrangements and/or back up and spares in the case of breakdown of critical equipment.

5.20 The quantity of waste to be accepted at the facility on a daily basis shall not exceed the duty capacity of the equipment at the facility. Any exceedance of this intake shall be treated as an incident.

5.21 In advance of the commencement of waste activities the permit holder shall provide a report for the agreement of Kilkenny County Council detailing the duty and standby capacity in tonnes per day, of all waste handling and processing equipment to be used at the facility. These capacities shall be based on the permissible waste intake.

Waste Movement

5.22 The Permit Holder shall neither accept hazardous waste within Ireland at the facility nor dispatch hazardous waste within Ireland from the facility, except in accordance with the relevant provisions of European Communities (Shipments of Hazardous Waste Exclusively within Ireland) Regulations 2011 (S.I. No. 324 of 2011), as may be amended from time to time.

5.23 The Permit Holder shall neither import waste into the State nor export waste out of the State, except in accordance with the relevant provisions of Regulation (EC) No 1013/2006 of the European Parliament and of the Council of 14th June 2006 on shipments of waste and associated national regulations.

5.24 The permit holder shall not transfer and end-of-life vehicle, or an abandoned vehicle that is a specified vehicles, which has been deposited at the facility for appropriate treatment and recovery to any other person save for the purpose of its being the subject of appropriate treatment and recovery at another authorised treatment facility.

5.25 Waste sent off-site for recovery, recycling, or disposal shall be transported only by an authorised waste collector in accordance with the Waste Management (Collection Permit) Regulations, 2001 (where the permit holder has a valid permit granted under



such Regulations) or the Waste Management (Collection Permit) Regulations, 2007 (as amended),(where a valid permit was granted since 1st June 2008).

- 5.26 All hazardous waste shall be brought to an authorised facility and transported off site in accordance with S.I. 147, Waste Management (Movement of Hazardous Waste) Regulations, 1998 or in the case of exported waste in accordance Council Regulations (EEC) No. 259/93 and S.I. No. 419 of 2007 Waste Management (Shipments of Waste) Regulations 2007.
- 5.27 The permit holder shall take adequate steps to ensure that no waste material or debris can fall or be blown from vehicles entering and exiting the facility, all vehicles shall be appropriately covered. Any such waste material or debris deposited onto the road network in the vicinity of the facility shall be removed without delay.

Waste Disposal / Recovery off Site

- 5.28 All wastes sent off site for recovery/disposal shall be inspected by the permit holder prior to leaving the facility to confirm their description and composition.
- 5.29 Off-site Disposal and Recovery
- (i) Waste (including inter alia shells of end-of-life vehicles and their constituent metal parts) transferred off-site for recycling, recovery or disposal shall only be conveyed by a waste collector appropriately authorised, as the case may be, in accordance with:
- the Waste Management Act, 1996, as amended; and
 - the Waste Management (Collection Permit) Regulations,2001, as amended; or
 - the Waste Management (Collection Permit) Regulations,2007, as amended; or
 - the exemptions available from the requirement to hold a waste collection permit.
- (ii) All waste transferred off-site for recycling, recovery or disposal shall only be transferred to a facility with an appropriate Waste License, or, Waste Facility Permit, or, Certificate of Registration authorising the acceptance of such waste by an authorised collector.
- All wastes transferred off-site for recycling, recovery or disposal shall be transported from the facility to the consignee in a manner which will not adversely affect the environment and in accordance with the appropriate National and European legislation and protocols

Reason: - To provide for the acceptance and handling of wastes authorised under this permit. And to provide for the recovery or disposal of waste and the protection of the environment



CONDITION 6 NUISANCES, EMISSIONS AND ENVIRONMENTAL IMPACTS

- 6.1 The Permit Holder shall ensure that the dismantling and recovery activities on the site shall be carried in such a manner as not to have an adverse affect on the general environment and specifically the drainage of adjacent lands, roads, watercourses, field drains or any other drainage system.
- 6.2 The Permit Holder shall take adequate precautions to prevent undue noise, fumes, dust, grit, untidiness and other nuisances during the course of the activities on site, which would result in a significant impairment of or interference with, amenities or the environment beyond the business premises' boundary. If unacceptable levels occur, as defined by the relevant standards, the Permit Holder shall abide by the Local Authority's abatement requirements, which may include immediate cessation of operations.
- 6.3 The Permit Holder shall take adequate steps to ensure that no material can fall or be blown from vehicles entering and exiting the site. Any material deposited onto the roadway shall be removed immediately.
- 6.4 The permit holder shall ensure that no waste shall be burned on site.
- 6.5 The Permit Holder shall inspect the site perimeter weekly for nuisances caused by vermin, litter, or odours. The Permit Holder shall remove all litter from the site and its environs without delay. A record shall be maintained of inspections and any actions taken as a result of these inspections (appendix 7).
- 6.6 Within the lifetime of this permit, the Permit Holder shall install such groundwater quality monitoring boreholes as may be required by the Local Authority.
- 6.7 There shall be no direct emission of polluting matter to atmosphere or to groundwater.

Spill Collection

- 6.8 The Permit Holder shall have in storage an adequate supply of contaminated booms and/or suitable absorbent material including decanters and cleansers degreasers to contain and absorb any spillage at the facility. Once used the absorbent material shall be disposed of at an appropriate facility

Reason: - To provide for the control of nuisance and emissions from the facility and to provide for the protection of the environment.



CONDITION 7: ENVIRONMENTAL PROTECTIONS & EMISSIONS

- 7.1 Authorised staff of the Local Authority shall have unrestricted access to the site at all reasonable times, on production of identification if requested, for the purposes of their functions under the Waste Management Acts 1996 as amended, including such inspections, monitoring and investigations as are deemed necessary by the Local Authority.
- 7.2 The permit holder shall implement a monthly monitoring programme for the surface water drainage system including the discharge from all on-site oil separators. Such monitoring shall, as a minimum, include conductivity, pH, TOC, suspended solids and mineral oils and shall be carried out at a monitoring location to be agreed by the Local Authority.
- 7.3 The permit holder shall undertake monthly hydrocarbon monitoring of the discharge from all on-site oil separators. In the event that such monitoring indicates that the total hydrocarbon concentration is greater than 5 mg / litre the effluent shall be considered an oily fluid and not stormwater. It shall be collected and stored for safe disposal / recovery off site. The monitoring requirement under this condition may be reviewed by the Local Authority following a period of six months from the date of granting of this permit.
- 7.4 All petrol oil interceptors shall have access points on the outfall to enable monitoring.
- 7.5 The permit holder shall ensure that there shall be no direct emissions of polluting matter to atmosphere or to groundwater unless otherwise agreed in writing with the Local Authority. All surface water run-off from the impermeable surfaces shall be directed to an oil interceptor tank prior to discharge.
- 7.6 Emission limit values for emissions to sewer / waters in this permit shall be interpreted in the following way:-
- (a) Continuous monitoring:
 - (i) No flow value shall exceed the specified limit.
 - (ii) No pH value shall deviate from the specified range.
 - (iii) No temperature value shall exceed the limit value.
 - (b) Composite Sampling:
 - (i) No pH value shall deviate from the specified range.
 - (ii) For parameters other than pH and flow, eight out of ten consecutive composite results, based on flow proportional composite sampling, shall not exceed the emission limit value. No individual result similarly calculated shall exceed 1.2 times the emission limit value.
 - (c) Discrete Sampling
For parameters other than pH and temperature, no grab sample value shall exceed 1.2 times the emission limit value.
- 7.7 Sampling and analysis of all pollutants as well as reference measurement methods to calibrate automated measurement systems shall be carried out in accordance with CEN-standards. If CEN standards are not available, ISO, national or international standards which will ensure the provision of data of an equivalent scientific quality shall apply.



- 7.8 The permit holder shall ensure that monitoring and analysis equipment shall be operated and maintained as necessary so that monitoring accurately reflects the emission or discharge.
- 7.9 The frequency, methods and scope of monitoring, sampling and analyses, as set out in this permit, may be amended with the agreement of the Local Authority following evaluation of test results.
- 7.10 The permit holder shall if required by Kilkenny County Council prepare a programme, to the satisfaction of the Local Authority, for the identification and reduction of fugitive emissions. This programme shall be included in the Environmental Management Programme.
- 7.11 All tanks and pipelines shall be maintained impervious to the materials carried by or stored therein. The integrity and water tightness of all underground pipes and tanks and their resistance to penetration by water or other materials carried or stored therein shall be tested and demonstrated by the permit holder. This testing shall be carried out by the permit holder at least once every three years thereafter and reported to the Local Authority on each occasion. A written record of all integrity tests and any maintenance or remedial work arising from them shall be maintained by the permit holder.
- 7.12 The permit holder shall if required by Kilkenny County Council within twelve months of date of grant of this permit arrange for the carrying out, by an appropriately qualified consultant/professional, of a comprehensive hydrogeological investigation of the site. The scope, detail and programme, including report structure and reporting schedule, for this investigation must be agreed by the Local Authority prior to implementation. Any recommendations arising from a report or reports on this investigation must be implemented within such a period to be agreed by the Local Authority.
- 7.13 Dust from the activity shall not give rise to deposition levels at the facility boundary which exceed the limit values of 350mg/m²/day. If deemed necessary by Kilkenny County Council, dust monitoring shall be carried out at dust monitoring points, location to be agreed in advance with Kilkenny County Council.
- 7.14 If so requested by the Local Authority, the Permit Holder shall, at his own expense, carry out such further investigations and monitoring of the facility as required by the Local Authority. The scope, detail and programme, including report structure and reporting schedule, for any such investigations and monitoring shall be in accordance with any written instructions issued by the Local Authority.
- 7.15 In the event that any monitoring or observations indicate that an incident of pollution of waters in the vicinity of the site, or a discharge of leachate onto adjoining lands, has or may have taken place, acceptance of waste onto the site shall cease, and remedial measures shall be carried out immediately as directed by the Local Authority.
- 7.16 The permit holder shall if required by Kilkenny County Council, screen for substances identified in SI 272 of 2009 (European Communities Environmental Objectives (Surface Waters) Regulations 2009) upon request from the Local Authority. Any written correspondence in relation to the above between the permit holder and the Local Authority shall be deemed a condition of this permit.



Environmental Protection

- 7.17 The only environmental emissions to any media allowed from the facility are those detailed within the application and provided for in this permit. Emissions shall not exceed the emission limit values specified in this permit, as relevant.
- 7.18 The permit holder shall ensure the activities at the facility shall be carried on in such a manner as not to have an adverse affect on the general environment .
- 7.19 The permit holder shall take preventative measures to ensure that the activity does not result in unreasonable noise, dust, grit, litter, odour and other nuisances, which would result in the impairment of, or significant interference with, the amenities or the environment beyond the site boundary.

Noise and Vibration Emissions

- 7.20 Noise emissions from the facility shall not give rise to noise levels at noise sensitive locations in the vicinity of the activity in excess of:
- (i) 55 dBA Leq, _{LT} during the hours 08.00 - 20.00
 - (ii) 45 dBA Leq, _{LT} during the hours 20.00 - 08.00
 - (iii) There shall be no clearly audible tonal component, or impulsive component, in the noise emission from the development at any noise sensitive location.
- 7.21 Noise monitoring shall be carried out biannually at noise monitoring locations indicated on the Proposed Site Layout drawing, drawing number JCA-02 (or as determined by Kilkenny County Council) submitted as part of the application.

Air Pollution Control

- 7.22 The permit holder shall ensure that all operations on site shall be carried out in a manner such that air emissions do not result in significant impairment of, or significant interference with amenities or the environment beyond the site boundary.

Dust / Odour Control

- 7.23 Dust monitoring shall be carried out biannually at dust monitoring locations indicated on the Site Layout drawing, drawing number JCA-02 submitted as part of the application or as determined by Kilkenny County Council.
- 7.24 The location and frequency of monitoring may be reviewed by Kilkenny County Council.
- 7.25 Monitoring of dust emissions shall be carried out during normal operational hours. These results shall be forwarded to Kilkenny County Council.
- 7.26 Measures are to be employed to control dust arising from the operation of the facility, including the immediate access roads, such that the operation of the activity does not cause a nuisance.



Drainage Emissions.

- 7.27 The drainage system, bunds, silt trap and oil separator shall be inspected weekly, desludged as necessary and properly maintained at all times. All sludge and drainage shall be collected for safe disposal. A written record shall be kept of the inspections, desludging, cleaning, and disposal of associated waste products and maintenance of the systems.

Surface Water Emissions

- 7.28 No trade effluent, leachate and/or contaminated storm water shall be discharged to surface water drains and surface water courses.
- 7.29 The discharge of trade effluent is subject to a discharge licence in accordance with the Local Government (Water Pollution) Acts, 1977 & 1990.
- 7.30 The permit holder shall implement a monthly monitoring programme for the surface water discharge for the first year of the permit.
- 7.31 After a period of 12 months from date of grant of the permit the permit holder shall agree a revised monitoring program with Kilkenny County Council based on the previous 12 months.
- 7.32 The trigger level/s for surface water discharges from the facility measured at monitoring point(s) (to be agreed as per condition 6.2) are:-
- (i) Suspended Solids 35 mg/l
 - (ii) Mineral Oils 3mg/l.
 - (iii) $6.0 < \text{pH} < 9.0$
 - (iv) TOC 150% average base level max*
 - (v) [Kilkenny County Council may add other parameters as required]
- * The average base level shall be agreed with the Local Authority within 12 months of the date of issue of the permit.
- 7.32 There shall be no direct emissions to ground water or surface water courses.
- 7.33 In the event that any monitoring indicates that an incident of pollution of waters has occurred arising from the activities on the site, acceptance of waste onto the site shall cease, and remedial measures shall be carried out immediately as directed by the Local Authority.

Spillage & Debris Control

- 7.34 All approach roads to the facility shall be kept free from any deposits as a result of the operation of the facility. Material deposited on the road shall be cleaned immediately.
- 7.35 The Permit Holder shall ensure that vehicles entering or exiting the site do not deposit material of any sort onto the roadway or adjoining lands.
- 7.36 The Permit Holder shall inspect the site perimeter at a minimum twice weekly or as required for the presence of litter and shall remove all litter from the site and its environs



without delay. A record shall be kept of inspections and any action taken as a result of these inspections (see Appendix 6).

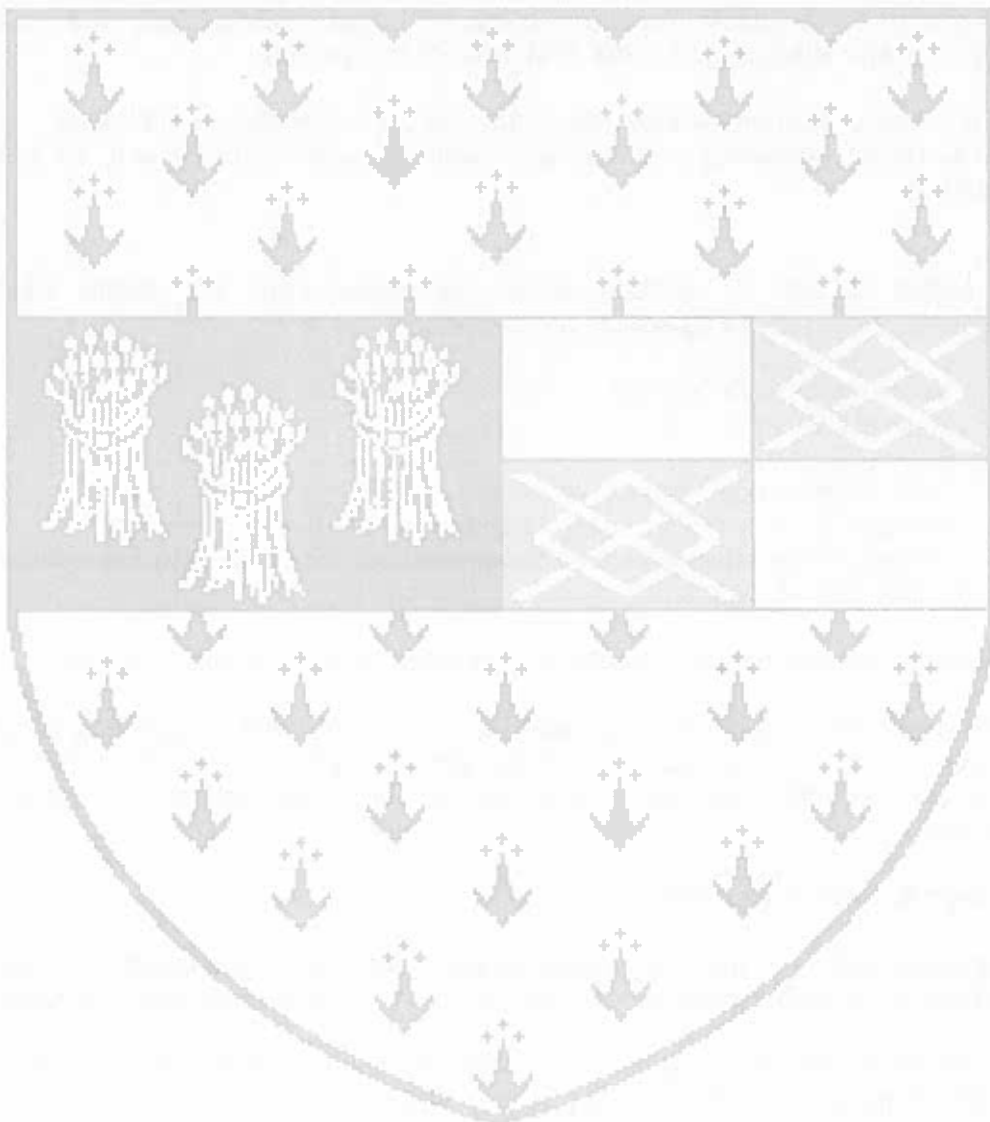
7.37 The Permit Holder shall provide and maintain at the facility a spill kit to deal with spillages.

7.38 All vehicles using the facility shall be covered. Any vehicle not complying with this may be subject to an on the spot fine of €150 in accordance with section 4 of the Litter Pollution Act, 1997 as amended.

Dangerous Substances

7.39 This permit does not permit the discharge of compounds listed in the Water Quality (Dangerous Substances Regulations) SI 12, 2001 from any operation arising on site.

Reason: - To provide for the protection of the environment.





CONDITION 8 ACCIDENT PREVENTION AND EMERGENCY RESPONSE

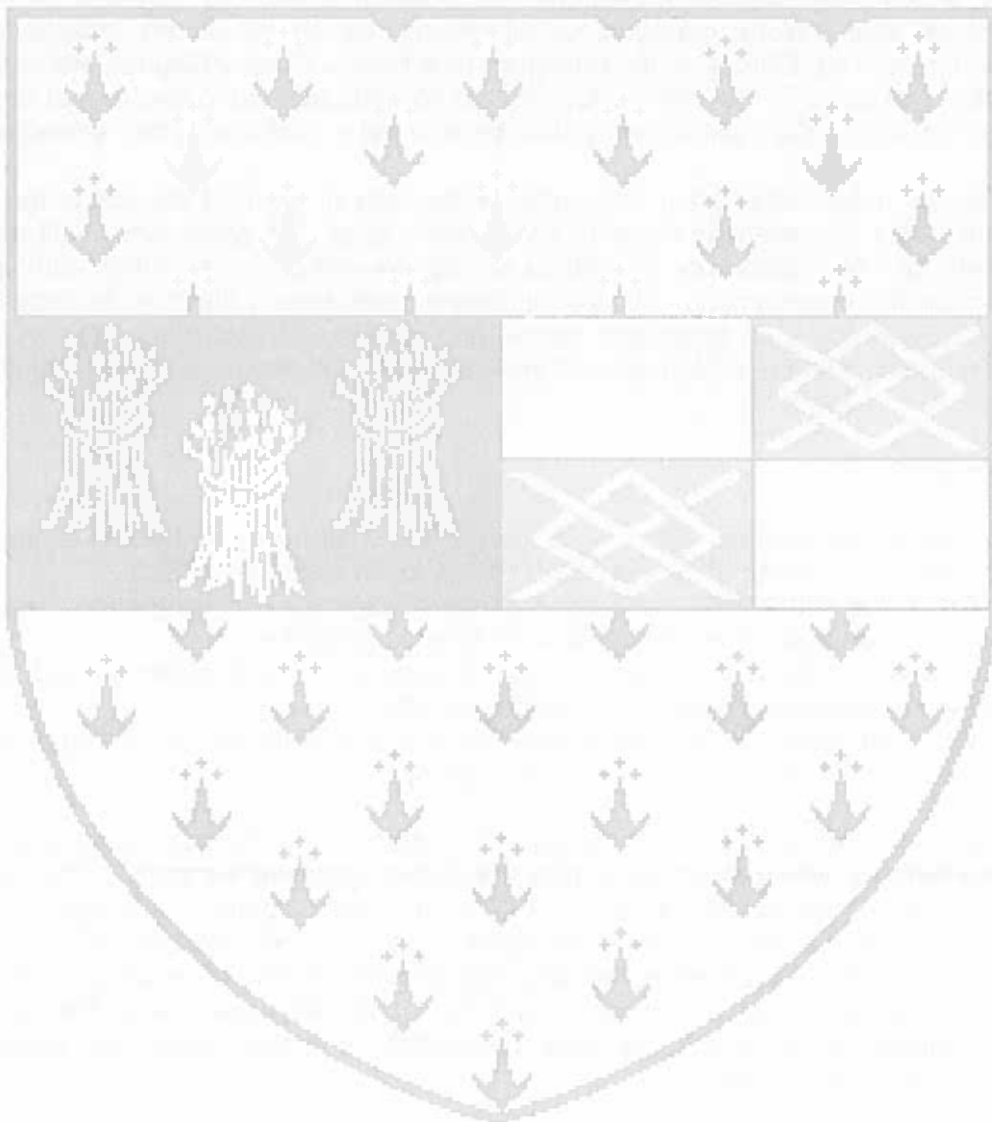
- 8.1 In the event of an incident the Permit Holder shall immediately:
- (i) Identify the date, time and place of the incident,
 - (ii) Carry out an immediate investigation to identify the nature, source and cause of the incident and any emissions arising there from,
 - (iii) Isolate the source of any emission;
 - (iv) Evaluate the environmental pollution, if any, caused by the incident;
 - (v) Identify and execute measures to minimise the emissions/malfunction and the effects thereof;
 - (vi) Identify and put in place measures to avoid recurrence of the incident; and
 - (vii) Identify and put in place any other appropriate remedial action.
- The permit holder shall make a record of any such incident in a register to be maintained at the facility as per condition 3.3.
- 8.2 The Permit Holder shall ensure that an Emergency Response Procedure (ERP) is in place, which shall address any emergency situation which may originate on - site. This procedure shall include provision for minimising the effects of any emergency on the environment. This ERP is to be submitted to Kilkenny County Council, not more than 6 months after issue of the Permit. Any written correspondence in this regard between the permit holder and the local authority shall be deemed a condition of this waste permit.
- 8.3 The permit holder shall within 3 months of the date of grant of the waste facility permit ensure that a documented Accident Prevention Policy is in place which will address the hazards on-site, particularly in relation to the prevention of accidents with a possible impact on the environment. The permit holder shall ensure that this procedure shall be reviewed annually by a competent person and updated as necessary. The permit holder shall maintain written proof of all such reviews and shall make them available to the local Authority on request.
- 8.4 Emergencies
- 1) All significant spillages occurring at the facility shall be treated as an emergency and immediately cleaned up and dealt with so as to alleviate their effects.
 - 2) A fire at the facility shall be treated as an emergency and immediate action shall be taken to extinguish it and notify the appropriate authorities.
 - 3) The permit holder shall ensure that adequate fire extinguishers and emergency response equipment shall be maintained on site.
 - 4) A supply of absorbent material shall be kept on site to provide an emergency response in the event of an oil leak or similar emergency.
- 8.5 The permit holder carry out a risk assessment to determine the requirements at the facility for fire fighting, within six months from the date of grant of the permit. The assessment shall include provisions for the supply of water for the purpose of fire fighting as well as the provision of facilities for the containment of effluents that could result from fire fighting activities on site. The permit holder shall consult with the Chief Fire Officer within Kilkenny County Council Fire Services prior to carrying out the risk assessment. The permit holder shall maintain written proof of all such consultations and shall make them available to the local authority on request.
- 8.6 The permit holder shall carry out the recommendations of the risk assessment as required under condition 9.5 within 12 months of the date of grant of the waste facility permit



having consulted with the Chief Fire Officer within Kilkenny County Council Fire Services.

- 8.7 The permit holder shall ensure that a Chartered Fire Engineer shall certify in accordance with the appropriate fire regulations that all recommendations and mitigation measures outlined in the fire risk assessment have been implemented on site within 12 months from the issue date of the waste permit. The Permit holder shall maintain such certificate on site and make it available on request to the Local Authority

REASON: *To provide for the protection of the environment by control of fire risk and chemical spills.*





CONDITION 9: RESTORATION & AFTERCARE

- 9.1 The Permit Holder remains responsible for the proper nuisance- free operation of the site and for ensuring that no pollution shall occur at any time as a result of the proposed waste recovery operation.
- 9.2 Following termination, or planned cessation for a period greater than six months, of use or involvement of all or part of the site in the permitted activity, the permit holder shall, to the satisfaction of the Local Authority, decommission, render safe or remove for disposal/recovery, any soil, subsoils, buildings, plant or equipment, or any waste, materials or substances or other matter contained therein or thereon, that may result in environmental pollution.
- 9.3 The Permit Holder shall prepare a proposal for a decommissioning and aftercare plan for the facility and the permit holder shall submit the plan to Kilkenny County Council three months prior to the ceasing of activities at this facility unless otherwise agreed in writing by the local authority. In preparing the Plan the permit holder shall have regard to the Environmental protection Agency Guidance on Environmental Liability Risk Assessment, Decommissioning Management Plans and Financial Provisions
- 9.4 The Permit Holder shall decommission and restore the site as per the approved Decommissioning and Aftercare Plan within 3 months of the ceasing of activities at this facility unless otherwise agreed in writing with the Local Authority.
- 9.5 A final validation report to include a certificate of completion for the Decommissioning and Aftercare Plan, for all part of the site as necessary, shall be submitted to Kilkenny County Council within three months of execution of the plan. The permit holder shall carry out such tests, investigation or submit certification, as requested by Kilkenny County Council, to confirm that there is no risk.

REASON: To provide for the restoration and aftercare of the facility.



CONDITION 10: CHARGES AND FINANCIAL PROVISIONS

Annual Fees

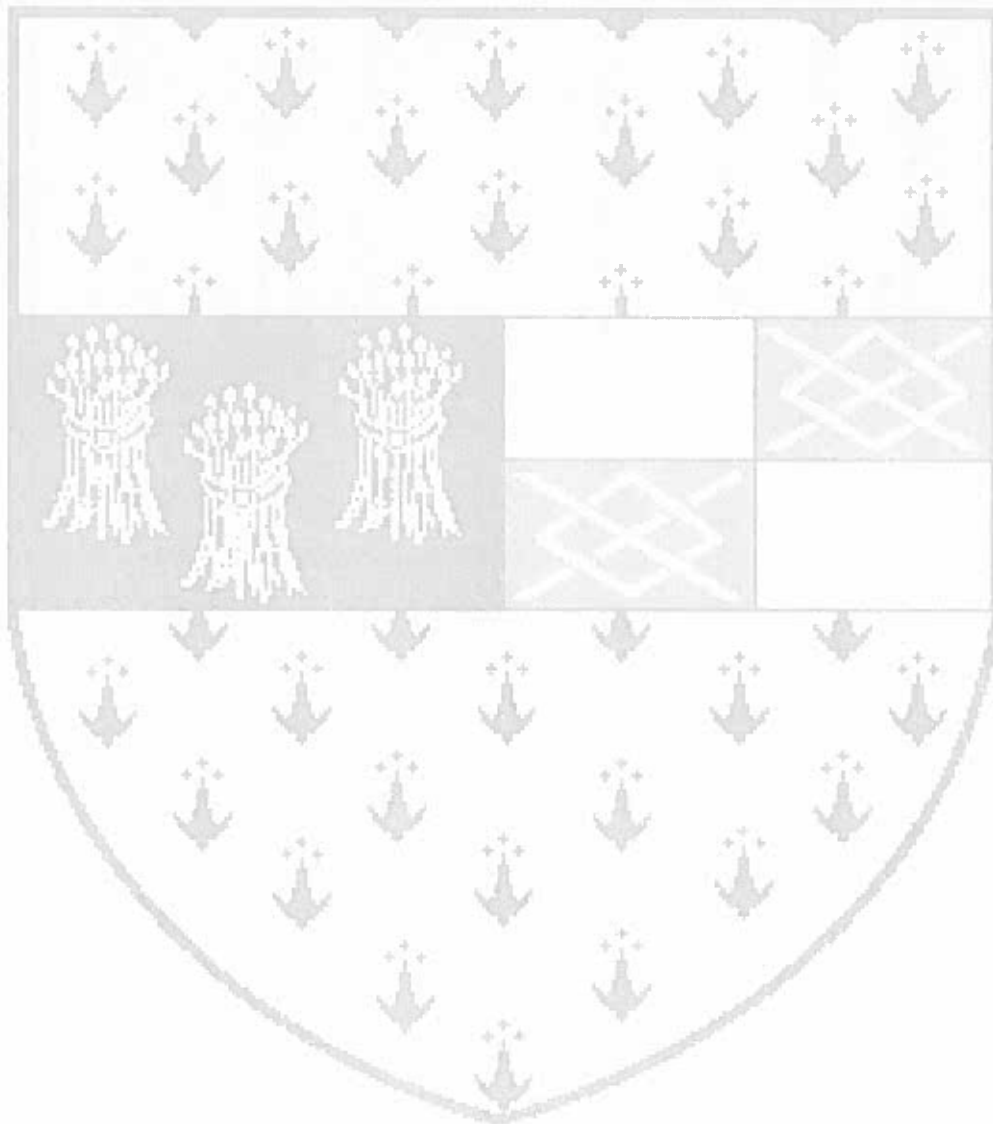
- 10.1 The permit holder shall pay to Kilkenny County Council an annual contribution of **€1,500**, or such sum as Kilkenny County Council determines from time to time, having regard to variations in the extent of reporting, auditing, inspection, sampling and analysis or other functions carried out by the local authority. This cost shall be paid towards the cost of administering the facility permit and monitoring the activity as the local authority considers necessary for the performance of its functions under the Waste Management (Facility Permit and Registration) Regulations 2007.
- 10.2 In the event that the frequency or extent of monitoring or other functions carried out by Kilkenny County Council requires to be increased for whatsoever reason, the Permit Holder shall contribute such increased and/or additional sums as may be determined by the Local Authority to defray its costs.

Financial Provisions

- 10.3 In operating the waste activity at the site which is the subject of this Waste Facility Permit (including site restoration and aftercare), the Permit Holder shall obtain and maintain a policy of insurance as follows:
- (i) Policy of insurance in the name of the Permit Holder in respect of any liability on the Permit Holders part to pay any damages or costs on account of injury to persons or property arising from the activities concerned and for remedial actions following anticipated events (including closure) or accidents / incidents, as may be associated with the carrying on of the waste activity at the Facility,
 - (ii) The policy of insurance shall be extended to indemnify Kilkenny County Council.
 - (iii) The permit holder shall ensure that sufficient financial resources are available to cover unknown environmental liabilities that may occur during the operating life of the facility. The level of financial provision for unknown environmental liabilities shall be calculated using the Environmental Protection Agency guidance document on 'Environmental Liability Risk Assessment, Residuals management plans and Financial provision' 2006.
 - (iv) The permit holder must submit details of the above insurance to the environment section at Kilkenny County Council for approval within 3 months of date of grant of this permit, a valid policy of insurance must also be submitted annually as part of the Annual Environmental Report (AER)

REASON: *To provide for adequate financing for monitoring and financial provisions for measures to protect the environment.*

NOTE: the granting of this permit, and any condition imposed by it, does not exempt the holder of the permit from the need to comply with the statutory obligations of any other legislation, including Water Pollution, Air Pollution, Litter, Planning and Development Acts.





APPENDIX 1: CONDITION 1.16: BREACH OF PERMIT CONDITION

Date of Non-Compliance	Condition	Details of non-compliance	Measures taken to Rectify Non-Compliance	Date on which Compliance with Condition is achieved	Date of Notification to Local Authority



APPENDIX 2: REGISTER OF EMPLOYEE RECEIPT OF WASTE MANAGEMENT PERMIT

Condition 2.3: Register of Employee Receipt of Waste Management Permit

Name of Employee	Issue Date of Permit to Employee	Declaration: I have read and understand the conditions of the above waste management permit. (Signature of Employee)	Date

Condition 2.3: Register of Employee Training

Name of Employee	Training Course	Date of Course



APPENDIX 3 CONDITION 3.10: REGISTER OF INCOMING AND OUTGOING WASTE

Date	Time	Source	Waste Description	EWC Code	Tonnage In	Tonnage Out	Destination Facility	Waste Collector	Collection Permit No	Vehicle Registration	Name of Load Checker	Initial



APPENDIX 4 **CONDITION 3.6: REGISTER OF INCIDENT WHICH HAS POTENTIAL TO CAUSE ENVIRONMENTAL POLLUTION**

Date of Incident	Time of Incident	Details of Incident	Evaluation of Environmental Pollution	Measure taken to Minimise Environmental Pollution	Actions Taken to Avoid Reoccurrence	Date of Notification to Local Authority



APPENDIX 5 CONDITION 3.12: REGISTER OF COMPLAINTS

Date of Complaint	Time of Complaint	Name of Complainant	Details of Complaint	Actions Taken	Response to Complainant	Date of Notification to KCC / Method



APPENDIX 6 CONDITION 3.19: REGISTER OF MAINTENANCE AND INSPECTION OF OIL INTERCEPTOR

Date of Inspection	Name of person to Carry out inspection	Observations of Inspection	Actions or Maintenance Taken	Signature of person who carried out the inspection



APPENDIX 7 CONDITION 7.36 REGISTER OF SITE PERIMETER INSPECTION

Date of Perimeter Inspection	Name of Person to Carry Out Inspection	Observations of Inspection	Actions Taken	Signature of Person who Carried Out Inspection



APPENDIX 8 SCHEDULE 2 OF THE EUROPEAN UNION (END-OF-LIFE VEHICLES) REGULATIONS 2014 (S.I. NO. 281 OF 2014).

Minimum technical Requirements for Appropriate Treatment and Recovery of End-of-Life Vehicles in accordance with Article 14 and 15 of the European Union (End-of-life vehicles) Regulations 2014.

1. The storage (including temporary storage) of an end-of-life vehicle prior to its being the subject of appropriate treatment and recovery shall only be carried out at a site:
 - having impermeable surfaces in all appropriate areas which are provided with spillage collection facilities, decanters and cleanser-degreasers, and
 - provided with equipment for the treatment of water, including rainwater, in compliance with health and environmental regulations.

2. The appropriate treatment and recovery of an end-of-life vehicle shall only be carried out at a site:
 - having impermeable surfaces in all appropriate areas which are provided with spillage collection facilities, decanters and cleanser-degreasers;
 - provided with appropriate storage for dismantled spare parts, including impermeable storage for oil-contaminated spare parts;
 - provided with appropriate containers for storage of batteries (with electrolyte neutralisation on-site or elsewhere), filters and PCB-containing condensers, and as appropriate, PCT-containing condensers;
 - provided with appropriate storage tanks for the segregated storage of end-of-life vehicle fluids which may include fuel, motor oil, gearbox oil, transmission oil, hydraulic oil, cooling liquids, anti-freeze, brake fluids, battery acids, air conditioning system fluids and any other fluid contained in the end-of-life vehicle;
 - provided with equipment for the treatment of water, including rainwater, in compliance with health and environmental regulations;
 - having appropriate storage for used tyres, without excessive stockpiling, which is designed and operated to minimise the risk of fire and potential fire hazards.

3. Treatment operations for the depollution of end-of-life vehicles shall consist of:
 - the removal of the battery, or as appropriate, batteries;
 - the removal of the liquefied gas tank;
 - the removal or neutralisation of all potential explosive components (including air bags);
 - the removal and separate collection and storage of all fuel, motor oil, transmission oil, gearbox oil, hydraulic oil, cooling liquids, anti-freeze, brake fluids, air conditioning system fluids and any other fluid contained in the end-of-life vehicle, unless they are necessary for the reuse of the parts concerned;
 - the removal, insofar as it is feasible, of all components identified as containing mercury.



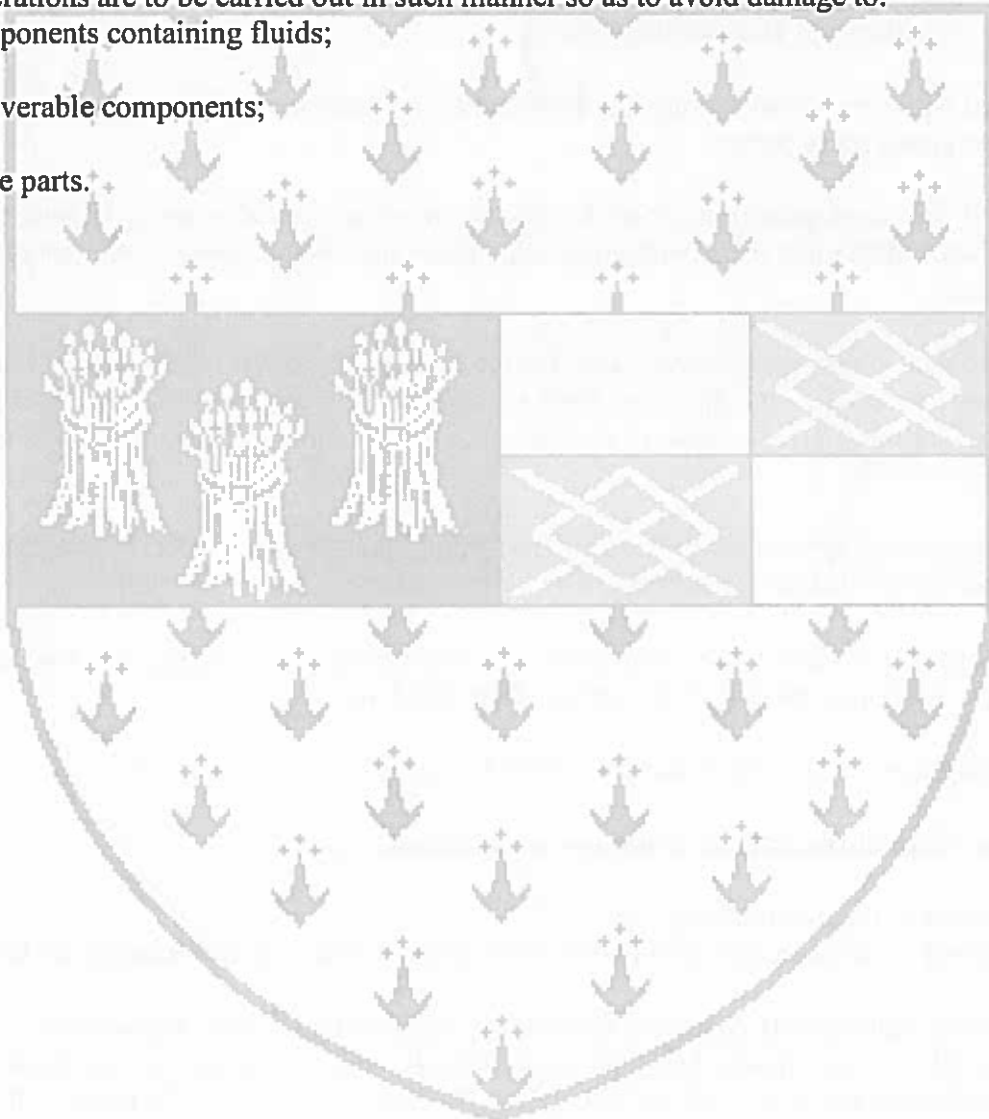
4. To promote the recycling of end-of-life vehicles, where an article or material listed hereunder is first present in an end-of-life vehicle, no treatment of that vehicle shall prevent the removal of:

- the catalyst, or as appropriate, catalysts,
- all metal components containing copper, aluminium and magnesium if these metals are not segregated in the shredding process,
- tyres and large plastic components (including bumpers, dashboard and any fluid containers) if these materials are not segregated in the shredding process in such a way that they can be effectively recycled as materials,
- glass,

and where any such article or material is removed, it shall be carried out in such manner so as to best promote its recycling.

5. Storage operations are to be carried out in such manner so as to avoid damage to:

- components containing fluids;
- recoverable components;
- spare parts.





APPENDIX 9

CERTIFICATES OF DESTRUCTION – OPERATIONAL GUIDELINES FOR
AUTHORISED TREATMENT FACILITIES

CERTIFICATES OF DESTRUCTION

OPERATIONAL GUIDELINES FOR AUTHORISED TREATMENT FACILITIES

1 BACKGROUND

The Waste Management (End-of-Life Vehicles) Regulations 2006 – S.I. No. 282 of 2006, have been revoked and replaced by the European Union (End-of-Life-Vehicles) Regulations 2014 (S.I. No. 281 of 2015)

- 1.1 The Waste Management (End-of-Life Vehicles) Regulations 2006 – S.I. No. 282 of 2006, which came into effect on 8 June 2006, provide the framework for the implementation in Ireland of Directive 2000/53/EC on end-of-life vehicles. Under the Regulations, obligations are imposed on authorised treatment facilities, local authorities, vehicle owners and vehicle producers (i.e. manufacturers and professional importers) in relation to the environmentally sound collection, storage, treatment, dismantling, reuse, recovery, recycling and disposal of end-of-life vehicles.
- 1.2 To assist in minimising the risk of environmental pollution associated with the treatment of end-of-life vehicles, an obligation is imposed on the registered owner of a vehicle that is an end-of-life vehicle to dispose of that vehicle at an authorised treatment facility for appropriate treatment and recovery. An authorised treatment facility is defined as a facility at which the collection and storage and appropriate treatment and recovery of end-of-life vehicles may take place. The Regulations further stipulate that such facilities operate under a waste permit (or a waste licence) and in accordance with the minimum technical requirements set out in the Second Schedule of the Regulations on and from 1st January 2007.
- 1.3 From 1st January 2007 onwards, there is a further requirement that the owner or operator of an authorised treatment facility shall issue a *Certificate of Destruction* to the registered owner, an authorised person of a local authority or a member of an Garda Síochána on the deposit of an end-of-life vehicle at that facility for appropriate treatment and recovery and all relevant information relating to that *Certificate of Destruction* shall be noted on the *National Vehicle File*. Under S.I. No. 282 of 2006, only an authorised treatment facility may issue *Certificates of Destruction*.
- 1.4 A *Certificate of Destruction* may only issue in respect of end-of-life vehicles of the following vehicle type –
 - motor vehicles having at least four wheels (or having three wheels when the maximum weight exceeds 1 metric ton), used for the carriage of passengers and comprising no more than eight seats in addition to the driver's seat (i.e. Category M₁ type approval);
 - motor vehicles having at least four wheels (or having three wheels when the maximum weight exceeds 1 metric ton), used for the carriage of goods and having a maximum weight not exceeding 3.75 metric tons (i.e. Category N₁ type approval).Typically, this means that passenger cars and light commercial vehicles will require a *Certificate of Destruction* when deposited at authorised treatment facilities for appropriate treatment and recovery. While an authorised treatment facility may accept vehicle types other than the above (subject to the scope of the facility's waste permit), a *Certificate of Destruction* shall not issue in respect of any vehicle which does not fall into either category M₁ or category N₁ vehicle types (e.g. motorcycles, buses, special purpose vehicles, HGVs etc).
- 1.5 This document lays down the broad parameters under which an authorised treatment facility may issue a *Certificate of Destruction*, the documentation required from the person presenting the end-of-life vehicle and how such associated records are to be compiled, maintained and reported by the authorised treatment facility concerned.

2. REQUISITION OF CERTIFICATES OF DESTRUCTION



- 2.1 The Permit Holder shall only obtain manual *Certificates of Destruction* from the Environment Section of Kilkenny County Council on foot of a written request to, Environment, Kilkenny County Council from the authorised treatment facility operator. The Permit Holder shall specify the amount of *Certificates of Destruction* required in increments of 50 blank certificates.
- 2.2 Manual *Certificates of Destruction* shall issue from Environment Section of Kilkenny County Council to the Permit holder in booklets of 50 blank certificates (each in triplicate as outlined below in paragraph 2.4).
- 2.3 Environment Section of Kilkenny County Council shall issue manual *Certificates of Destruction* to the Permit holder no later than 10 working days from the receipt of such a written request.
- 2.4 Each manual *Certificate of Destruction* shall contain its own unique serial (COD) number and will also comprise of three identical pages - a **green** copy for the registered owner, a **yellow** copy for the authorised treatment facility and the final white copy for the *National Vehicle File*.
- 2.5 No charge shall be imposed by Kilkenny County Council on the Permit holder for manual *Certificates of Destruction*.
- 2.6 Environment Section of Kilkenny County Council shall keep a record of the serial numbers on the *Certificates of Destruction* that issue to the Permit holder. Similar records will be kept on serial numbers for *Certificates of Destruction* issuing to other authorised treatment facilities operating within the functional area of Kilkenny City and County.

3. ISSUE OF THE CERTIFICATE OF DESTRUCTION

- 3.1 When an end-of-life vehicle is accepted by a Permit holder a manual *Certificate of Destruction* shall only be issued in the name of -
 - the registered owner of the vehicle, or
 - Environment Section, Kilkenny County Council in respect of the disposal by Environment section of Kilkenny County Council of an abandoned vehicle under section 71 of the Waste Management Act 1996 2009, or
 - An Garda Síochána where a vehicle is being disposed by the Garda Síochána under section 41 of the Road Traffic Act 1994 and any regulations made thereunder.

Subject to the provision of documentary evidence (e.g. letter of authorisation from the registered owner, the Environment section of Kilkenny County Council, or an Garda Síochána), the Permit holder may issue the *Certificate of Destruction* to a third party acting on behalf of the registered owner, Environment Section of Kilkenny County Council, or an Garda Síochána. The name of the third party will not be recorded on the *Certificate of Destruction* – the Permit holder shall keep a copy of the letter of authorisation for inclusion in the records of the specific end-of-life vehicle concerned.

- 3.2 The Permit holder shall complete the top **OWNER** copy (green) of the *Certificate of Destruction* in block capitals using black ink so that the information is clearly reproduced on the middle **FACILITY** copy (yellow) and the final **NATIONAL VEHICLE FILE** copy (white) beneath, taking care to ensure that all three copies are clearly legible.
- 3.3 In completing Part 1 of the manual *Certificate of Destruction*, the Permit holder shall require the registered owner of the vehicle (or a third party acting on behalf of the registered owner) to surrender either the vehicle registration certificate / vehicle licensing certificate / vehicle log-book as appropriate. If the vehicle licensing certificate / vehicle registration certificate / vehicle log-book has been lost, stolen or destroyed, the Permit holder shall notify the registered owner (or a third party acting on behalf of the registered owner) that this situation must be regularised (i.e. a new certificate / log-book must be obtained) with the Vehicle Registration Unit in the Department of the Environment, Heritage and Local Government, Shannon, County Clare.

The requirement to surrender the vehicle's vehicle registration certificate / vehicle licensing certificate / vehicle log-book does not apply where Kilkenny County Council is disposing of an abandoned vehicle under section 71 of the Waste Management Act 1996-2009 nor where the Garda Síochána are disposing of a vehicle under section 41 of the Road Traffic Act 1994. The textbox in the bottom right corner of Part 1 of the *Certificate of Destruction* (i.e. *If no,*



please elaborate) should be used to record either *Section 71 of the Waste Management Act 1996-2009* or *Section 41 of the Road Traffic Act 1994* as appropriate for such cases.

Where such information is available the Permit holder shall note the date of expiry of the motor taxation disk for inclusion in the records of the specific end-of-life vehicle concerned.

3.4 Part 2 of the manual *Certificate of Destruction* shall be completed by the Permit Holder.

3.5 The name and address of -

- the registered owner of the end-of-life vehicle, or as appropriate,
- Kilkenny County Council, or as appropriate
- the Garda Síochána Station,

shall be recorded by the Permit holder in Part 3 of the *Certificate of Destruction*. The Permit holder shall require the registered owner of the end-of-life vehicle, authorised person of Kilkenny County Council or member of an Garda Síochána to sign the textbox at the bottom left corner of Part 3 to verify that the information recorded is true and accurate – a third party acting on behalf of the registered owner, Kilkenny County Council or the Garda Síochána may also sign on their behalf.

A registered owner or a third party acting on his/her behalf shall be required to provide suitable documentation (e.g. driver's licence) to the Permit holder to verify their identification when depositing an end-of-life vehicle the Permit holders premises.

3.6 The declaration in Part 4 shall be completed and signed by the Permit holder to certify that the end-of-life vehicle will be destroyed in accordance with the requirements of the Waste Management (End-of-Life Vehicles) Regulations 2006 and that the bottom (white) copy shall be notified to the Vehicle Registration Unit in the Department of the Environment, Heritage and Local Government, Shannon, County Clare so that the destruction of the vehicle will be noted on the records of the *National Vehicle File*.

3.7 On the completion of Parts 1 to 4 of the *Certificate of Destruction*, the Permit holder shall record the date of issue in the space provided in the top left corner of the certificate and issue the top (green) copy to the registered owner, authorised person of Kilkenny County Council, member of an Garda Síochána, or to a third party acting on their behalf if such is the case.

3.8 On the 10th day of each month, the Permit holder shall issue, by way of surface mail, the bottom (white) copy for each end-of-life vehicle treated at that facility to the Vehicle Registration Unit in the Department of the Environment, Heritage and Local Government, Shannon, County Clare so that the destruction of those vehicles will be noted on the records of the *National Vehicle File*. On a month-to-month basis, the Permit holder shall keep a record of the date on which the *Certificates of Destruction* issued to the Vehicle Registration Unit in Shannon, County Clare (e.g. Certificates of Postage).

4. RECORD KEEING AND SECURITY

4.1 Manual *Certificates of Destruction* (both blank and complete) shall be properly stored by the authorised treatment facility in a secure environment (i.e. water and fire resistant cabinets) so that only properly authorised personnel may access the certificates and accompanying documentation.

4.2 The loss, theft or destruction of *Certificates of Destruction* (both blank and complete) must be notified immediately by the Permit holder to An Garda Síochána and in writing to the Environment Section of Kilkenny County Council, providing a clear explanation of events relating to the loss, theft or destruction of the *Certificates of Destruction*.

4.3 Prior to storage, completed manual *Certificates of Destruction* must be accompanied by the vehicle registration certificate / vehicle licensing certificate / vehicle log-book as appropriate. A copy of the letter of authorisation relating to any third party acting on behalf a registered owner, Kilkenny County Council, the Garda Síochána



should also accompany to the middle (yellow) copy of the appropriate *Certificate of Destruction* as well as the date of expiry of the motor taxation disk on the end-of-life vehicle where such information is available.

- 4.4 the Permit holder shall cancel all vehicle registration certificates / vehicle licensing certificates / vehicle log-books provided by clearly writing in block capitals using red ink “CANCELLED” across the front (and each page as appropriate) of the registration document. A rubber stamp marked with the word “CANCELLED” in block capitals may also be used by the Permit holder as an alternative.
- 4.5 All completed records as set out above in 4.1 to 4.3 must be maintained and preserved for a period of not less than seven years from the dates of issue of the appropriate *Certificates of Destruction*. Notwithstanding anything contained in any regulation, the Permit holder shall shred all vehicle registration certificates / vehicle licensing certificates / vehicle log-books and associated *Certificates of Destruction* after the stipulated period of seven years.
- 4.6 Manual *Certificates of Destruction* (both blank and complete) are the sole property of Kilkenny County Council and must not be duplicated. In the event, that a registered owner has mislaid his/her *Certificate of Destruction*, the Permit holder shall issue a letter to the registered owner confirming the destruction of the end-of-life vehicle concerned and all other details, as appropriate, as set out on the original certificate.
- 4.7 Data provided by registered owners, Kilkenny County Council, the Garda Síochána or third parties acting on their behalf should not be used for any other purpose other than that for which it was collected and held. Kilkenny County Council shall withdraw the authority to issue *Certificates of Destruction* by the Permit holder in the event of any misuse or abuse of the data by the Permit holder or personnel acting on their behalf.
- 4.8 The Permit holder shall comply with all relevant provisions of the Data Protection Acts 1988 and 2003.
- 4.9 Authorised staff of Kilkenny County Council shall be permitted access to the premises of the Permit holder to check methods of processing *Certificates of Destruction*. The Permit holder shall agree to make available to an authorised person of Kilkenny County Council such files and records as may be required for Kilkenny County Council to be satisfied that the data is being used in the manner set out in this guidance document solely for the purposes of complying with Part III of the *Waste Management (End-of-Life Vehicles) Regulations 2006*.
- 4.10 Kilkenny County Council may carry out audits of the methods of processing, record keeping and all associated security arrangements operated by the Permit holder to ensure that they comply with best practice.
- 4.11 Where the Permit holder intends to cease operations, the Permit holder shall notify the Director of Services, Environment Section, Kilkenny County Council in written form within 31 days of the proposed date of cessation. The written notification shall set out the arrangements that have been put in place to return all manual *Certificates of Destruction* (both blank and complete) together with all associated vehicle registration certificates / vehicle licensing certificates / vehicle log-books and any other ancillary information relating to the *Certificates of Destruction* to the Environment Section of Kilkenny County Council.

5. REPORTING ARRANGMENTS

- 5.1 The Permit holder shall compile and submit, within ten days of the end of each quarterly period, a report to Senior Executive Engineer, Environment Section, Kilkenny County Council containing the following information -
 - the unique *Certificate of Destruction* (COD) number,
 - date of issue of the *Certificate of Destruction*,
 - registration number of the end-of-life vehicle,
 - vehicle make and
 - vehicle class (i.e. category M₁ or N₁),

in respect of each *Certificate of Destruction* issued in the period to which the report relates. In addition, grand totals should be provided for the numbers of –

- *Certificates of Destruction* issued,



- end-of-life vehicles for which *Certificates of Destruction* have issued by vehicle make / brand, and
- end-of-life vehicles for which *Certificates of Destruction* have issued by vehicle class (i.e. category M₁ or N₁).

5.2 The Annual Environmental Report to be submitted by the Permit holder to Environment Section, Kilkenny County Council no later than the 28th of February in each year (in respect of the preceding calendar year), shall provide grand totals for the numbers of –

- *Certificates of Destruction* issued,
- end-of-life vehicles for which *Certificates of Destruction* have issued by vehicle make / brand, and
- end-of-life vehicles for which *Certificates of Destruction* have issued by vehicle class (i.e. category M₁ or N₁).

6. DURATION OF OPERATIONAL GUIDELINES

- 6.1 Without prejudice to paragraph 6.2 hereunder, the arrangements set out in this document come into effect on 1st January 2007 and shall remain valid for the duration of the permit.
- 6.2 Kilkenny County Council reserves the right to amend, revoke or replace any or all of the aforesaid arrangements set out in paragraphs 2.1 to 6.1 inclusive as may be deemed necessary for the purposes of ensuring compliance with all relevant provisions of the Waste Management (End-of-Life Vehicles) Regulations 2006 and those of Directive 2000/53/EC of the European Parliament and of the Council on end-of-life vehicles. Arrangements made after such a decision shall supersede these existing arrangements.



APPENDIX 10

**REGISTER TO COMPLY WITH CONDITION 3.22
RELATING TO THE PURCHASE OF WASTE MATERIAL**

Template for record comply with Article 19.(1)(i) of WM(FP&R)Regs 2014 on purchase of any waste materials, in compliance with Condition 3.22		
The Permit Holder requires the production of proof of identity of the person supplying the material, such proof being: (tick minimum of one box):	Permit Holder tick minimum of one box (a) to (c)	Comment
(a) a valid passport, or		
(b) a current Irish driving licence, or learner driver permit, or,		
(c) a Public Services Card issued by the Department of Social Protection.		
The Permit Holder requires the production of proof of current address of the person supplying the material, such proof being (tick minimum of one box):	Permit Holder tick minimum of one box (i) to(iv)	Comment
(i) a current utility bill addressed to that person at their stated address, or,		
(ii) a document issued by a Government Department addressed to that person at their stated address within the previous three months, or		
(iii) a current car or home insurance policy addressed to that person at their stated address, or,		
(iv) a current Tax Credit Certificate or Tax Clearance Certificate issued by the Office of the Revenue Commissioners to that person at their stated address,		
RECORD of PERSON SUPPLYING the MATERIAL	Permit Holder Record	Comment
Name		
Identity		
Vehicle registration number		
Waste collection permit number of the delivery vehicle, where appropriate		
RECORD of WASTE PURCHASED	Permit Holder Record	Comment
Waste description (include EWC Code)		
Weight of the materials		Confirm units in kilograms (kg) or tonnes (t)
Time of sale		
Date of sale		
Amount paid (in Euro) for the materials		Confirm amount in Euro (€)
Signed Statement of the Person Supplying the material		
I confirm that, as the person supplying the material: (delete as appropriate) I am the lawful owner of the material or I have the consent of the lawful owner to sell the material		Signature
		Name in Block Capitals
Signed Statement by the Permit Holder		
I confirm that, as the permit holder, I have been provided with the necessary proofs in both (a) to (c) and (i) to (iv) above, and, that I have accurately recorded the required details of the PERSON SUPPLYING THE MATERIAL and WASTE PURCHASED.		Signature
		Name in Block Capitals

Map Series:

1:1000

5381.01
REVISION DATE = 14-Feb-2014
SURVEY DATE = 31-Dec-1981
LEVELLED DATE = 31-Dec-1981

Clip Extent:

LLX,LLY = 670560.626572
LRX,LLY = 670892.626572
ULX,ULY = 670560.626818
URX,URY = 670892.626818

Projection:

ITM

ITM Centre Point Co-ordinate:

X,Y = 670726.626695

Extraction Date:

18-Nov-2014

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PLOT REF.NO. 25211914

Drawn By: Revision: 1/1/14

WASTE FACILITY PERMIT APPLICATION AT RAHEE, ROSBERCON, NEW ROSS, CO. KILKENNY.

Drawing No: SITE LOCATION MAP

Title No: WASTE FACILITY PERMIT APPLICATION

Client: MOLLOY METALS RECYCLING LTD

Drawn By: JOHN GREED & ASSOCIATES, 145 THE FAYTHE, WEXFORD. E-Mail: jgreed@john-greed.com

Date: 24/05/16 Scale: 1:1000 Drawing No: RURAL PLACE MAP 2

NORTH



10Kv

SITE OUTLINED IN RED

Dry Beck

ES

Kilkenny County Council
27 OCT 2016

Environment Section

PKM

