

COMHAIRLE CONTAE FHINE GALL

WASTE PERMIT

TO: Nurendale Ltd t/a Panda Waste Services Permit Ref: WPT 95
Cappagh Road Order Reference No: FENV/ 133/06
Cappoge Td
Finglas
Dublin 11

Fingal County Council, in exercise of the powers conferred on it by the Waste Management Act, 1996 and Waste Management (Permit) Regulations, 1998, hereby grants a Waste Permit, Reference Number WPT 95, to Nurendale Ltd t/a Panda Waste Services, Cappagh Road, Finglas, Dublin 11 (hereinafter referred to as the Permit Holder) to operate a recycling centre at the location mentioned below: -

Located at: **Cappagh Road**
Cappoge Td
Finglas
Dublin 11

Subject to the 8 conditions as set out on the schedule attached hereto.

Dated this _____ day of _____, 2006

SIGNED:

Éamonn Walsh
Senior Engineer

WASTE PERMIT

ISSUED UNDER

THE WASTE MANAGEMENT ACT, 1996

AND

THE WASTE MANAGEMENT (PERMIT) REGULATIONS, 1998

Waste Permit Number:	WPT 95
Applicant:	Nurendale Ltd t/a Panda Waste Services
Address:	Cappagh Road Finglas Dublin 11
Location of Facility:	Cappagh Road Finglas Dublin 11

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Activities Permitted

In pursuance of the powers conferred on it by the Waste Management Act, 1996 and the Waste Management (Permit) Regulations, 1998, Fingal County Council grants this waste permit under Article 5(1) of the said Regulations to Nurendale Ltd t/a Panda Waste Services, Cappagh Road, Finglas, Dublin 11 to carry on the waste activities listed below at Cappagh Road, Finglas, Dublin 11 subject to eight conditions, with the reasons therefor set out in this permit.

Permitted Waste Activity in accordance with the First Schedule of the Waste Management (Permit) Regulations, 1998:

Activity 5: The recovery of waste (other than hazardous waste) at a facility (other than a facility for the composting of waste, where the amount of compost and waste held at the facility exceeds 1,000 cubic metres at any time).

Permitted Waste Recovery Activity in accordance with the Fourth Schedule of the Waste Management Act, 1996:

Activity 2: The Principal Activity. Recycling or reclamation of organic substances that are not used as solvents (including composting and other biological processes).

Activity 3: Recycling or reclamation of metals and metal compounds.

Activity 4: Recycling or reclamation of other inorganic materials.

Activity 13: Storage of waste intended for submission to any activity referred to in this Schedule, other than temporary storage, pending collection, on the premises where such waste is produced.

NOTE:

GRANTING OF THIS PERMIT AND ANY CONDITION IMPOSED BY IT DOES NOT EXEMPT THE HOLDER OF THE PERMIT FROM COMPLYING WITH THE STATUTORY OBLIGATIONS OF ANY RELEVANT LEGISLATION INCLUDING WATER POLLUTION, AIR POLLUTION, WASTE, LITTER AND PLANNING LEGISLATION.

CONDITION 1: SCOPE

- 1.1 This waste permit is issued under the Waste Management (Permit) Regulations, 1998 to Nurendale Ltd t/a Panda Waste Services, Cappagh Road, Finglas, Dublin 11 in respect of a facility at Cappagh Road, Finglas, Dublin 11.
- 1.2 This waste permit is granted for a period not exceeding **36 months** from the date of issue.
- 1.3 Subject to condition 5, wastes permitted to be accepted at the facility shall consist of commercial & industrial and construction & demolition wastes only.
- 1.4 No composting of waste is permitted at the facility.
- 1.5 The maximum amount of waste to be accepted at the facility per annum is 50,000 tonnes. The maximum amount of waste dispatched from the facility and ultimately disposed of, shall not exceed 5,000 tonnes per annum.
- 1.6 Fingal County Council reserves the right to review and/or revoke this permit at any time and shall give written notice to the permit holder in such an event.
- 1.7 The waste activities shall be confined to the area outlined in the Proposed Landscape Layout Plan, Drwg. No. PP-201 submitted with the permit application on 17 August 2005 or as amended and shall take place as specified by the terms of this permit.
- 1.8 The Permit Holder shall give notice in writing to Fingal County Council of any significant changes in the information furnished in the application for the permit. Such notice shall be given within three (3) weeks of any such change arising. On receipt of this information Fingal County Council may require a new waste permit application to be submitted.

1.9 The Permit Holder shall be responsible for ensuring that the waste activities are controlled, operated and maintained in accordance with the terms of the application and/or as modified by the conditions attached to this permit. The Permit Holder shall establish procedures to ensure that corrective action is taken should any condition of this permit not be complied with. Fingal County Council shall be immediately notified of any such breach by telephone/fax, and full details shall be forwarded in writing on the next working day.

1.10 Where Fingal County Council considers that a non-compliance with the conditions of this permit has occurred it may serve a notice on the permit holder specifying: -

- (a) that only those wastes as specified, if any, in the notice are to be accepted at the facility after the date specified in the notice and
- (b) that 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 contained in the notice.

When the notice has been complied with the Permit Holder shall provide written confirmation to the local authority that the requirements of the notice have been carried out. No waste other than that which is stipulated in the notice shall be accepted at the facility until confirmation is received from the Council that the notice is withdrawn.

1.11 The Permit Holder shall comply at all times with the provisions of the European Community Acts detailed in the table below insofar as such provisions are relevant to the waste activity to be carried out :-

Relevant Provisions	Community Act
Article 9 and 14	Council Directive 75/442/EEC of 15 July 1995 on waste, as amended by Council Directive 91/156/EEC of 18 March, 1991
Articles 4, 5, 8, 9, 10 and 18	Council Directive 80/68/EEC of 17 December, 1979 on the protection of groundwater against pollution caused by certain dangerous substances.

REASON: To clarify the scope of this waste permit.

CONDITION 2: MANAGEMENT OF THE ACTIVITY

- 2.1 The Permit Holder shall acquaint all staff, employees, lessees and agents, including replacement personnel of the provisions and conditions of this permit. A copy of the permit shall be kept on site at all times.
- 2.2 The Permit Holder shall appoint a suitably experienced facility manager. The manager or a suitably experienced deputy shall be present at the facility at all times during the hours of waste acceptance and handling, and the facility shall be adequately manned and supervised at all times. It shall be maintained to the satisfaction of Fingal County Council and adequate precautions shall be taken to prevent unauthorised access to the site.
- 2.3 Waste shall only be accepted at the facility between the hours of 08:00 and 20:00 Monday to Friday inclusive (excluding Bank and Public Holidays) and between the hours of 08:00 and 16:00 on Saturdays.
- 2.4 Waste shall only be stored, handled or sorted within the confines of the buildings (shown on the landscape layout plan). No waste shall be stored, handled or sorted outside the buildings.
- 2.5 The Permit Holder shall establish procedures to ensure that corrective action is taken should any condition of this permit not be complied with. In such instances Fingal County Council shall be immediately notified by telephone/fax and full details shall be forwarded in writing on the next working day.

REASON: To make provision for the proper management of the activity.

CONDITION 3: NOTIFICATION AND RECORD KEEPING

- 3.1 All communications with Fingal County Council shall be addressed to the Senior Engineer, Environment Department

Address:

County Hall,
Main Street,
Swords
Co Dublin

Telephone Number (normal working hours) 01 - 8905000

Fax Number: 01 - 8906270

- 3.2 The Permit Holder shall maintain a written record of the following details at the facility for a period of three years. (Some of these records may be maintained electronically subject to the prior written agreement of Fingal County Council): -

- (a) the date and time of each waste delivery received at, or dispatched from, the facility. In this regard, the sorting of waste materials into individual streams shall not change the status of these materials as a waste.
- (b) the name of the carrier and the vehicle registration number of (a) above.
- (c) the origin, quantity in tonnes and composition of each load of waste received at the site.
- (d) the destination, quantity in tonnes and composition of each load of waste dispatched from the site, together with documentary evidence that each load was subsequently accepted at the destination facility.
- (e) the origin, quantity in tonnes and composition of each load of waste rejected at the site and details of where this load was forwarded to, recorded together with (a) and (b) above.

- 3.3 The Permit Holder shall immediately notify the Senior Engineer, Environment Department, Fingal County Council by telephone/fax of any incident which occurs as a result of the activity on the site and which: -

- (a) has the potential for environmental contamination of surface water or ground water or
- (b) poses an environmental threat to air or land or

(c) requires an emergency response by the Council.

Full details shall be forwarded in writing on the next working day. The Permit Holder shall include as part of the notification: -

- the date and time of the incident
- details of the incident and circumstances giving rise to it
- an evaluation of environmental pollution caused, if any
- actions taken to minimise the effect on the environment
- steps taken to avoid reoccurrence
- any other remedial action taken.

The Permit Holder shall make a record of any such incident in a register to be maintained on the site.

3.4 The Permit Holder shall maintain on the site a register of all complaints received relating to the operation of the activity. Each such record should give details of the following: -

- time and date of the complaint
- the name of the complainant
- details of the nature of the complaint
- actions taken to deal with the complaint and the results of such actions
- the response made to each complainant

Fingal County Council shall be immediately notified by telephone/fax after the receipt of the complaint and full details shall be forwarded in writing on the next working day. The Permit Holder shall make a record of any such complaint in a register to be maintained on the site.

3.5 The Permit Holder shall make all records maintained on the site available to Fingal County Council staff at all times and shall provide any relevant information when so requested by an authorised officer of Fingal County Council.

3.6 The Permit Holder shall notify Fingal County Council, in writing, within 7 days of:
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- the imposition of any requirement on the permit holder by order under Section 57 or 58 of the Waste Management Act 1996 or
- any conviction of the permit holder for an offence prescribed under the Waste Management Act, 1996.

- 3.7 The permit holder shall submit to Fingal County Council an Annual Environmental Report (AER) for the preceding calendar year by no later than the 28th of February of each year.

The report shall include a summary of waste types and quantities accepted at the facility during the relevant period along with total quantities and types of waste dispatched from the facility to each individual destination facility. In relation to each destination facility, a breakdown is required showing the amount of the permit holder's waste recovered at the facility and the amount of waste disposed of, if any, during the relevant period. The report shall be in a Microsoft Office recognisable electronic format.

This report shall also include details of any impositions or convictions imposed under the Waste Management Act, together with details of: -

- (a) the management and staffing structure of the facility
- (b) reportable incidents
- (c) details of all complaints.

In addition, the permit holder shall include in the report, a written summary of compliance with all of the conditions attached to this permit.

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

CONDITION 4: SITE ACCESS

- 4.1 The applicant shall maintain, for the duration of the permit, a substantial sign at the entrance to the facility stating that the operation has been permitted by Fingal County Council under the Waste Management Act 1996 and Waste Management (Permit) Regulations 1998. This sign shall give the reference number of the issued permit (WPT 95).

REASON: In the interest of safety for other vehicular traffic

CONDITION 5: WASTE ACCEPTANCE AND HANDLING
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- 5.1 All waste entering and leaving the facility shall pass over the weighbridge and the weights shall be recorded for the purposes of condition 3. The weighbridge shall be maintained in working order and calibrated annually.
- 5.2 The following waste types shall **not** be accepted, handled or stored at the facility. The Permit Holder shall ensure that adequate steps are taken to prevent acceptance of any such waste:-
- any waste deemed to be hazardous in accordance with Council Decision (94/904/EC);
 - any waste other than those listed in the HWL or EWC which is considered by a Member State to display any of the properties listed in Annex III to Directive 91/689/EEC on hazardous waste;
 - any putrescible waste;
 - any liquids or sludges;
 - any waste material that is liable to undergo decomposition at ordinary temperatures when in contact with air and/or moisture.
- 5.3 All waste arriving at the facility shall be subjected to a visual inspection by the Permit Holder or his staff, employees, lessees or agents. Materials other than those permitted shall be removed immediately from the site. Such waste shall be disposed of (or recovered) at an alternative facility with an appropriate waste permit or waste license. Following delivery of such unauthorised waste to the site Fingal County Council shall be immediately notified by telephone/fax and full details shall be forwarded in writing on the next working day.
- 5.4 The Permit Holder shall ensure that adequate steps are taken to prevent unauthorised entry of wastes to the site. The Permit Holder shall make provisions to control access to the site and to prevent the fly tipping of waste by person or persons unknown. Such provisions shall be agreed with Fingal County Council prior to the commencement of waste activities on the site.

- 5.5 The Permit Holder shall remove immediately any waste placed on or in the vicinity of the site other than in accordance with the requirements of the permit. If such waste is discovered it shall be taken to a facility with a waste license or waste permit authorising acceptance of such waste.
- 5.6 The Permit Holder shall not allow any over-spill of waste outside the site perimeter as outlined on the site plan submitted with the permit application.
- 5.7 The Permit Holder shall not accept waste at the facility or dispatch waste from it unless the vehicle transporting that waste to and from the premises is covered by a waste collection permit with the facility reference number (WPT 95) included.
- 5.8 All waste shipments leaving the facility for export from the state shall comply with the requirements of Regulation EU 259/93 on the supervision and control of shipments of waste within, into and out of the European Community and the Waste Management (Transfrontier Shipment of Waste) Regulations, 1998 (S.I. No.149 of 1998). Only single stream uncontaminated wastes on the green list may be exported for recovery using the green list procedure under Regulation 259/93. Co-mingled green list municipal wastes may only be exported for recovery from the facility if the amber list procedure is used.

REASON:	To provide for the acceptance and management of wastes authorised under this waste permit.
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CONDITION 6: NUISANCES, EMISSIONS AND ENVIRONMENTAL IMPACTS

- 6.1 The Permit Holder shall ensure that the waste activities on the site are carried out in such a manner so as not to have an adverse effect on the drainage of adjacent lands, on watercourses, on field drains or on 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 works which would result in a significant impairment or a significant interference with amenities or the environment beyond the site boundary. If unacceptable levels occur the Permit Holder shall abide by the Council's abatement requirements which may include immediate cessation of operations.
- 6.3 The Permit Holder shall take adequate steps to ensure that no material of any sort can fall or be blown from vehicles delivering waste to or transporting waste from the facility.
- 6.4 The Permit Holder shall be responsible for the removal of any debris deposited within 50 metres of the entrance to the facility. Any material deposited onto the roadway shall be removed without delay.
- 6.5 No waste shall be burned on the site.

REASON: To ensure compliance with the requirements of the conditions of this permit.

CONDITION 7: ENVIRONMENTAL MONITORING

- 7.1 Authorised officers of Fingal County Council shall have unrestricted access to the site at all times on production of identification for the purpose of their functions under the Waste Management Act, 1996 including such inspections, monitoring and investigations as are deemed necessary by the Council.
- 7.2 If so requested by Fingal County Council the Permit Holder shall at his own expense carry out such further investigations and monitoring of the facility as required by the Council. The scope, detail and programme, including report structure and reporting schedule for any such investigations and monitoring shall be in accordance with any instructions issued by the Council. In the event of pollution of waters in the vicinity of the site or of an effluent discharge, input of waste onto the site shall cease and remedial measures shall be carried out immediately as directed by the Council.
- 7.3 Site noise as defined in BS 5228:1997 shall not give rise to noise levels off site, at any noise sensitive location in the vicinity when measured in accordance with Annex E of BS 5228:1997, Part 1 which exceeds the following sound pressure limits (Leq, 1 hour): -
- | | |
|--|-----------------|
| (1) 08:30 and 17:00 Monday to Friday inclusive (excluding Bank and National Holidays) and between the hours of 08:30 am and 13:00 on Saturdays excluding public holidays): | 65 dB(A) |
| (2) Any other time | 45 dB(A) |
- An appropriate correction shall be applied in the case of tonal or impulsive components in the measurements of noise in accordance with the provisions of ISO 1996. If and when required, Fingal County Council shall undertake this monitoring, or arrange for it to be done, at the Permit Holder's expense.
- 7.4 Dust deposition shall not exceed 350mg/m²/day, averaged over 30 days, when measured at the site boundaries. If and when required, Fingal County Council shall undertake this monitoring, or arrange for it to be done, at the Permit Holder's expense.
- 7.5 Should environmental pollution occur at the site Fingal County Council shall review this permit.

REASON: To ensure compliance with the requirements of the conditions of this permit.

CONDITION 8: CHARGES AND FINANCIAL PROVISIONS

- 8.1 The Permit Holder shall pay to Fingal County Council a contribution of €6,250 **per annum** towards the costs incurred by the Council of monitoring the activity to the extent that it considers necessary for the performance of its duties under the Waste Management Act, 1996. This payment is non-refundable. The first payment shall be paid to the Council within one month of the date of grant of this Permit. Subsequent payments shall be paid to the Council at 12-month intervals for the duration of the permit.

In the event that the frequency or extent of monitoring or other functions carried out by Fingal County Council need to be increased for whatever reason the Permit Holder shall contribute such sums as are determined by the Council to defray its costs.

- 8.2 Prior to the commencement of works and waste activities on site the Permit Holder shall lodge with Fingal County Council a cash deposit of €25,000 or an equivalent bond or other approved financial provision as a security for the satisfactory compliance by the Permit Holder with the terms and conditions attached to this permit. In the event of non-compliance by the Permit Holder with any terms or conditions attached to this permit Fingal County Council shall be empowered to apply the said funds or part thereof for the satisfactory compliance with the terms and conditions attached to this permit as necessary. Any amount not so used by the Council will be released to the Permit Holder when all activities on site have ceased and the Permit Holder has fully complied with the terms and conditions attached to the permit to the satisfaction of Fingal County Council.
- 8.3 The Permit Holder shall indemnify Fingal County Council in respect of all claims, losses, damages arising out of injury to any person or loss of or damage to any property whatsoever caused by or in connection with the operation and management of the facility.

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